

COTTAGE FOOD LAW REPORT

Johnson County

Kansas · Olathe · FIPS 20091 · Population 610,742 · Crosodo Index #1217*

STATE BASELINE

K.S.A. §65-657 (operative: K.S.A. §65-689(d)(4))

STATE TIER

Great

ANNUAL SALES CAP (STATE)

—

CONFIDENCE

MEDIUM

LAST VERIFIED

2026-05-05

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.

KANSAS: JOHNSON COUNTY

CROSODO INDEX #1217* · FIPS 20091 · Olathe

Johnson County

Population 610,742 · State baseline: K.S.A. §65-657 (operative: K.S.A. §65-689(d)(4)) · **MEDIUM**

QUICK VIEW FOR BAKERS IN THIS COUNTY

HOME KITCHEN ALLOWED?

Yes (Almost all non-TCS foods allowed for direct-to-consumer sales. No state license, permit, registration, or food handler training required. No inspections. Some tested items (certain frostings, macarons, pecan pies, pepper jellies, mustards) may be allowed with prior product testing.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

No specific state cottage food pet restriction; general sanitation good practices expected

HOME OCCUPATION PERMIT?

Conditional (Kansas state law does NOT preempt local ordinances. Johnson County and its cities (Olathe, Overland Park, Leawood, etc.) may have home occupation permit requirements. Olathe and other Johnson County cities may require a home occupation permit for food production from a residential property. Johnson County has a food service permits program (via Wastewater/Environmental) but this appears to be for commercial establishments with grease traps, not cottage food. Contact local city zoning office for home occupation rules.)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

Upon-complaint (No pre-operational inspection required; Kansas Dept of Agriculture may act upon consumer complaint)

Home kitchen rules

HOME KITCHEN ALLOWED	Yes — Almost all non-TCS foods allowed for direct-to-consumer sales. No state license, permit, registration, or food handler training required. No inspections. Some tested items (certain frostings, macarons, pecan pies, pepper jellies, mustards) may be allowed with prior product testing.
SEPARATE DEDICATED KITCHEN	No
PET RESTRICTIONS	No specific state cottage food pet restriction; general sanitation good practices expected
WATER SUPPLY	No specific water testing requirement in state cottage food law
HANDWASHING	No specific requirement in state cottage food law
FOOD STORAGE	Standard home kitchen storage; safe handling practices

Inspection & permitting

INSPECTION REQUIRED	Upon-complaint — No pre-operational inspection required; Kansas Dept of Agriculture may act upon consumer complaint
HOME OCCUPATION PERMIT	Conditional — Kansas state law does NOT preempt local ordinances. Johnson County and its cities (Olathe, Overland Park, Leawood, etc.) may have home occupation permit requirements. Olathe and other Johnson County cities may require a home occupation permit for food production from a residential property. Johnson County has a food service permits program (via Wastewater/Environmental) but this appears to be for commercial establishments with grease traps, not cottage food. Contact local city zoning office for home occupation rules.
LOCAL BUSINESS LICENSE	Varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Direct sales: farmers markets, roadside stands, home pickup and delivery, online within Kansas and across state lines (comply with receiving state rules). No retail store or restaurant sales. No annual sales cap.
MAX EMPLOYEES IN HOME	Not specified in state cottage food law

Relevant county code

K.S.A. §65-689(d)(4) (operative cottage food exemption); Kan. Admin. Regs. §4-28-33 (sanitation for exempt establishments). Local city zoning codes vary.

RESEARCH NOTES

Kansas is a Great-tier state: no license, no training, no inspection, no sales cap. Operative provision is K.S.A. §65-689(d)(4) (not §65-657 cited in input). Direct-to-consumer only; no retail/restaurant wholesale. Local ordinances NOT preempted by state law. Johnson County food service permits found are for commercial wastewater/grease traps – not applicable to cottage food. City-level home occupation permit requirements in Olathe, Overland Park, etc. not confirmed from specific ordinance text. Confidence medium: state law confirmed; local city-level zoning rules not retrieved.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.jocogov.org>

<https://ij.org/issues/economic-liberty/homemade-food-seller/kansas/>

<https://www.jocogov.org/item/service-listing/food-service-permits>

<https://agriculture.ks.gov/divisions-programs/dairy-food-safety/cottage-food>

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

State context — Kansas cottage food law

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

<p>STATUTE K.S.A. §65-657</p> <p>REGISTRATION REQUIRED No</p> <p>KITCHEN INSPECTION Upon-complaint</p> <p>INDIRECT SALES No — Indirect sales to restaurants, retail stores, or wholesale are not allowed under the exemption; producers needing wholesale or retail channels must obtain a KDA food processing license.</p>	<p>ANNUAL SALES CAP —</p> <p>FOOD HANDLER CERT No</p> <p>DIRECT SALES ONLY Yes</p>
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For the full state-level analysis including the verbatim statute text, see the [Kansas cottage food law report](#).

STATE-LEVEL REFERENCES

State statute: https://www.ksrevisor.org/statutes/chapters/ch65/065_006_0057.html

State dept cottage food page: <https://agriculture.ks.gov/divisions-programs/dairy-food-safety/cottage-food>

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

Questions?

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

<https://crosodo.com/nb/kansas/johnson-county-discuss>
