

Fresh Fruits and Vegetables at Retail

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Question/Issue

What are acceptable methods of sale at retail for fresh fruits and vegetables?

 [Wis. Stats. 98.06](#)
 [ATCP 91.03\(2\)](#)
 [NIST Handbook 130](#)

Background

Wis. Stats. § 98.06 - sets forth general requirements on how commodities may be sold by weight, measure, or count. Wis. Adm. Code § ATCP 91.03 adopted all currently adopted NIST Handbook 130 methods of sale for Fresh Fruits and Vegetables Specify Commodity.

“This guideline applies to all sales of fruits and vegetables. There are two tables, one for specific commodities and one for general commodity groups.” To access the 2011 HB 130 site, click on the link <http://www.nist.gov/pml/wmd/pubs/upload/HB130-11-final.pdf>, (Amended 2008) pg. 234, retrieved from web on October 25, 2011.

**Method of Retail Sale for Fresh Fruits and Vegetables
Specific Commodity**

Commodity	Weight	Count	Head or Bunch	Dry Measure (any size)	Dry Measure (1 dry qt or larger)
Artichokes	X	X			
Asparagus	X		X		
Avocados		X			
Bananas	X	X			
Beans (green, yellow, etc.)	X				X
Brussels Sprouts (loose)	X				
Brussels Sprouts (on stalk)			X		
Cherries	X			X	X
Coconuts	X	X			
Corn on the Cob		X			X
Dates	X				
Eggplant	X	X			
Figs	X				
Grapes	X				
Melons (cut in pieces)	X				
Mushrooms (small)	X			X	X
Mushrooms (Portobello, large)	X	X			
Okra	X				
Peas	X				X
Peppers (bell and other varieties)	X	X			X
Pineapples	X	X			
Rhubarb	X		X		
Tomatoes (except cherry/grape)	X	X			X

**Method of Retail Sale for Fresh Fruits and Vegetables
General Commodity Groups**

Commodity	Weight	Count	Head or Bunch	Dry Measure (any size)	Dry Measure (1 dry qt or larger)
Berries and Cherry/Grape Tomatoes	X			X	
Citrus Fruits (oranges, grapefruits, lemons, etc.)	X	X			X
Edible Bulbs (onions [spring or green], garlic, leeks, etc.)	X	X	X		X
Edible Tubers (Irish potatoes, sweet potatoes, ginger, horseradish, etc.)	X				X
Flower Vegetables (broccoli, cauliflower, Brussels sprouts, etc.)	X		X		
Gourd Vegetables (cucumbers, squash, melons, etc.)	X	X			X
Leaf Vegetables (lettuce, cabbage, celery, etc.)	X		X		
Leaf Vegetables (parsley, herbs, loose greens)	X		X	X	
Pitted Fruits (peaches, plums, prunes, etc.)	X	X			X
Pome Fruits (apples, pears, mangoes, etc.)	X	X			X
Root Vegetables (turnips, carrots, radishes, etc.)	X		X		