

COTTAGE FOOD LAW REPORT

Valencia County

New Mexico · Los Lunas · FIPS 35061 · Population 76,613 ·
Crosodo Index #463*

STATE BASELINE

NMSA §25-12-3 (Homemade Food Act)

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.

How to start — 60-second path

Valencia County, New Mexico — permit, pickup, and label steps before the full county rules.

HOME KITCHEN ALLOWED?

Yes

STATE SALES CAP

—

HOME OCCUPATION PERMIT?

Conditional

ON-SITE / PORCH PICKUP?

Yes

INSPECTION

No

PETS

Not specified in state statute.

BEFORE YOU SELL FROM THIS ADDRESS

- ☐ **1. Menu** — Confirm each product under New Mexico cottage food rules (county cannot expand a state ban).
- ☐ **2. Pickup & zoning** — Home occupation and porch pickup cells above; HOA/lease may still block customer traffic.
- ☐ **3. Local tax / license** — Business license or sales tax certificate if your city/parish requires it (common even with no state food permit).
- ☐ **4. Training** — Food handler or state registration before market day.
- ☐ **5. Labels** — Disclaimer, allergens, ingredients, net quantity, producer info.
- ☐ **6. Call if unclear** — County health and planning for your exact address.

LABEL FIELDS TO INCLUDE

- ☐ Product name · producer name · address (or allowed alternative)
- ☐ Ingredients by weight · major allergens · net weight/quantity
- ☐ New Mexico home-kitchen disclaimer (see live label one-pager)

CONTINUE ONLINE

[Open the live county page →](#)

[New Mexico label one-pager →](#)

[Local notes & questions →](#)

Planning path only — not legal advice. Rules change. Always verify with state and local offices before selling.

NEW MEXICO: VALENCIA COUNTY

CROSODO INDEX #463* · FIPS 35061 · Los Lunas

Valencia County

Population 76,613 · State baseline: NMSA §25-12-3 (Homemade Food Act) · MEDIUM

QUICK VIEW FOR BAKERS IN THIS COUNTY

HOME KITCHEN ALLOWED?

Yes (Non-TCS foods produced in a private farm, ranch, or residence allowed. No sales cap. Direct sales to consumers within New Mexico through any channel. Cannot sell to restaurants, wholesalers, distributors, or across state lines.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

Not specified in state statute.

HOME OCCUPATION PERMIT?

Conditional (State Homemade Food Act does not require a home occupation permit. A voluntary permit is available from NMED. Valencia County may have local zoning requirements. No Valencia County-specific cottage food ordinance found.)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

No (No routine inspection. NMED has enforcement authority but must issue written warning before imposing fines (\$100 max per violation).)

Home kitchen rules

HOME KITCHEN ALLOWED	Yes — Non-TCS foods produced in a private farm, ranch, or residence allowed. No sales cap. Direct sales to consumers within New Mexico through any channel. Cannot sell to restaurants, wholesalers, distributors, or across state lines.
SEPARATE DEDICATED KITCHEN	No
PET RESTRICTIONS	Not specified in state statute.
WATER SUPPLY	Not specified in state statute.
HANDWASHING	Food handler certification required (specific course per NMED requirements).
FOOD STORAGE	Non-TCS products must be stored appropriately.

Inspection & permitting

INSPECTION REQUIRED	No — No routine inspection. NMED has enforcement authority but must issue written warning before imposing fines (\$100 max per violation).
HOME OCCUPATION PERMIT	Conditional — State Homemade Food Act does not require a home occupation permit. A voluntary permit is available from NMED. Valencia County may have local zoning requirements. No Valencia County-specific cottage food ordinance found.
LOCAL BUSINESS LICENSE	Varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Any channel permitted: farmers markets, festivals, internet, roadside stands, home pickup/delivery, and mail delivery within New Mexico. No sales to restaurants, wholesalers, distributors, or across state lines. No sales cap.
MAX EMPLOYEES IN HOME	Not specified.

Relevant county code

NMSA §25-12-3. No Valencia County-specific code section found.

