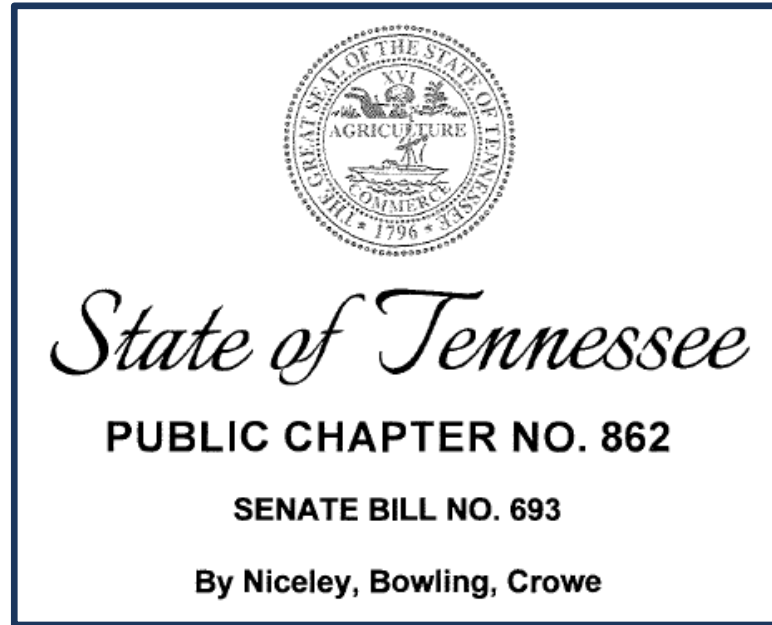




Tennessee Food Freedom Act

Homemade Food Products in Tennessee

New Statute



- Tennessee Food Freedom Act, Public Chapter 862
 - Signed by Governor Bill Lee on 04/14/2022
 - Effective date 07/01/2022

Important

- Producers who were producing non-potentially hazardous foods under previous exemptions are required to comply with Tennessee Food Freedom Act as of 07/01/2022.
- Products produced under Tennessee Food Freedom Act must be produced at a **private residence**. Any production in a kitchen that is not at a private residence will require a Food Manufacturing License from TDA.

Significant Changes

- Potentially Hazardous Food (PHF) was replaced with Time/Temperature Control for Safety (TCS) food.
 - Product shall **not** contain meat, poultry, fish, or preserved eggs.
 - Finished product shall **not** require temperature control for safety.
- In addition to direct-to-consumer sales, this Act now allows for third party sales.
 - Product can be sold wholesale to retail stores within Tennessee.
 - **In accordance with Tennessee Department of Health, foods prepared under Tennessee Food Freedom Act are not approved to be served in a food service establishment (i.e. restaurants).**

What Are The Requirements?

- **Homemade**
 - Must be produced **at** a private residence.
- **Non-TCS**
 - Temperature control shall **not** be required for safety of finished products.
- **Intrastate sales only**
 - Products shall only be sold **within** Tennessee.
- **Specific labeling requirements**

Label Requirements

- Producer name (given name or business name)
- **Home address and phone number**
 - **Full street address required. PO boxes do not meet requirements.**
- Common name of food
- Ingredients in descending order of prominence
 - Sub-ingredients must be declared for any ingredient containing more than one ingredient itself.
- **Required Disclaimer:**
 - **"This product was produced at a private residence that is exempt from state licensing and inspection. This product may contain allergens."**

Example- Chocolate Chip Cookies

Chocolate Chip Cookies



Inside Label

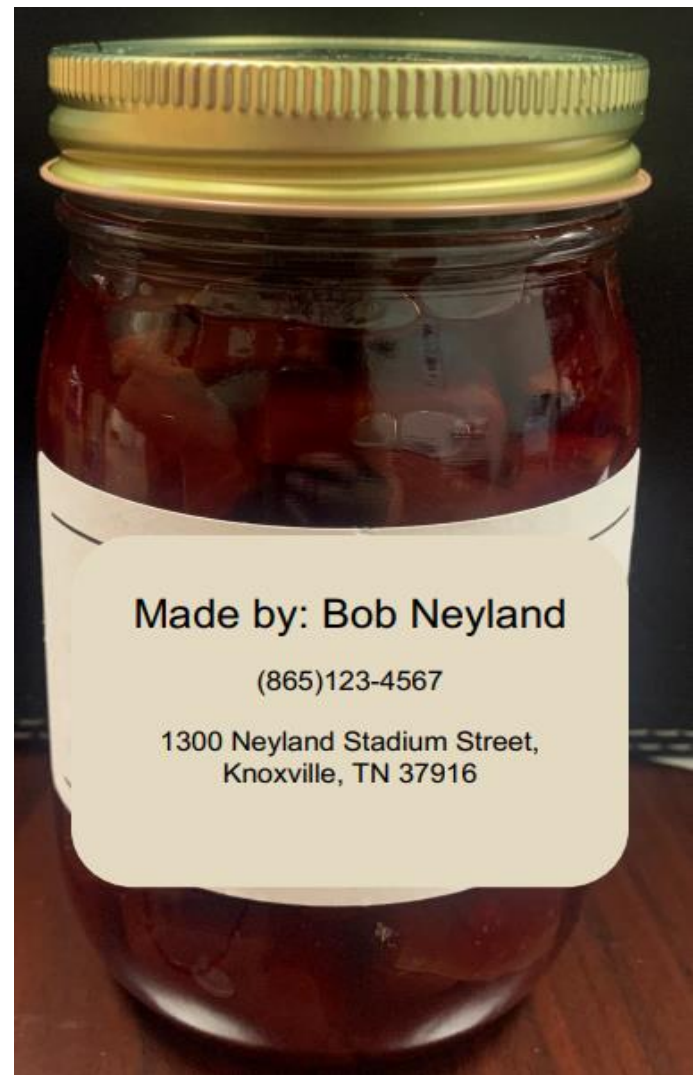
**Kyla's Homemade Cookies
K. Adkins, 2510 River Dr. Knoxville,
TN 37796. 865-974-7331**

