

# Real Progress in Food Code Adoption

The Association of Food and Drug Officials (AFDO), under contract to the Food and Drug Administration, is gathering data on the progress of FDA Food Code adoptions by States, Territories, and Indian Health Service. Adoption of the Food Code represents a successful federal/state/local partnership in improving food safety. FDA and AFDO's goal is the prevention and reduction of foodborne illness and death from food produced at the retail level. Adoption of the Food Code by all food safety agencies at the federal, state, local and tribal levels establishes a sound regulatory foundation and legal framework for uniformity in achieving such a reduction.

The data contained in this report was collected by the Association of Food and Drug Officials (AFDO) through internet research and personal contact with state program personnel. Please contact the AFDO office at 717-757-2888 to verify any information in this summary.

## Food Code Adoption by State

Fifty (50) of the 50 States and the District of Columbia (DC) have adopted codes patterned after the 1995, 1997, 1999, 2001, 2005, 2009, or 2013 versions of the FDA Food Code.

1 state has adopted the 1995 Food Code.

- South Dakota

1 state has adopted the 1997 Food Code.

- Minnesota

3 states and the District of Columbia have adopted the 1999 Food Code.

- Arizona, Louisiana, Massachusetts

7 states have adopted the 2001 Food Code.

- Connecticut, Georgia, Idaho, Indiana, New Jersey, New York, Vermont

9 states have adopted the 2005 Food Code.

- Alabama, Alaska, California, Georgia, Illinois, Kentucky, Rhode Island, Virginia, West Virginia

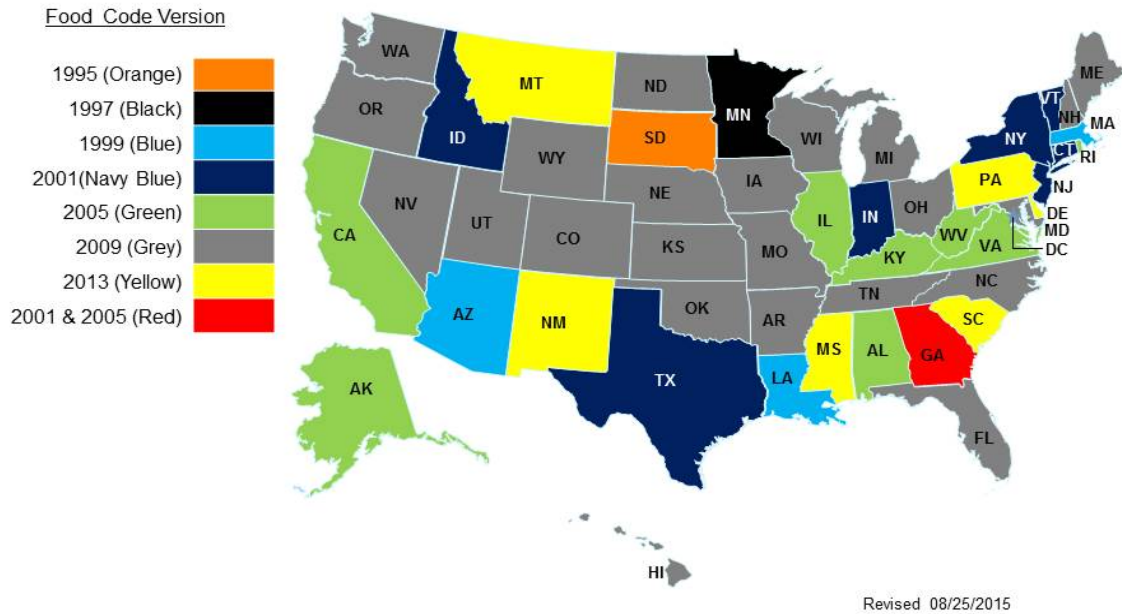
23 states have adopted the 2009 Food Code.

- Arkansas, Colorado, Florida, Hawaii, Iowa, Kansas, Maine, Maryland, Michigan, Missouri, Nebraska, Nevada, New Hampshire, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Tennessee, Utah, Washington, Wisconsin, Wyoming

7 states have adopted the 2013 Food Code.

