

COTTAGE FOOD LAW REPORT

Miller County

Arkansas · Texarkana · FIPS 05091 · Population 41,958 ·
Crosodo Index #612*

STATE BASELINE

A.C.A. §20-57-201 (Act 1040 of 2021)

STATE TIER

Freedom

ANNUAL SALES CAP (STATE)

—

CONFIDENCE

MEDIUM

LAST VERIFIED

2026-05-06

IMPORTANT — NOT LEGAL ADVICE

This report compiles publicly-available statutes, regulations, and county zoning rules into a research reference. It is **not legal advice** and is provided **without warranty** as to accuracy, completeness, or current applicability.

Cottage food law changes frequently. Counties may amend zoning, health departments may issue new permits, and state legislatures may update statutes after the publication date shown above.

Always verify rules directly with your state department of health/agriculture and your county health and planning offices before relying on them for any business or regulatory decision. Consult a licensed attorney for advice specific to your situation.

ARKANSAS: MILLER COUNTY

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Miller County

Population 41,958 · State baseline: A.C.A. §20-57-201 (Act 1040 of 2021) · **MEDIUM**

QUICK VIEW FOR BAKERS IN THIS COUNTY

HOME KITCHEN ALLOWED?

Yes (Must operate from a primary residence kitchen; commercial kitchen use is prohibited under the Food Freedom Act. State law expressly preempts local government restrictions on home food producers.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

Not specified in state statute; good manufacturing practices apply

HOME OCCUPATION PERMIT?

No — state law preempts local restrictions (A.C.A. §20-57-201 explicitly preempts both state and local government from restricting home food producers; no county-level home occupation permit required for cottage food)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

No (No routine inspection required under Act 1040; complaint-based investigation possible)

Home kitchen rules

HOME KITCHEN ALLOWED	Yes — Must operate from a primary residence kitchen; commercial kitchen use is prohibited under the Food Freedom Act. State law expressly preempts local government restrictions on home food producers.
SEPARATE DEDICATED KITCHEN	No
PET RESTRICTIONS	Not specified in state statute; good manufacturing practices apply
WATER SUPPLY	Potable water required; residential water supply acceptable
HANDWASHING	Standard sanitary practices required; dedicated handwashing sink not mandated by statute
FOOD STORAGE	Safe food storage practices required; no separate storage room mandated

Inspection & permitting

INSPECTION REQUIRED	No — No routine inspection required under Act 1040; complaint-based investigation possible
HOME OCCUPATION PERMIT	No — state law preempts local restrictions — A.C.A. §20-57-201 explicitly preempts both state and local government from restricting home food producers; no county-level home occupation permit required for cottage food
LOCAL BUSINESS LICENSE	No — preempted by state law

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Yes
DELIVERY / PICKUP RULES	Direct sales permitted; indirect sales through retail/wholesale allowed; interstate sales permitted
MAX EMPLOYEES IN HOME	No statutory limit specified

Relevant county code

N/A — state preemption applies; no applicable county code

RESEARCH NOTES

Arkansas Food Freedom Act (Act 1040 of 2021, A.C.A. §20-57-201) is one of the most permissive cottage food laws in the US. It expressly preempts local government restrictions. No county-specific regulations found or applicable. Allowed foods: nonperishable, non-potentially hazardous foods including baked goods, candy, condiments, dry goods, preserves, fermented foods, carbonated drinks. Prohibited: perishable baked goods, low-acid canned goods, nut butters, oils, meat jerkies. Acidified foods require pH testing. No sales cap, no registration, no inspection required.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.healthy.arkansas.gov/programs-services/topics/county-health-units>

<https://www.millercountyar.gov/>

<https://www.millercountyar.gov/>

<https://www.arkleg.state.ar.us/Acts/Document?type=pdf&act=1040&ddBienniumSession=2021%2F2021R>

<https://www.healthy.arkansas.gov/programs-services/topics/cottage-food>

Questions? Join the Crosodo Forum to discuss your county's specific zoning rules at <https://crosodo.com/nb/arkansas/miller-county-discuss>

Bordering counties — cottage food law

Regulation	Miller County	Hempstead County	Lafayette County
HOME KITCHEN ALLOWED	Yes	Yes	Yes
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	Not specified in state statute; good manufacturing practices apply	Not specified in state statute; good manufacturing practices apply	Not specified in state statute; good manufacturing practices apply
INSPECTION REQUIRED	No	No	No
ON-SITE CUSTOMER PICKUP	Yes	Yes	Yes
ON-SITE SIGNAGE	Yes	Yes	Yes
DELIVERY / PICKUP	Direct sales permitted; indirect sales through retail/wholesale allowed; interstate sales permitted	Direct sales permitted; indirect sales through retail/wholesale allowed; interstate sales permitted	Direct sales permitted; indirect sales through retail/wholesale allowed; interstate sales permitted
HOME OCCUPATION PERMIT	No — state law preempts local restrictions	No — state law preempts local restrictions	No — state law preempts local restrictions
LOCAL BUSINESS LICENSE	No — preempted by state law	No — preempted by state law	No — preempted by state law
RESTRICTIONS	Must operate from a primary residence kitchen; commercial kitchen use is prohibited under the Food Freedom Act. State law expressly preempt...	Must operate from a primary residence kitchen; commercial kitchen use is prohibited under the Food Freedom Act. State law expressly preempt...	Must operate from a primary residence kitchen; commercial kitchen use is prohibited under the Food Freedom Act. State law expressly preempt...
FOOD STORAGE	Safe food storage practices required; no separate storage room mandated	Safe food storage practices required; no separate storage room mandated	Safe food storage practices required; no separate storage room mandated
POPULATION	42,682	20,037	6,277

State context — Arkansas cottage food law

Miller County’s rules sit on top of Arkansas’s state cottage food framework. The state law sets the floor — counties can add but cannot remove protections.

<p>STATUTE A.C.A. §20-57-201 (Act 1040 of 2021)</p> <p>REGISTRATION REQUIRED No</p> <p>KITCHEN INSPECTION No</p> <p>INDIRECT SALES Yes — Retail and wholesale sales are allowed so long as the product is sold to an informed end consumer who can see the product label; sales to businesses for ingredient use or gift resale are not permitted.</p>	<p>ANNUAL SALES CAP —</p> <p>FOOD HANDLER CERT No</p> <p>DIRECT SALES ONLY No</p>
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For the full state-level analysis including the verbatim statute text, see the [Arkansas cottage food law report](#).

STATE-LEVEL REFERENCES

State statute: <https://www.arkleg.state.ar.us/Acts/Document?type=pdf&act=1040&ddBienniumSession=2021%2F2021R>

State dept cottage food page: <https://www.healthy.arkansas.gov/programs-services/topics/cottage-food>

Forrager.com: <https://forrager.com/law/arkansas/>

Questions?

Join the Crosodo Forum to discuss Miller County's specific zoning rules, permits, and what other home bakers are seeing locally.

<https://crosodo.com/nb/arkansas/miller-county-discuss>