Chocolate Chip Cookies

**Ingredients: Enriched Wheat Flour,
Semi-sweet Chocolate Chips (Sugar,
Chocolate Liquor, Cocoa Butter, Corn
Sugar, Milk Fat, Soy Lecithin, Natural
Flavor, Vanillin), Butter (Milk), Sugar,
Brown Sugar, Eggs, Vanilla Extract,
Salt, Baking Soda**

**This product was produced at a
Private Residence that is exempt
from state licensing and inspection.
This product may contain allergens.**

Example- Pickled Beets



Examples

Allowed*

Shelf Stable Baked Goods

Spice Blends

Roasted Coffee

Candy

Freeze Dried Candy, Produce

Canned Fruits and Vegetables

Pickled Fruits and Vegetables

Canned Salsa

Shelf Stable Sauces

Not Allowed*

Finished Products Requiring
Temperature Control for Safety

Meat- Including Jerky and Freeze Dried

Poultry- Including Jerky and Freeze Dried

Fish- Including Jerky and Freeze Dried

Pickled, Canned, or Preserved Eggs

Finished Dairy Products- Including Fluid
Milk, Yogurt, Butter, and Soft Cheese

Fresh Garlic in Oil

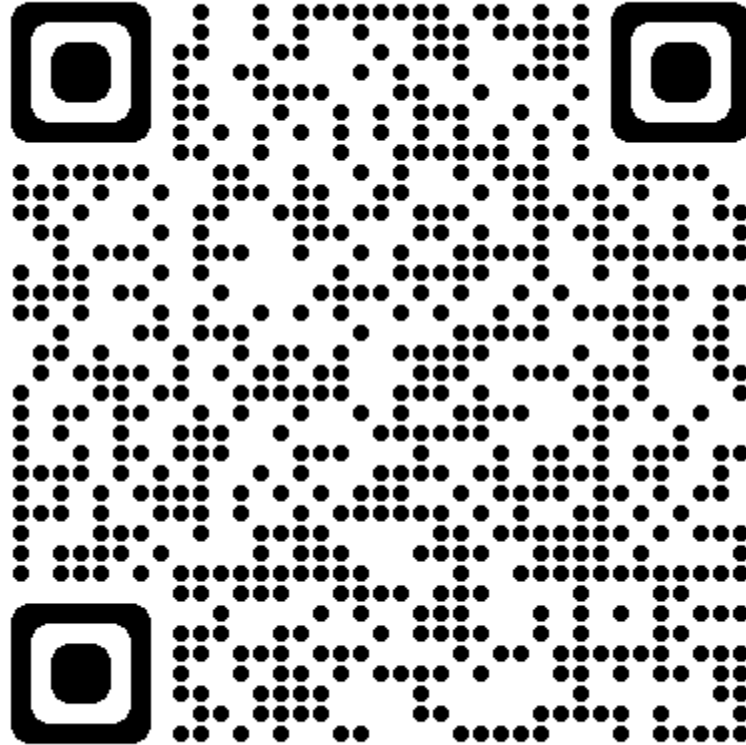
Important To Consider

- While a food license from Tennessee Department of Agriculture may not be required, producers may fall under the jurisdiction of other local and state agencies. Examples may include:
 - Local zoning and building codes
 - State rules and regulations for disposal of sewage, wastewater, and solid waste.

TDA's Role

- Answer producer's questions.
- Promote best practices.
- Guide producers to University of Tennessee, Tennessee State University, and their extension agencies.

TDA Informational Webpage



<https://www.tn.gov/agriculture/consumers/food-safety/tennessee-food-freedom-act.html>

Contact Information

Tennessee Department of Agriculture
Consumer and Industry Services
Food and Dairy Section

Requests.Food@TN.gov

615-837-5193