

Certification Recommendations -- 1995

NATIONAL ORGANIC STANDARDS BOARD FINAL RECOMMENDATION ADDENDUM NUMBER 11 REQUIREMENTS FOR HANDLER CERTIFICATION

Date adopted: October 31, 1995
Location: Austin, Texas

The following amendments are to be made in the Requirements For Handler Certification section, as indicated, in the NOSB Final Recommendations adopted June 1-4, 1994 in Santa Fe, New Mexico.

Change lines 27-29, page 1, to read as follows:

Handlers who hold legal title to organic products ***shall be*** responsible for maintaining the organic integrity ***and the audit trail*** of the organic products they handle.

Change lines 29-33, page 1, to read as follows:

Handlers who must be certified under the OFPA include ***distributors***, food services, jobbers, packers, shippers, and processors who take legal title to organic products, including livestock feed, as well as retailers ***and distributors who process and substantially transform, repack or relabel*** organic agricultural products.

Add at line 51, page 2:

Retailers and distributors who take legal title to organic products, but do not process¹, [OFPA Section (2103) see footnote] substantially transform, repack or relabel these products are exempt from the certification provisions of the OFPA.

Add as footnote, page 2:

¹OFPA Section 2103 Definitions (17) Processing - The term Aprocessing@ means cooking, baking, heating, drying, mixing, grinding, churning, separating, extracting, cutting, fermenting, eviscerating, dehydrating, freezing, or otherwise manufacturing, and includes the packaging, canning, jarring, or otherwise enclosing food in a container.

Change lines 66-71, page 3, to read as follows:

3. Distributors

A distributor purchases product under its own name, usually from shippers, processors, or other distributors, and generally sell outside their local area. Distributors may or may not take physical possession of the merchandise. A distributor must be certified as an organic handler under the ***OFPA only if they both take title to the organic products and substantially transform, process, repackage or relabel these products.***