

COTTAGE FOOD LAW REPORT

Nye County

Nevada · Tonopah · FIPS 32023 · Population 51,698 ·
Crosodo Index #1207*

STATE BASELINE

NRS §446.866 (repealed 2025; superseded by AB352/chapters 420 & 512, Statutes of Nevada 2025)

STATE TIER	ANNUAL SALES CAP (STATE)	CONFIDENCE	LAST VERIFIED
Okay	35000	MEDIUM	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.

NEVADA: NYE COUNTY

CROSODO INDEX #1207* · FIPS 32023 · Tonopah

Nye County

Population 51,698 · State baseline: NRS §446.866 (repealed 2025; superseded by AB352/chapters 420 & 512, Statutes of Nevada 2025) · **MEDIUM**

QUICK VIEW FOR BAKERS IN THIS COUNTY

HOME KITCHEN ALLOWED?

Yes (Must be primary private home kitchen. Under new AB352 (2025): license from State Department of Agriculture required, annual sales cap raised to \$100,000, acidified foods now permitted, internet/phone sales with in-person or mail/delivery fulfillment now allowed. Products must be non-TCS (or acidified under new law). Operation must be run by a natural person.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

Not specified in state law.

HOME OCCUPATION PERMIT?

Conditional (Nye County is largely unincorporated and rural. Local zoning may require home occupation permit for home-based businesses. Tonopah Township and other unincorporated areas have varying requirements. Recommend verifying with Nye County Planning and Community Development.)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

No (No routine kitchen inspection under cottage food framework. State licensing registration required.)

Home kitchen rules

HOME KITCHEN ALLOWED	Yes — Must be primary private home kitchen. Under new AB352 (2025): license from State Department of Agriculture required, annual sales cap raised to \$100,000, acidified foods now permitted, internet/phone sales with in-person or mail/delivery fulfillment now allowed. Products must be non-TCS (or acidified under new law). Operation must be run by a natural person.
SEPARATE DEDICATED KITCHEN	No
PET RESTRICTIONS	Not specified in state law.
WATER SUPPLY	Not specified in state law.
HANDWASHING	Standard sanitation practices; not explicitly required beyond residential kitchen standards.
FOOD STORAGE	Products must be non-potentially hazardous or acidified; no TCS foods without additional licensing.

Inspection & permitting

INSPECTION REQUIRED	No — No routine kitchen inspection under cottage food framework. State licensing registration required.
HOME OCCUPATION PERMIT	Conditional — Nye County is largely unincorporated and rural. Local zoning may require home occupation permit for home-based businesses. Tonopah Township and other unincorporated areas have varying requirements. Recommend verifying with Nye County Planning and Community Development.
LOCAL BUSINESS LICENSE	Varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Under AB352 (2025): in-person and mail/delivery sales allowed. Direct-to-consumer sales required; no wholesale to distributors, retailers, or restaurants.
MAX EMPLOYEES IN HOME	Not specified in state law.

Relevant county code

NRS §446.866 (repealed); AB352 (2025 Statutes of Nevada, chapters 420 & 512); Nye County Zoning Code

RESEARCH NOTES

Nevada's cottage food law underwent major changes in 2025 (AB352). The old NRS §446.866 was repealed; new provisions require a State Department of Agriculture license (replacing prior health authority registration), raise the annual cap to \$100,000, expand allowed foods to include acidified items, and permit internet/phone sales. Nye County is the largest county by area in the contiguous US; most areas unincorporated. No Nye County-specific cottage food ordinances found. Note: confidence is medium because the new 2025 statutory text was not directly retrieved in final codified form.

SOURCES VERIFIED AT RESEARCH TIME

https://dpbh.nv.gov/Reg/CottageFood/Cottage_Food_Operations/

<https://www.leg.state.nv.us/nrs/NRS-446.html#NRS446Sec866>

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

State context — Nevada cottage food law

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

STATUTE	ANNUAL SALES CAP
NRS §446.866 (repealed 2025; superseded by AB352/chapter 420 & 512, Statutes of Nevada 2025)	35000
REGISTRATION REQUIRED	FOOD HANDLER CERT
Yes	No
KITCHEN INSPECTION	DIRECT SALES ONLY
No	Yes
INDIRECT SALES	
No — Under the pre-2025 law (NRS 446.866), sales must be in-person transactions only — no internet or phone sales. Products may not be sold to wholesalers, brokers, distributors, or retail establishments for resale. AB352 (2025) amends this to allow phone and internet transactions with delivery via mail or food delivery service, but product relinquishment must still occur in Nevada. Local rules vary significantly: Clark County (Las Vegas), Washoe County, Carson City, and Douglas County have separate health authority requirements.	

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

STATE-LEVEL REFERENCES

State statute: <https://www.leg.state.nv.us/nrs/NRS-446.html#NRS446Sec866>

State dept cottage food page: https://dphh.nv.gov/Reg/CottageFood/Cottage_Food_Operations/

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

Questions?

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

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