MISSISSIPPI STATE DEPARTMENT OF HEALTH

MISSISSIPPI MANUFACTURED FOOD BULLETIN

2024

CHRONIC VIOLATIONS AND OBSERVATIONS FROM 2023 INSPECTIONS

Every year the MSDH Division of Food Protection-Manufactured Food conducts inspection audits to determine the chronic violations and observations from the previous year. A chronic violation is defined as a violation that is marked out of compliance five or more times (across all firms) within a 12-month period. For 2023 the chronic violations were as follows:

- Does the firm have written Good Manufacturing Practices (GMPs) in place? The written GMPs should include your training program, sanitation procedures, and your processes and controls.
- Are records that document training established and maintained? 21 CFR Part 117 Subpart A requires that individuals receive training in the principles of food hygiene and food safety as appropriate to the food, facility, and the individual's assigned duties. Records that document the training are required to be established and maintained according to 21 CFR Part 117 Subpart F.

Other observations made during the inspection include but are not limited to:

- Does the firm practice its recall plan? MSDH advises that every firm practices their recall plan at least annually.
- Has the facility submitted the Qualified Facility Attestation? Facilities are required to submit a Quality Facility Attestation to the FDA if they meet the definition of a Qualified Facility, see below for more information.

QUALIFIED FACILITY ATTESTATION FOR HUMAN FOOD FACILITY

The FDA Food Safety Modernization Act (FSMA) established requirements for hazard analysis and risk-based preventive controls for facilities that produce food for humans and animals. Under FSMA, a "Qualified Facility" is a facility that is considered exempt from parts of the PCHF Rule, specifically Requirements for Hazard Analysis and Risk-Based Preventive Controls (Subpart C) and Requirements for a Supply-Chain Program (Subpart G). However, a qualified facility is still subject to modified requirements (Subpart D). These modified requirements include the requirement that the facility submit FDA form 3942a, attesting to its status as a "qualified facility". Facilities must have a valid food facility registration to submit their attestation.

- For help determining if your facility meets the definition of a "qualified facility" under 21 CFR Part 117 and what records you need to keep click **here.**
- For instructions on submitting your attestation using form FDA 3942a click **here.**

DON'T FORGET!

2024 is the year to renew your FDA Food Facility Registration.

The renewal period will be from October 1, 2024, through December 31, 2024. For more information regarding the Biennial Registration Renewal click here.

You can now pay your permit fee online. Go to www.ms.gov/msdh/environmental/food to pay. You will be asked to enter your ID Number, if you don't know the ID Number email mfgfoods@msdh.ms.gov.