

# Food Sale Information

(includes bake sale, Easter egg sales, etc.)

## What is a Cottage Food Production Operation?

A "Cottage Food Production Operation" is defined in Chapter 3715 of the Ohio Revised Code to mean a person who, in the person's home, produces food items that are not potentially hazardous foods, including bakery products, jams, jellies, candy, fruit butter, and similar products specified in the rule. These foods must be labeled properly or they will be considered misbranded or adulterated.

"Home" means the primary residence occupied by the residence's owner, on the condition that the residence contains only one stove or oven used for cooking, which may be a double oven, designed for common residence usage and not for commercial usage, and that the stove or oven be operated in an ordinary kitchen within the residence.

## What Foods are Permitted to be Manufactured for Sale or Distribution by a Cottage Food Production Operation?

*Bakery products* (such as cookies, breads, brownies, cakes, pies, etc.);

*Candy* (including no-bake cookies, chocolate covered pretzels or similar chocolate covered non-perishable items);

*Jams; jellies and fruit butter* as defined in Chapter 3715 of the Ohio Revised Code.



The new cottage food rule has expanded allowable products to include:



- \*granola, granola bars, granola bars dipped in candy
- \*popcorn, flavored popcorn, kettle corn, popcorn balls, caramel corn
- \*unfilled baked donuts
- \*waffle cones; pizzelles
- \*dry cereal and nut snack mixes with seasonings
- \*roasted coffee, whole beans or ground
- \*dry baking mixes in a jar, including cookie mix in a jar
- \*dry herbs and herb blends; dry seasoning blends
- \*dry tea blends

## What Foods are Not Allowed to be Manufactured for Sale or Distribution by a Cottage Food Production Operation?

A "Cottage Food Production Operation" is not permitted to process acidified foods, low-acid canned foods, potentially hazardous foods or non-potentially hazardous foods not listed above.

- *Low acid food* means any food with a finished equilibrium pH greater than 4.6 and a water activity greater than 0.85.
- *Acidified food* means a low acid food to which acids or acid foods are added (Ex. Beans, cucumbers, cabbage, puddings, etc.).
- *Potentially hazardous food* means it requires temperature control because it is in a form capable of supporting the rapid and progressive growth of infectious or toxigenic microorganisms (Ex. Raw or cooked animal products, cooked vegetables, garlic in oil, cheese cakes, pumpkin pies, custard pies, cream pies, etc.).

**Questions? Contact ODA Division of Food Safety: 1-800-282-1955 Ext 4366;**

**Email: [foodsafety@agri.ohio.gov](mailto:foodsafety@agri.ohio.gov)**

**Wyandot County Health Dept. 419-294-3852**

## What are the Requirements for the Labeling of Cottage Food Products?

A "Cottage Food Production Operation" is required to label all of their food products and include the following information on the label of each unit of food product offered or distributed for sale:

1. The name and address of the business of the "Cottage Food Production Operation"; (Club Name/Address)
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 or net volume of the food product;
5. The following statement in ten-point type:  
**"This Product is Home Produced."**

Note: If a nutritional claim is made (i.e. low fat, salt free, etc.) federal labeling requirements must be met. Specific food labeling information is available at the ODA web site: <http://www.agri.ohio.gov/divs/FoodSafety> Allergen labeling must be followed as specified in the federal labeling requirements.

Sample Label



### Chocolate Chip Cookies

"This product is home produced." (10-point type)

#### 4-H Club Name

123 Chewy Way, Cookietown, OH 73531

Ingredients: enriched flour (wheat flour, malted barley flour, niacin, iron, thiamin mononitrate, riboflavin, folic acid), butter (cream, salt), semi-sweet chocolate (sugar, chocolate, cocoa butter, milkfat, soy lecithin, natural flavors), brown sugar, granulated sugar, eggs, vanilla extract (vanilla bean extract, alcohol, sugar), baking soda, salt (salt, calcium silicate)

NET WT 2 lb 4 oz (1.02 kg)

## What Does the Statement "This Product is Home Produced" Mean?

The statement means that the food product was produced in a private home that is not subject to inspection by a food regulatory authority.

Where may Cottage Food Production Operations Sell Their Food Products? Cottage Food Products may only be sold in Ohio. Cottage Food Products that are properly identified and labeled may be sold directly to the consumer from the site where the products are produced; sold through grocery stores, farm markets, farmers markets; and sold and/or used in preparing food in a restaurant.

## Does A Cottage Food Production Operation Need to Acquire a License to Process and Package Food Products?

No. A "Cottage Food Production Operation" is exempt from inspection and licensing by the Ohio Department of Agriculture. However, all food products, including those produced and packaged by "Cottage Food Production Operations", are subject to food sampling conducted by the Ohio Department of Agriculture to determine if a food product is misbranded or adulterated.