

West Virginia Department of Agriculture

Kent A. Leonhardt, Commissioner
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PRODUCE SAFETY PROGRAM

2020 Basic Exemption Worksheet

Note: For farm use only; retain this for your records.
File the summary affidavit form with the West Virginia Department of Agriculture.

To File Affidavit: Email to produce@wvda.us
OR print and mail to: WVDA/Produce Exemption,
1900 Kanawha Blvd, E., Charleston, WV 25305.

Step 1.

- Insert your total produce sales for 2017, 2018 and 2019 in the boxes below.
- Add your total 2017, 2018 and 2019 together:

_____ + _____ + _____ = \$ _____

(B-2017) (C-2018) (D-2019) (E-Total produce sales for 3 years)

Divide "E (total produce sales for 3 years) by "3" for three-year value for 2017-2019

_____ DIVIDED BY: "3" = \$ _____
E-Total produce sales for 3 years (above) F-Avg. 3-year value; enter below

A-Baseline Value (2011)	B-Value in 2017	C-Value in 2018	D-Value in 2019	F-Average 3 Year Value for 2017-2019
\$25,000.00	\$27,493.00	\$28,106.00	\$28,625.00	28,075.00

If "E" **>\$28,075.00**, STOP. Complete the Qualified
Exemption Worksheet and, if qualified, file a Qualified
Exempt Affidavit.



For more information, contact the WVDA at 304-558-2227 or produce@wvda.us

Step 2.

The “basic exemption status” requires growers to meet at least one of the following requirements (remember all sales must fit into one category, can’t mix totals amongst categories):

- A. **Only** grow produce that is rarely consumed raw (RCR), specifically the produce on the following list (no additions allowed):

*Asparagus
Black beans
Great Northern beans
Kidney beans
Lima beans
Navy beans
Pinto beans
Beets
Garden (roots & tops) beets
Sugar beets
Cashews
Sour cherries
Chickpeas
Cocoa beans
Coffee beans
Collards
Sweet corn
Cranberries*

*Dates
Dill (seeds & weed)
Eggplants
Figs
Ginger
Hazelnuts
Horseradish
Lentils
Okra
Peanuts
Pecans
Peppermint
Potatoes
Pumpkins
Winter squash
Sweet potatoes
Water chestnuts*

And Mature southern field peas (such as black-eyed peas, cowpeas, crowder peas, purple hull peas, sea island peas, silver peas and speckled peas)

- B. Produce grown is used only for personal consumption or produced for consumption on the farm or another farm under the same management.
- C. Produce grown receives commercial processing that adequately reduces the presence of microorganisms of public health significance (i.e. commercial canning or permitted acidified food production in a home kitchen under the West Virginia Farmers Market Rule)
- D. During the previous 3-year period your average of all produce sales was less than \$25,000) (on a rolling basis) adjusted for inflation.

Once you have determined that you qualify for one of the exemptions listed above, note the letter (A, B, C, D) and complete the Affidavit Form to be filed with the West Virginia Department of Agriculture.

I am filing a Produce Basic Exemption status with WVDA under the following requirement:

Select only one: **A** **B** **C** **D**
 ☐ ☐ ☐ ☐

Retain this form for your records.

Affidavit filings must be completed annually.

Do not return this worksheet with your Affidavit.