- Delaware, Mississippi, Montana, New Mexico, Pennsylvania, South Carolina, Texas

# Food Code Adoption by State



A map of the United States representing FDA Food Code adoption throughout the country

State Agency	Food Code Version
Alabama Department of Public Health	2005
Alaska Food Safety & Sanitation Program	2005
Arizona Department of Health Services	1999
Arkansas Department of Health	2009
California Department of Public Health	2005
Colorado Department of Public Health and Environment	2009
Connecticut Department of Consumer Protection	2001
Delaware Department of Health and Social Services	2013
Florida Division of Food Safety	2009
Florida Division of Hotels & Restaurants	2009
Georgia Department of Agriculture	2001
Georgia Department of Public Health	2005
Hawaii Department of Health	2009
Idaho Department of Health & Welfare	2001
Illinois Department of Public Health	2005
Indiana State Department of Health	2001
Iowa Department of Inspections & Appeals	2009
Kansas Department of Agriculture	2009

<b>State Agency</b>	<b>Food Code Version</b>
Kentucky Department for Public Health	2005
Louisiana Department of Health & Hospitals	1999
Maine Department of Agriculture, Food, & Rural Resources	2009
Maryland Department of Health and Mental Hygiene	2009
Massachusetts Department of Public Health	1999
Michigan Department of Agriculture & Rural Development	2009
Minnesota Department of Health	1997
Mississippi State Department of Health	2013
Missouri Department of Health & Senior Services	2009
Montana Department of Public Health and Human Services	2013
Nebraska Department of Agriculture	2009
Nevada State Division of Health	2009
New Hampshire Division of Public Health Services	2009
New Jersey Department of Health & Senior Services	2001
New Mexico Environment Department	2013
New York State Department of Agriculture & Markets	2001
North Carolina Department of Health & Human Resources	2009
North Dakota Department of Health	2009
Ohio Department of Health	2009
Oklahoma State Department of Health	2009
Oregon Department of Agriculture	2009
Oregon Public Health Division	2009
Pennsylvania Department of Agriculture	2013
Rhode Island Department of Health	2005
South Carolina Department of Health & Environmental Control	2013
South Dakota Department of Health	1995
Tennessee Department of Health, Division of Environmental Health	2009
Texas Department of State Health Services	2013
Utah Department of Agriculture & Food	2009
Vermont Department of Health	2001
Virginia Department of Agriculture & Consumer Services	2005
Virginia Department of Health	2005
Washington DC Department of Health	1999
Washington State Department of Health	2009
West Virginia Department of Health	2005
Wisconsin Department of Agriculture, Trade, and Consumer Protection	2009
Wisconsin Department of Health Services	2009
Wyoming Department of Agriculture	2009

## Food Code Adoption by Population

The following information represents FDA Food Code adoption by population throughout the United States. The population estimates for each of the 50 states and the United States are from the US Census Bureau as of July 1, 2013.<sup>1</sup>

1 state has adopted the 1995 Food Code, representing 844,877 citizens or 0.27% of the United States.

- South Dakota

1 state has adopted the 1997 Food Code, representing 5,420,380 citizens or 1.71% of the United States.

- Minnesota

3 states and the District of Columbia have adopted the 1999 Food Code, representing 17,944,918 citizens or 5.68% of the United States.

- Arizona, Louisiana, Massachusetts

7 states have adopted the 2001 Food Code, representing 50,948,381 citizens or 16.10% of the United States.

- Connecticut, Georgia, Idaho, Indiana, New Jersey, New York, Vermont

9 states have adopted the 2005 Food Code, representing 82,337,192 citizens or 26.05% of the United States.

- Alabama, Alaska, California, Georgia, Illinois, Kentucky, Rhode Island, Virginia, West Virginia

23 states have adopted the 2009 Food Code, representing 111,696,201 citizens or 35.33% of the United States.

