

Compliance Date Extensions for FSMA Final Rules

The following is a summary of the Revised Compliance Dates announced in the [Final Rule: Extension and Clarification of Compliance Dates for Certain Provisions of Four Implementing Rules](#) that impacts provisions in these four rules:

- [Preventive Controls for Human Food](#)
- [Preventive Controls for Food for Animals](#)
- [Produce Safety Final Rule](#)
- [Foreign Supplier Verification Programs \(FSVP\)](#)

Extension of Compliance Dates for the Written Assurances in the Customer Provisions in Part 117 and Related Rules		
	Previously Announced Compliance Date	Compliance Date With Extension
Human Food—§ 117.136(a)(2)(ii), (3)(ii), and (4)(ii)		
Small Business (a business (including any subsidiaries and affiliates) employing fewer than 500 full-time equivalent employees)	September 18, 2017	September 18, 2019.
Business that is neither small or very small (a business (including any subsidiaries and affiliates) averaging less than \$1 million, adjusted for inflation, per year, during the 3-year period preceding the applicable calendar year in sales of human food plus the market value of human food manufactured, processed, packed or held without sale (e.g. held for a fee))	September 19, 2016	September 19, 2018.
Animal Food—§ 507.36(a)(2)(ii), (3)(ii), and (4)(ii)		
Small Business (a business (including any subsidiaries and affiliates) employing fewer than 500 full-time equivalent employees)	September 17, 2018	September 17, 2020.
Business that is neither small or very small ((a business (including any subsidiaries and affiliates) averaging less than \$2,500,000, adjusted for inflation, per year, during the 3-year period preceding the applicable calendar year in sales of animal food plus the market value of animal food manufactured, processed, packed or held without sale (e.g., held for a fee or supplied to a farm without sale))	September 18, 2017	September 18, 2019.

FSVP—§ 1.507(a)(2)(ii), (3)(ii), and (4)(ii)		
Latest date of:		
18 months after the publication of the final rule	May 30, 2017	May 28, 2019.
Importers of food from foreign supplier subject to preventive controls regulation for human food, the preventive controls or CGMP requirements in part 507, or the produce safety regulation:	6 months after supplier is required to comply with the relevant regulations	30 months after previously announced compliance date for the relevant regulations.
Produce Safety—§ 112.2(b)(3)		
Very small businesses relying on the exemption in § 112.2(b) for sprouts that would otherwise be subject to subpart M (those with more than \$25,000 but no more than \$250,000 in average annual produce sales during the previous three year period)	January 28, 2019	January 26, 2021.
Small businesses relying on the exemption in § 112.2(b) for sprouts that would otherwise be subject to subpart M (those with more than \$250,000 but no more than \$500,000 in average annual produce sales during the previous three year period)	January 26, 2018	January 27, 2020.
All other businesses relying on the exemption in § 112.2(b) for sprouts that would otherwise be subject to subpart M	January 26, 2017	January 28, 2019.
Very small businesses relying on the exemption in § 112.2(b) for all other produce that would otherwise be covered (those with more than \$25,000 but no more than \$250,000 in average annual produce sales during the previous three year period)	January 27, 2020	January 26, 2022.
Small businesses relying on the exemption in § 112.2(b) for all other produce that would otherwise be covered (those with more than \$250,000 but no more than \$500,000 in average annual produce sales during the previous three year period)	January 28, 2019	January 26, 2021.
All other businesses relying on the exemption in § 112.2(b) for all other produce that would otherwise be covered	January 26, 2018	January 27, 2020.

Extension of Compliance Dates for Both Part 117 and Part 507 for Facilities Solely Engaged in Packing and/or Holding Produce RACs and/or Nut Hulls and Shells		
	Previously Announced Compliance Date	Compliance Date With Extension
Human Food—Facilities solely engaged in packing and/or holding activities on produce RACs (part 117)		
Very Small Businesses (a business (including any subsidiaries and affiliates) averaging less than \$1 million, adjusted for inflation, per year, during the 3-year period preceding the applicable calendar year in sales of human food plus the market value of human food manufactured, processed, packed or held without sale (e.g. held for a fee))	September 17, 2018	January 27, 2020.
Small Businesses (a business (including any subsidiaries and affiliates) employing fewer than 500 full-time equivalent employees)	September 18, 2017	January 28, 2019.
Other Businesses	September 19, 2016	January 26, 2018.
Animal Food—Facilities solely engaged in packing and/or holding activities on produce RACs and/or nut hulls and shells that are used as animal food (part 507)		
Very Small Businesses (a business (including any subsidiaries and affiliates) averaging less than \$2,500,000, adjusted for inflation, per year, during the 3-year period preceding the applicable calendar year in sales of animal food plus the market value of animal food manufactured, processed, packed or held without sale (e.g., held for a fee or supplied to a farm without sale))	September 17, 2018 (CGMPs) September 17, 2019 (preventive controls)	January 27, 2020 (CGMPs) January 26, 2021 (preventive controls).
Small Businesses (a business (including any subsidiaries and affiliates) employing fewer than 500 full-time equivalent employees)	September 18, 2017 (CGMPs) September 17, 2018 (preventive controls)	January 28, 2019 (CGMPs) January 27, 2020 (preventive controls).
Other Businesses	September 19, 2016 (CGMPs) September 18, 2017 (preventive controls)	January 26, 2018 (CGMPs). January 28, 2019 (preventive controls).

