1	H.401
2	An act relating to exemptions for food manufacturing establishments
3	It is hereby enacted by the General Assembly of the State of Vermont:
4	Sec. 1. LEGISLATIVE INTENT
5	It is the intent of the General Assembly that:
6	(1) Vermont enhance its food resiliency through increased supply and
7	distribution of locally produced food products;
8	(2) Vermonters have more access to the local food marketplace as both
9	producers and consumers;
10	(3) local food producers are able to meet the demand for Vermont-made
11	food products from visitors to the State;
12	(4) small-scale food producers, new business start-ups, and sole
13	proprietors benefit from raising the limit of the existing licensing exemption
14	for at-home bakery products to adjust for inflationary cost changes occurring
15	since the initial statutory enactment; and
16	(5) supply-chain costs and inflationary considerations be addressed to
17	bring risk management thresholds more in line with the economic conditions at
18	the time of initial statutory enactment.

1	Sec. 2. 18 V.S.A. § 4353 is amended to read:
2	§ 4353. FEES
3	(a) The Commissioner may establish by rule any requirement the
4	Department needs to determine the applicable categories or exemptions for
5	licenses. The following license fees shall be paid annually to the Department
6	at the time of making the application according to the following schedules:
7	* * *
8	(3) Food manufacturing establishment — a fee for any person or persons
9	that process food for resale to restaurants, stores, or individuals according to
10	the following schedule:
11	(A) Food manufacturing establishments; nonbakeries
12	I Gross receipts of \$10,001.00 to \$50,000.00; \$175.00
13	$\underline{\text{H I}}$ — Gross receipts of over \$50,000.00 \$30,000.00;
14	\$275.00
15	II — Nonhome-operated food service establishment
16	with gross receipts of \$30,000.00 or less;
17	<u>\$175.00</u>
18	III — Gross Home-operated food service establishment
19	with gross receipts of \$10,000.00 \$30,000.00 or less
20	are exempt pursuant to section 4358 of this title

1	(B) Food manufacturing establishment; bakeries
2	I — Home bakery with gross receipts over \$30,000.00;
3	\$100.00
4	II — Small commercial; \$200.00
5	III — Large commercial; \$350.00
6	IV — Nonhome-operated bakery with gross receipts of
7	\$30,000.00 or less; \$50.00
8	V — Home-operated bakery with gross receipts of
9	\$30,000.00 or less are exempt pursuant to section
10	4358 of this title
11	* * *
12	Sec. 3. 18 V.S.A. § 4358 is amended to read:
13	§ 4358. EXEMPTIONS
14	* * *
15	(b) The provisions of licensure requirements and related licensure fees in
16	this subchapter shall not apply to an individual manufacturing and selling
17	bakery products from his or her own home kitchen a food manufacturing
18	establishment operating from a home kitchen whose average gross retail sales
19	do not exceed \$125.00 per week are less than or equal to \$30,000.00 per year
20	* * *

- 1 Sec. 4. EFFECTIVE DATE
- 2 This act shall take effect on July 1, 2025.