

MAPLE LAWS and REGULATIONS
Ohio Revised Code Chapter 3715
Ohio Food, Drug, Cosmetic and Device Law

- A "food processing establishment" does not include ... a processor of maple syrup who boils sap when a minimum of seventy-five percent of the sap used to produce the syrup is collected directly from trees by that processor. **(3715.021)**"

- All food products, including ... all packaged maple syrup ... are subject to food sampling conducted by the director of agriculture. **(3715.022)**

- A ... maple syrup ... processor ... shall label each of their food products ...
 1. The name and address of the business ...;
 2. The name of the food product;
 3. The ingredients of the food product, in descending order of predominance by weight;
 4. The net weight and volume of the food product;

Food products identified and labeled ... (as above) ... are acceptable food products that a retail food establishment or food service operation licensed under **Chapter 3717** of the Revised Code may offer for sale or use in preparing and serving food. **(3715.023)**

- A maple syrup ... processor ... may request that the director of agriculture conduct a voluntary inspectionif the inspector determines that the facilities comply with the rules ... processor ... may place on the label ... a seal of conformity and inspection of the department of agriculture. **(3715.024)**

- **Definitions (3715.24):**

- (1) "Grade" means standards for grades of maple syrup adopted by the United States department of agriculture and accepted by the director of agriculture or grades as defined in rules adopted by the director.
- (2) "Maple products" means maple syrup, maple sugar, maple cream, or any other product in which the sugar content is entirely derived from pure maple sap and to which no other sweetener has been added.
- (3) "Maple sap" means the unprocessed liquid derived from the maple tree of the acer species.
- (4) "Maple sugar" or "maple concrete" means the solid, crystalline products derived from pure maple sap.
- (5) "Maple syrup" means the unadulterated liquid food derived by concentration and heat treatment of pure maple sap or by reconstituting maple sugar or maple concrete with water to a density of not less than sixty-six degrees on the Brix scale at sixty-eight degrees Fahrenheit and any permitted optional ingredients.
- (6) "Package" means a container, equal to or less than five gallons in volume, intended to be sold to individuals or commercial businesses for use without further processing or repackaging of the contents.

• **3717.22** All of the following are exempt from the requirement to be licensed as a retail food establishment:

- An establishment with commercially prepackaged foods that are not potentially hazardous and contained in displays, the total space of which equals less than two hundred cubic feet. (1)
- A person at a farmers market that is registered with the director of agriculture pursuant ... that offers for sale ... maple syrup... along limited number of other products (fresh unprocessed fruits or vegetables, cottage food products, sorghum, honey, commercially prepackaged food that is not potentially hazardous. on the condition that the food is contained in displays, the total space of which equals less than one hundred cubic feet on the premises where the person conducts business at the farmers market). (2C)
- A maple syrup ... processor ... **(as exempted by 3715.021)** ... offers maple syrup ... directly to the consumer from the site where ... processed. (7)
- A farm product auction ... offers only maple syrup. (11)
- A person who offers for sale maple syrup (along with a limited list of other commodities) at a festival or celebration organized by a political subdivision of the state and lasts for a period not longer than seven consecutive days. (15)
- A farm market on the condition that it is registered with the director and offers maple syrup along with a limited number of other products. (16)

MEMORANDUM

Date: May 19, 2014
To: Health Commissioners, Directors of Environmental Health and Interested Parties
From: Ohio Department of Agriculture, Division of Food Safety
Subject: Maple Syrup Definition

After examination of the definition of maple syrup, it has been determined that maple cream is included in the definition. Ohio Revised Code **3715.24(5)** states: Maple syrup means the unadulterated liquid food derived by concentration and heat treatment of pure maple sap or by reconstituting maple sugar or maple concentrate with water to a density of not less than sixty-six degrees on the Brix scale at sixty-eight degrees Fahrenheit and any permitted optional ingredients. Maple cream, while of a thicker consistency, meets the definition by having a density of not less than sixty-six degrees on the Brix scale.

Since maple cream (without any additional ingredients) falls under the definition of maple syrup, it may be offered for sale at registered farmers' markets and meet the exemptions in Ohio **Revised Code 3717.22(B)(2), (11), and (15)**.

**For questions contact:
Ohio Department of Agriculture, Division of Food Safety at 614-728-6250.**