

COTTAGE FOOD LAW REPORT

Hamilton County

Illinois · McLeansboro · FIPS 17065 · Population 7,818 ·
Crosodo Index #1997*

STATE BASELINE

410 ILCS 625/4 (Food Handling Regulation Enforcement Act)

STATE TIER

Great

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.

ILLINOIS: HAMILTON COUNTY

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Hamilton County

Population 7,818 · State baseline: 410 ILCS 625/4 (Food Handling Regulation Enforcement Act) ·

MEDIUM

QUICK VIEW FOR BAKERS IN THIS COUNTY**HOME KITCHEN ALLOWED?**

Yes (Must register with local health department (Hamilton County Health Department or adjacent county health dept if none) for up to \$50/year. Certified Food Protection Manager (CFPM-level) certification required for all persons who prepare or package food. Inspection is complaint-based only. Illinois uses a prohibited-list approach — virtually all non-prohibited foods allowed for direct in-state consumer sales.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

No specific state prohibition; good manufacturing practice applies

HOME OCCUPATION PERMIT?

Varies (Hamilton County local zoning ordinances may regulate home-based business activities (parking, signage, customer traffic). Illinois state cottage food law preempts local restrictions that are inconsistent with state law, but operators should verify home occupation permit requirements with the county zoning/planning office or municipality of residence.)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

Upon-complaint (Consumer complaint or suspected foodborne illness)

Home kitchen rules

HOME KITCHEN ALLOWED	Yes — Must register with local health department (Hamilton County Health Department or adjacent county health dept if none) for up to \$50/year. Certified Food Protection Manager (CFPM-level) certification required for all persons who prepare or package food. Inspection is complaint-based only. Illinois uses a prohibited-list approach — virtually all non-prohibited foods allowed for direct in-state consumer sales.
SEPARATE DEDICATED KITCHEN	No
PET RESTRICTIONS	No specific state prohibition; good manufacturing practice applies
WATER SUPPLY	Potable water required; if on private well, annual coliform testing may be required
HANDWASHING	Handwashing sink required in kitchen
FOOD STORAGE	Proper storage of shelf-stable and non-TCS foods; acidified foods require pH documentation and food safety plan; fermented foods have additional requirements

Inspection & permitting

INSPECTION REQUIRED	Upon-complaint — Consumer complaint or suspected foodborne illness
HOME OCCUPATION PERMIT	Varies — Hamilton County local zoning ordinances may regulate home-based business activities (parking, signage, customer traffic). Illinois state cottage food law preempts local restrictions that are inconsistent with state law, but operators should verify home occupation permit requirements with the county zoning/planning office or municipality of residence.
LOCAL BUSINESS LICENSE	Varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Direct sales to consumers only (in person, at farmers markets, online orders). In-state shipping of non-perishable items permitted within Illinois. Out-of-state shipping prohibited. No third-party resale or distribution.
MAX EMPLOYEES IN HOME	No specific limit; all food preparers/packagegers must hold CFPM certification

Relevant county code

Contact Hamilton County Health Department for local registration requirements under 410 ILCS 625/4

RESEARCH NOTES

Illinois cottage food law (PA 102-0633 eff. Jan 1 2022; further amended PA 103-0903, 2025) is highly permissive with prohibited-list approach. Registration required with local health department (\$50/year cap). Food Safety Manager cert (CFPM) required — manager-level cert, not just food handler. All 43 counties in this batch are rural Illinois counties; state law strongly preempts contradictory local restrictions. Hamilton County in southern IL; county seat McLeansboro. Rural. No county-specific cottage food deviations found. Local zoning may still regulate home occupation aspects (parking, signage, customer counts) consistent with state preemption. University of Illinois Extension and Illinois Stewardship Alliance offer county-level guidance. Research confirmed no county-specific overrides for these counties; medium confidence as county health dept websites not individually scraped.

SOURCES VERIFIED AT RESEARCH TIME

<https://dph.illinois.gov/topics-services/food-safety/cottage-food.html>

<https://www.ilga.gov/legislation/ilcs/ilcs3.asp?ActID=2625&ChapterID=35>

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

State context — Illinois cottage food law

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

STATUTE 410 ILCS 625/4 (Food Handling Regulation Enforcement Act, §4)	ANNUAL SALES CAP —
REGISTRATION REQUIRED Yes	FOOD HANDLER CERT Yes (specific course)
KITCHEN INSPECTION Upon-complaint	DIRECT SALES ONLY Yes
INDIRECT SALES No — Illinois prohibits sales to restaurants, retail stores, and wholesale; direct in-state sales are allowed anywhere including home, online, farmers markets, events, and roadside stands; non-perishable items may be shipped within Illinois only.	

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

STATE-LEVEL REFERENCES

State statute: <https://www.ilga.gov/legislation/ilcs/ilcs3.asp?ActID=2625&ChapterID=35>

State dept cottage food page: <https://dph.illinois.gov/topics-services/food-safety/cottage-food.html>

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

Questions?

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

<https://crosodo.com/nb/illinois/hamilton-county-discuss>
