

FDA EXTENDS DATE FOR COMPLIANCE WITH NEW NUTRITION FACTS LABEL; MENU LABELING RULES TAKE EFFECT

May 18, 2018

The FDA has extended the date for compliance with the [Nutrition Facts and Supplement Facts Label and Serving Size](#) final rules. As we [previously reported](#), the rules were finalized in May 2016 and initially set a general compliance date of July 26, 2018. Manufacturers with annual food sales of less than \$10 million were given an additional year to comply.

The FDA has now issued a [Federal Register](#) notice extending the compliance dates by “approximately 1.5 years.”

The Nutrition Facts labeling rules:

- Require an updated “Nutrition Facts” label with dual-column labeling for certain containers;
- Require mandatory declarations for “added sugars” in grams and as a percentage of Daily Value (% DV);
- Update the list of declared nutrients. Disclosure of vitamin D and potassium will be required. Calcium and iron will continue to be required. Vitamins A and C will no longer be required but can be included on a voluntary basis.
- Continue to retire “Total Fat,” “Saturated Fat,” and “Trans Fat,” but no longer require “Calories from Fat,” since research shows the type of fat is more important than the amount.
- Update daily values for nutrients like sodium, dietary fiber and vitamin D; and
- Update serving sizes and labeling requirements for certain package sizes.

For questions or more information, contact the author or any member of our [Retail](#) team.

RELATED PRACTICE AREAS

- Food & Agribusiness

MEET THE TEAM



Merrit M. Jones

San Francisco

merrit.jones@bclplaw.com

+1 415 675 3435

This material is not comprehensive, is for informational purposes only, and is not legal advice. Your use or receipt of this material does not create an attorney-client relationship between us. If you require legal advice, you should consult an attorney regarding your particular circumstances. The choice of a lawyer is an important decision and should not be based solely upon advertisements. This material may be “Attorney Advertising” under the ethics and professional rules of certain jurisdictions. For advertising purposes, St. Louis, Missouri, is designated BCLP’s principal office and Kathrine Dixon (kathrine.dixon@bclplaw.com) as the responsible attorney.