

COTTAGE FOOD LAW REPORT

# Nevada County

Arkansas · Prescott · FIPS 05099 · Population 8,004 ·  
Crosodo Index #651\*

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: NEVADA COUNTY

CROSODO INDEX #651\* · FIPS 05099 · Prescott

# Nevada County

Population 8,004 · 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

<b>HOME KITCHEN ALLOWED</b>	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.
<b>SEPARATE DEDICATED KITCHEN</b>	No
<b>PET RESTRICTIONS</b>	Not specified in state statute; good manufacturing practices apply
<b>WATER SUPPLY</b>	Potable water required; residential water supply acceptable
<b>HANDWASHING</b>	Standard sanitary practices required; dedicated handwashing sink not mandated by statute
<b>FOOD STORAGE</b>	Safe food storage practices required; no separate storage room mandated

## Inspection & permitting

<b>INSPECTION REQUIRED</b>	No — No routine inspection required under Act 1040; complaint-based investigation possible
<b>HOME OCCUPATION PERMIT</b>	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
<b>LOCAL BUSINESS LICENSE</b>	No — preempted by state law

## Customer-facing rules

<b>ON-SITE CUSTOMER PICKUP</b>	Yes
<b>ON-SITE SIGNAGE</b>	Yes
<b>DELIVERY / PICKUP RULES</b>	Direct sales permitted; indirect sales through retail/wholesale allowed; interstate sales permitted
<b>MAX EMPLOYEES IN HOME</b>	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.

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### SOURCES VERIFIED AT RESEARCH TIME

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

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

<https://www.nevadacountyar.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/nevada-county-discuss>

## Bordering counties — cottage food law

Regulation	Nevada County	Clark County	Columbia County
HOME KITCHEN ALLOWED	Yes	Yes	Yes
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	<b>Not specified in state statute; good manufacturing practices apply</b>	No specific restriction under state law; standard food safety sanitation practices apply.	No specific restriction under state law; standard food safety sanitation practices apply.
INSPECTION REQUIRED	No	No	No
ON-SITE CUSTOMER PICKUP	Yes	Yes	Yes
ON-SITE SIGNAGE	Yes	Yes	Yes
DELIVERY / PICKUP	<b>Direct sales permitted; indirect sales through retail/wholesale allowed; interstate sales permitted</b>	May be sold in person, by telephone, or online. Delivery by producer, producer’s agent, or commercial carrier. Sales allowed at farmers mar...	May be sold in person, by telephone, or online. Delivery by producer, producer’s agent, or commercial carrier. Sales allowed at farmers mar...
HOME OCCUPATION PERMIT	<b>No — state law preempts local restrictions</b>	Conditional	Conditional
LOCAL BUSINESS LICENSE	<b>No — preempted by state law</b>	Varies	Varies
RESTRICTIONS	<b>Must operate from a primary residence kitchen; commercial kitchen use is prohibited under the Food Freedom Act. State law expressly preempt...</b>	Must be produced at producer’s private residence. Foods must be non-TCS (non-time/temperature control for safety). Labeling required: produ...	Must be produced at producer’s private residence. Foods must be non-TCS (non-time/temperature control for safety). Labeling required: produ...
FOOD STORAGE	<b>Safe food storage practices required; no separate storage room mandated</b>	Non-TCS foods only — must not require refrigeration to prevent pathogen growth. Acidified foods (pickles, salsas, sauces) require pH testin...	Non-TCS foods only — must not require refrigeration to prevent pathogen growth. Acidified foods (pickles, salsas, sauces) require pH testin...
POPULATION	8,292	21,469	22,707

## State context — Arkansas cottage food law

Nevada 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.

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<b>STATUTE</b> A.C.A. §20-57-201 (Act 1040 of 2021)	<b>ANNUAL SALES CAP</b> —
<b>REGISTRATION REQUIRED</b> No	<b>FOOD HANDLER CERT</b> No
<b>KITCHEN INSPECTION</b> No	<b>DIRECT SALES ONLY</b> No
<b>INDIRECT SALES</b> 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.	

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For the full state-level analysis including the verbatim statute text, see the [Arkansas cottage food law report](#).

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### 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/>

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## Questions?

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

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

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