Aquaculture and Food Processing

Wisconsin Department of Agriculture, Trade and Consumer Protection

Technical Specialist
Jill Ball R.S.
DATCP Division of Food Safety does NOT License Fee Fishing

Customer pays fee to fish
Customer catches fish
Operator heads, eviscerates and filets fish customer caught
Operator cleaned fish goes home with customer that caught it
DATCP Division of Food Safety won’t License

- Fish raised or processed:
  - To Give Away
  - Hatchery
  - Bait
Aquaculture will be licensed and inspected by DATCP Division of Food Safety when

- Fish processed into human food for sale
- Cleaned fish are supplied when none are caught by fee fishing customer
- Cleaned fish are sold to visitors
Definition of Food Processing

➢ Food processing defined in ATCP 70.01(16) includes
  ➢ Cutting
  ➢ Smoking
  ➢ Drying
  ➢ Coating
  ➢ Extracting
  ➢ Packing
  ➢ Packaging
Food Processing Plant - Processing for Wholesale Distribution

- Regulated and licensed by WDATCP Division of Food Safety under ATCP 70

- ATCP 70 Subchapter IV — Fish Processing Plants; Supplementary Requirements 70.18

Note: ATCP 70 is currently open for revision and will go to public hearing sometime this summer for verbal and written comments.
Food Processing Plant - Processing for Wholesale Distribution

- Regulated but not licensed by FDA
- Regulated under FDA Title 21CFR123 Fish and Fishery Products
  - Rule includes HACCP
- May be inspected by FDA and review Fish and Fishery Product HACCP plan Compliance
Food Processing Plant License Allows

- Processed food to be sold to an entity that will resell e.g.
  - Restaurants
  - Grocery Stores
  - Institutional Commissary
- Unlimited retail sales
- Interstate and Intrastate sales
Food Processing Plant License Does NOT Allow

- Restaurant meal type sales can not be conducted without a restaurant license
- Restaurant activities are licensed and inspected by Wisconsin Department of Health and Family Services (soon to be Department of Health Services) or the Local Health Department
- Regulated under HFS196 and the Wisconsin Food Code
Retail Food Establishment- Processing for Retail Sale

- Licensed and inspected by DATCP Division of Food Safety or Local Health Department

- Regulated under ATCP 75 and the 2005 Wisconsin Food Code
Retail Food Establishment License Allows

- Processing fish into human food for retail non-meal type sale
  - Retail sale of food exceeds 51% of total food sales
- Processing fish into human food for restaurant meal type sale
  - Meal sales does not exceed 49% of total food sales
Retail Food Establishment license does NOT Allow

- Wholesale sale of processed fish or fish products
Restaurant License- Processing for meal sales

- Licensed and inspected by WDHS Division of Food Safety and Recreational Licensing or Local Health Departments

- Regulated under HFS 196 and 2005 Wisconsin Food Code
Restaurant license allows

- Processing fish into human food for restaurant meal type sale
  - Meal sales exceed 51% of total food sales
- Processing fish into human food for retail non-meal type sale
  - Retail sale of food does not exceed 49% of total food sales
Restaurant license does NOT allow

- Wholesale sale of processed fish, fish products or food of any kind
<table>
<thead>
<tr>
<th>TYPE OF SALE</th>
<th>LICENSE AUTHORITY</th>
<th>INSPECTION AUTHORITY</th>
</tr>
</thead>
<tbody>
<tr>
<td>Wholesale includes Retail</td>
<td>WDATCP</td>
<td>WDATCP and FDA</td>
</tr>
<tr>
<td>Retail/Grocery includes limited Restaurant/Meal</td>
<td>WDATCP or Local Health Department</td>
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For licensing information contact:

Wisconsin Department of Agriculture Trade and Consumer Protection
Division of Food Safety
2811 Agriculture Dr.
P.O. Box 8911
Madison, WI  53708-8911
608-224-4700

Wisconsin Department of Health Services
Division of Food Safety and Recreational Licensing
1 West Wilson St.
P.O. Box 2659
Madison, WI  53710-2659
608-266-2835
Any Questions???

Thank You