
This act summary is provided for the convenience of the public and members of the General Assembly. It is intended to provide a general summary of the act and may not be exhaustive. It has been prepared by the staff of the Office of Legislative Counsel without input from members of the General Assembly. It is not intended to aid in the interpretation of legislation or to serve as a source of legislative intent.

Act No. 42 (H.401). An act relating to exemptions for food manufacturing establishments

Subjects: Health; exemptions; licensing fees; food manufacturing establishments

This act creates a new category of food manufacturing establishments, cottage food operations, which refers to the home kitchen or auxiliary kitchen on a person's private property where cottage food products are produced. This act further defines "cottage food products" to mean items sold by a cottage food operator that do not require refrigeration or time or temperature controls for safety. It exempts cottage food operations with annual gross receipts of \$30,000.00 or less from the existing requirement to obtain a license and pay a licensure fee. This act continues to require food manufacturing establishments otherwise exempt from the licensure and licensing fee requirements to submit a licensing exemption filing with the additional requirement that as part of the licensing exemption filing a food service establishment attest to completion of training required by the Department of Health in rule.

Effective Date: July 1, 2025