

## COTTAGE FOOD LAW REPORT

# Smith County

Kansas · Smith Center · FIPS 20183 · Population 3,583 ·  
Crosodo Index #372\*

STATE BASELINE	STATE TIER	ANNUAL SALES CAP (STATE)	CONFIDENCE	LAST VERIFIED
K.S.A. §65-689(d)(4)	Great	—	MEDIUM	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.

KANSAS: SMITH COUNTY

CROSODO INDEX #372\* · FIPS 20183 · Smith Center

# Smith County

Population 3,583 · State baseline: K.S.A. §65-689(d)(4) · **MEDIUM**

## QUICK VIEW FOR BAKERS IN THIS COUNTY

**HOME KITCHEN ALLOWED?**

Yes (Kansas cottage food law (K.S.A. §65-689(d)(4)) allows direct-to-consumer sales of non-TCS foods from a home kitchen with no registration, no sales cap, and no inspection requirement. Producers must label products with name, address, and the statement that the product was not prepared in a licensed facility.)

**SEPARATE KITCHEN REQUIRED?**

No

**PETS ALLOWED?**

No specific pet restriction in Kansas state cottage food law.

**HOME OCCUPATION PERMIT?**

No (Smith County is a small rural Kansas county. No county-specific cottage food ordinance or home occupation permit requirement for cottage food was identified. State law does not require registration or permit for direct-to-consumer cottage food sales.)

**ON-SITE / PORCH PICKUP?**

Yes

**INSPECTION REQUIRED?**

Upon-complaint (No routine inspection; complaint-driven only per state baseline.)

## Home kitchen rules

<b>HOME KITCHEN ALLOWED</b>	Yes — Kansas cottage food law (K.S.A. §65-689(d)(4)) allows direct-to-consumer sales of non-TCS foods from a home kitchen with no registration, no sales cap, and no inspection requirement. Producers must label products with name, address, and the statement that the product was not prepared in a licensed facility.
<b>SEPARATE DEDICATED KITCHEN</b>	No
<b>PET RESTRICTIONS</b>	No specific pet restriction in Kansas state cottage food law.
<b>WATER SUPPLY</b>	No specific state cottage food water testing requirement.
<b>HANDWASHING</b>	No specific state handwashing mandate for cottage food producers.
<b>FOOD STORAGE</b>	Non-TCS (non-temperature-controlled for safety) shelf-stable foods only.

## Inspection & permitting

<b>INSPECTION REQUIRED</b>	Upon-complaint — No routine inspection; complaint-driven only per state baseline.
<b>HOME OCCUPATION PERMIT</b>	No — Smith County is a small rural Kansas county. No county-specific cottage food ordinance or home occupation permit requirement for cottage food was identified. State law does not require registration or permit for direct-to-consumer cottage food sales.
<b>LOCAL BUSINESS LICENSE</b>	No

## Customer-facing rules

<b>ON-SITE CUSTOMER PICKUP</b>	Yes
<b>ON-SITE SIGNAGE</b>	Yes
<b>DELIVERY / PICKUP RULES</b>	Direct sales only. Sales at farmers markets, home pickup, roadside stands, and events permitted. No wholesale or retail indirect sales.
<b>MAX EMPLOYEES IN HOME</b>	Not specified in state statute.

### Relevant county code

No specific Smith County cottage food or home occupation ordinance identified.

#### RESEARCH NOTES

Smith County is a small, rural western Kansas county (pop. ~3,583). No county-specific cottage food or home occupation ordinance was found. Defaulting to Kansas state baseline. State law (K.S.A. §65-689(d)(4)) is permissive for non-TCS foods sold direct to consumer with no registration or sales cap.

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#### SOURCES VERIFIED AT RESEARCH TIME

<https://www.smithcountyks.org>

[https://www.ksrevisor.org/statutes/chapters/ch65/065\\_006\\_0057.html](https://www.ksrevisor.org/statutes/chapters/ch65/065_006_0057.html)

<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/smith-county-discuss>

## State context — Kansas cottage food law

Smith 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.

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<p><b>STATUTE</b> K.S.A. §65-657</p> <p><b>REGISTRATION REQUIRED</b> No</p> <p><b>KITCHEN INSPECTION</b> Upon-complaint</p> <p><b>INDIRECT SALES</b> 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><b>ANNUAL SALES CAP</b> —</p> <p><b>FOOD HANDLER CERT</b> No</p> <p><b>DIRECT SALES ONLY</b> Yes</p>
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For the full state-level analysis including the verbatim statute text, see the [Kansas cottage food law report](#).

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### STATE-LEVEL REFERENCES

State statute: [https://www.ksrevisor.org/statutes/chapters/ch65/065\\_006\\_0057.html](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/>

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## Questions?

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

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

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