RESEARCH NOTES

New Mexico Homemade Food Act (NMSA §25-12-3, eff. July 1, 2021) allows all non-TCS foods with no cap and broad sales channels within New Mexico. Food handler certification required. No Valencia County-specific overrides found. Confidence: medium (state law verified, no county-specific ordinance confirmed).

SOURCES VERIFIED AT RESEARCH TIME

<https://www.valenciacounty.gov>

<https://www.env.nm.gov/food-program/homemade-food/>

<https://law.justia.com/codes/new-mexico/chapter-25/article-12/>

Questions about this county? Local notes and a place to leave a question: crosodo.com/nb/new-mexico/valencia-county-discuss

Bordering counties — cottage food law

Regulation	Valencia County	Bernalillo County	Cibola County
HOME KITCHEN ALLOWED	Yes	Yes	—
SEPARATE DEDICATED KITCHEN	No	No	—
PETS ALLOWED	Not specified in state statute.	Not specified; standard sanitation applies	—
INSPECTION REQUIRED	No	No	—
ON-SITE CUSTOMER PICKUP	Yes	Yes	—
ON-SITE SIGNAGE	Conditional	Conditional	—
DELIVERY / PICKUP	Any channel permitted: farmers markets, festivals, internet, roadside stands, home pickup/delivery, and mail delivery within New Mexico. No...	Broad direct-to-consumer: home, farmers markets, events, online, mail delivery within New Mexico only. No wholesale to restaurants, distrib...	—
HOME OCCUPATION PERMIT	Conditional	Conditional	—
LOCAL BUSINESS LICENSE	Varies	Varies	—
RESTRICTIONS	Non-TCS foods produced in a private farm, ranch, or residence allowed. No sales cap. Direct sales to consumers within New Mexico through an...	State baseline: non-TCS foods only. No registration required (voluntary NMED permit available). Food handler certification required. Direct...	—
FOOD STORAGE	Non-TCS products must be stored appropriately.	Standard food storage; non-TCS only	—
POPULATION	76,613	674,692	27,211

State context — New Mexico cottage food law

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

STATUTE	ANNUAL SALES CAP
NMSA §25-12-3 (Homemade Food Act)	—
REGISTRATION REQUIRED	FOOD HANDLER CERT
No	Yes
KITCHEN INSPECTION	DIRECT SALES ONLY
No	Yes
INDIRECT SALES	
No — Sales must be direct to consumers within New Mexico. Products may not be sold to restaurants, wholesalers, distributors, or outside New Mexico. Internet, mail, and phone sales directly to consumers are permitted. The NMED Food Safety Program does not have jurisdiction in Bernalillo County and Albuquerque (which have their own programs); those areas may operate mandatory or voluntary permit systems.	

For the full state-level analysis including the verbatim statute text, see the [New Mexico cottage food law report](#) on Crosodo, or open the live guide: crosodo.com/states/new-mexico.

STATE-LEVEL REFERENCES

State statute: <https://laws.nmonesource.com/w/nmos/Chapter-25-NMSA-1978>

State dept cottage food page: <https://www.env.nm.gov/foodprogram/homemade-food-act/>

Forrager.com: <https://forrager.com/law/new-mexico/>

Questions about Valencia County? Local notes and a place to leave a question are on Crosodo. We monitor new threads — start with zoning, permits, or porch pickup.

crosodo.com/nb/new-mexico/valencia-county-discuss

Classifieds

Resources for cottage food & home bakers · crosodo.com/advertise

NATIONAL

SUPPLIES

Advertise here — Supplies

Reach home bakers across the country. crosodo.com/advertise

COURSES

Advertise here — Courses

Reach home bakers across the country. crosodo.com/advertise

INSURANCE

Advertise here — Insurance

Reach home bakers across the country. crosodo.com/advertise

LOCAL

Advertise here

Reach home bakers in Valencia County, New Mexico. Supply stores, farmers markets, kitchen rentals, and bakery services welcome.

crosodo.com/advertise

Your business here

Local cottage food listings, kitchen rentals, co-packer referrals, and community events — post yours on Crosodo.

crosodo.com/nb/new-mexico/valencia-county-discuss

Free ad space available

Let us know if you're a non-profit or community organization. Farmers markets, kitchen rentals, and cottage food events near you welcome.

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