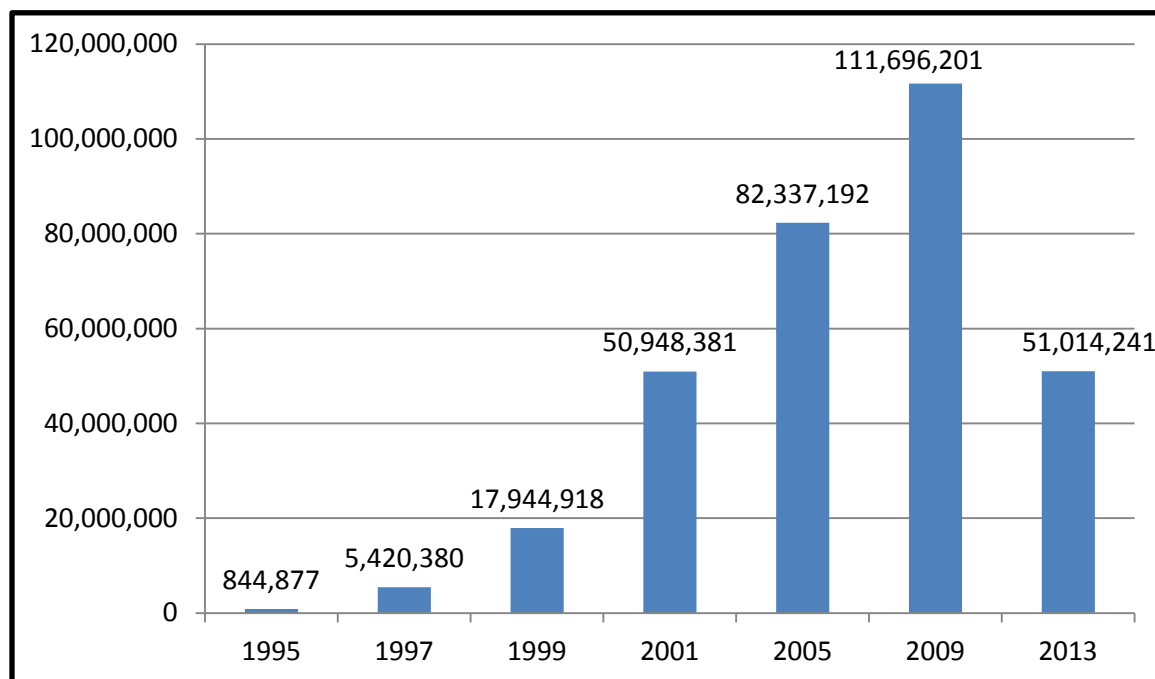
- Arkansas, Colorado, Florida, Hawaii, Iowa, Kansas, Maine, Maryland, Michigan, Missouri, Nebraska, Nevada, New Hampshire, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Tennessee, Utah, Washington, Wisconsin, Wyoming

7 states have adopted the 2013 Food Code, representing 51,014,241 citizens or 16.12% of the United States.

- Delaware, Mississippi, Montana, New Mexico, Pennsylvania, South Carolina, Texas

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<sup>1</sup> Current Estimates Data. (2014, July 1). Retrieved August 24, 2015, from <http://www.census.gov/popest/data/index.html>



**Food Code Adoption by Population and Food Code Version Adopted**

A chart representing FDA Food Code adoption by population throughout the United States

State Agency Name	Food Code Version	Population
Alabama Department of Public Health	2005	4,833,722
Alaska Food Safety & Sanitation Program	2005	735,132
Arizona Department of Health Services	1999	6,626,624
Arkansas Department of Health	2009	2,959,373
California Department of Public Health	2005	38,332,521
Colorado Department of Public Health and Environment	2009	5,268,367
Connecticut Department of Consumer Protection	2001	3,596,080
DC Department of Health	1999	646,449
Delaware Department of Health and Social Services	2013	925,749
Florida Division of Food Safety	2009	19,552,860
Florida Division of Hotels & Restaurants	2009	19,552,860
Georgia Department of Agriculture	2001	9,992,167
Georgia Department of Public Health	2005	9,992,167
Hawaii Department of Health	2009	1,404,054
Idaho Department of Health & Welfare	2001	1,612,136
Illinois Department of Public Health	2005	12,882,135
Indiana State Department of Health	2001	6,570,902
Iowa Department of Inspections & Appeals	2009	3,090,416