Extension of Compliance Dates for Certain Facilities That Would Qualify as Secondary Activities Farms Except for Ownership of the Facility		
	Previously Announced Compliance Date	Compliance Date With Extension
Human Food—Facilities that would qualify as secondary activities farms except for ownership of the facility (part 117)		
Very Small Businesses (a business (including any subsidiaries and affiliates) averaging less than \$1 million, adjusted for inflation, per year, during the 3-year period preceding the applicable calendar year in sales of human food plus the market value of human food manufactured, processed, packed or held without sale (<i>e.g.</i> , held for a fee))	September 17, 2018	January 27, 2020.
Small Businesses (a business (including any subsidiaries and affiliates) employing fewer than 500 full-time equivalent employees)	September 18, 2017	January 28, 2019.
Other Businesses	September 19, 2016	January 26, 2018.
Animal Food—Facilities that would qualify as secondary activities farms except for ownership of the facility (part 507)		
Very Small Businesses (a business (including any subsidiaries and affiliates) averaging less than \$2,500,000, adjusted for inflation, per year, during the 3-year period preceding the applicable calendar year in sales of animal food plus the market value of animal food manufactured, processed, packed or held without sale (<i>e.g.</i> , held for a fee or supplied to a farm without sale))	September 17, 2018 (CGMPs) September 17, 2019 (preventive controls)	January 27, 2020 (CGMPs). January 26, 2021 (preventive controls).
Small Businesses (a business (including any subsidiaries and affiliates) employing fewer than 500 full-time equivalent employees)	September 18, 2017 (CGMPs) September 17, 2018 (preventive controls)	January 28, 2019 (CGMPs). January 27, 2020 (preventive controls).
Other Businesses	September 19, 2016 (CGMPs) September 18, 2017 (preventive controls)	January 26, 2018 (CGMPs). January 28, 2019 (preventive controls).

Extension of Compliance Dates in Part 117 for Certain Facilities That Color RACs (Human Food)		
	Previously Announced Compliance Date	Compliance Date With Extension
Very Small Businesses (a business (including any subsidiaries and affiliates) averaging less than \$1 million, adjusted for inflation, per year, during the 3-year period preceding the applicable calendar year in sales of human food plus the market value of human food manufactured, processed, packed or held without sale (<i>e.g.</i> , held for a fee))	September 17, 2018	January 27, 2020.
Small Businesses (a business (including any subsidiaries and affiliates) employing fewer than 500 full-time equivalent employees)	September 18, 2017	January 28, 2019.
Other Businesses	September 19, 2016	January 26, 2018.

Extension of Compliance Dates for Facilities Solely Engaged in the Ginning of Cotton Under Part 507 (Animal Food)		
	Previously Announced Compliance Date	Compliance Date With Extension
Very Small Businesses (a business (including any subsidiaries and affiliates) averaging less than \$2,500,000, adjusted for inflation, per year, during the 3-year period preceding the applicable calendar year in sales of animal food plus the market value of animal food manufactured, processed, packed or held without sale (<i>e.g.</i> , held for a fee or supplied to a farm without sale))	September 17, 2019	January 26, 2021.
Small Businesses (a business (including any subsidiaries and affiliates) employing fewer than 500 full-time equivalent employees)	September 17, 2018	January 27, 2020.
Other Businesses	September 18, 2017	January 28, 2019.

Extension of Compliance Dates for Importation of Food Contact Substances Under the FSVP Regulation		
	Previously Announced Compliance Date	Compliance Date With Extension
Importation of Food Contact Substances under the FSVP Regulation	May 30, 2017	May 28, 2019.