State Agency Name	Food Code Version	Population
Kansas Department of Agriculture	2009	2,893,957
Kentucky Department for Public Health	2005	4,395,295
Louisiana Department of Health & Hospitals	1999	4,625,470
Maine Department of Agriculture, Food, & Rural Resources	2009	1,328,302
Maryland Department of Health and Mental Hygiene	2009	5,928,814
Massachusetts Department of Public Health	1999	6,692,824
Michigan Department of Agriculture & Rural Development	2009	9,895,622
Minnesota Department of Health	1997	5,420,380
Mississippi State Department of Health	2013	2,991,207
Missouri Department of Health & Senior Services	2009	6,044,171
Montana Department of Health	2013	1,015,165
Nebraska Department of Agriculture	2009	1,868,516
Nevada State Division of Health	2009	2,790,136
New Hampshire Division of Public Health Services	2009	1,323,459
New Jersey Department of Health & Senior Services	2001	8,899,339
New Mexico Environment Department	2013	2,085,287
New York State Department of Agriculture & Markets	2001	19,651,127
North Carolina Department of Health & Human Resources	2009	9,848,060
North Dakota Department of Health	2009	723,393
Ohio Department of Health	2009	11,570,808
Oklahoma State Department of Health	2009	3,850,568
Oregon Department of Agriculture	2009	3,930,065
Oregon Public Health Division	2009	3,930,065
Pennsylvania Department of Agriculture	2013	12,773,801
Rhode Island Department of Health	2005	1,051,511
South Carolina Department of Health & Environmental Control	2013	4,774,839
South Dakota Department of Health	1995	844,877
Tennessee Department of Health	2009	6,495,978
Texas Department of State Health Services	2013	26,448,193
Utah Department of Agriculture & Food	2009	2,900,872
Vermont Department of Health	2001	626,630
Virginia Department of Agriculture & Consumer Services	2005	8,260,405
Virginia Department of Health	2005	8,260,405
Washington State Department of Health	2009	6,971,406
West Virginia Department of Health	2005	1,854,304
Wisconsin Department of Agriculture, Trade, and Consumer Protection	2009	5,742,713
Wisconsin Department of Health Services	2009	5,742,713
Wyoming Department of Agriculture	2009	582,658
United States of America Resident Population Plus Armed Forces	316,432,767	

## Territorial Food Code Adoption

The following information represents FDA Food Code adoption by population throughout the United States territories. The population estimates for American Samoa, Guam, Northern Mariana Islands, and Virgin Islands (U.S.) are from the World Bank.<sup>2</sup> The population estimates for Puerto Rico is from the US Census Bureau as of July 1, 2013.<sup>3</sup>

Territory	Food Code Version	Population
American Samoa	Not Adopted	55,165
Guam	2005	165,124
Northern Mariana Islands	Not Adopted	53,855
Puerto Rico	2009	3,615,086
Virgin Islands (U.S.)	2001	104,737

## Indian Health Service/Tribal Food Code Adoption

The *Indian Health Manual* states that the Indian Health Service will “utilize the latest version of the Food and Drug Administration's Food Code in the implementation of the survey and education program”.<sup>4</sup>

<sup>2</sup> Population, total. (2014, January 1). Retrieved August 24, 2015, from <http://data.worldbank.org/indicator/SP.POP.TOTL>

<sup>3</sup> Current Estimates Data. (2014, July 1). Retrieved August 24, 2015, from <http://www.census.gov/popest/data/index.html>

<sup>4</sup> Indian Health Manual. (2014, October 24). Retrieved December 10, 2015, [http://www.ihs.gov/IHM/index.cfm?module=dsp\\_ihm\\_pc\\_p3c11#3-11.6H](http://www.ihs.gov/IHM/index.cfm?module=dsp_ihm_pc_p3c11#3-11.6H)