

## COTTAGE FOOD LAW REPORT

# Roger Mills County

Oklahoma · Cheyenne · FIPS 40129 · Population 3,509 ·  
Crosodo Index #416\*

## STATE BASELINE

2 O.S. §5-4.1 through §5-4.6 (Homemade Food Freedom Act)

## STATE TIER

**Freedom**

## ANNUAL SALES CAP (STATE)

**75000**

## 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.

OKLAHOMA: ROGER MILLS COUNTY

CROSODO INDEX #416\* · FIPS 40129 · Cheyenne

# Roger Mills County

Population 3,509 · State baseline: 2 O.S. §5-4.1 through §5-4.6 (Homemade Food Freedom Act) ·

**MEDIUM**

### QUICK VIEW FOR BAKERS IN THIS COUNTY

**HOME KITCHEN ALLOWED?**

Yes (Producer must reside in the home. Annual sales cap of \$75,000. TCS foods require completion of food safety training prior to sale. Labeling and disclosure requirements apply. Voluntary registration number available (\$15/year) via ODAFF.)

**SEPARATE KITCHEN REQUIRED?**

No

**PETS ALLOWED?**

Not specified in state law; good sanitation practices implied

**HOME OCCUPATION PERMIT?**

Varies (Roger Mills County is one of the least populated counties in Oklahoma. Unincorporated areas generally not subject to county-wide zoning in Oklahoma. Incorporated areas (e.g., Cheyenne) have their own zoning and business license requirements. No county-specific cottage food zoning overlay identified. Producers must collect sales tax via OTC sales tax permit when selling at farmers markets.)

**ON-SITE / PORCH PICKUP?**

Yes

**INSPECTION REQUIRED?**

No (Investigation of reported foodborne illness only; no routine inspection)

### Home kitchen rules

<b>HOME KITCHEN ALLOWED</b>	Yes — Producer must reside in the home. Annual sales cap of \$75,000. TCS foods require completion of food safety training prior to sale. Labeling and disclosure requirements apply. Voluntary registration number available (\$15/year) via ODAFF.
<b>SEPARATE DEDICATED KITCHEN</b>	No
<b>PET RESTRICTIONS</b>	Not specified in state law; good sanitation practices implied
<b>WATER SUPPLY</b>	Standard residential water supply; no special requirement stated
<b>HANDWASHING</b>	Good sanitation practices required under state food safety framework
<b>FOOD STORAGE</b>	Proper food storage implied under sanitation requirements

### Inspection & permitting

<b>INSPECTION REQUIRED</b>	No — Investigation of reported foodborne illness only; no routine inspection
<b>HOME OCCUPATION PERMIT</b>	Varies — Roger Mills County is one of the least populated counties in Oklahoma. Unincorporated areas generally not subject to county-wide zoning in Oklahoma. Incorporated areas (e.g., Cheyenne) have their own zoning and business license requirements. No county-specific cottage food zoning overlay identified. Producers must collect sales tax via OTC sales tax permit when selling at farmers markets.
<b>LOCAL BUSINESS LICENSE</b>	Varies

### Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Producer or producer’s designated agent may deliver in-state only. Third-party delivery services not permitted for TCS foods.
MAX EMPLOYEES IN HOME	No state limit on household members; non-resident employees not specifically addressed in HFFA

### Relevant county code

Not identified

#### RESEARCH NOTES

Oklahoma Homemade Food Freedom Act (HB 1032, 2021) is a permissive freedom-tier law. State exempts producers from all OSDH and ODAFF licensing. \$75,000 annual sales cap. TCS foods allowed with food safety training. Roger Mills County is a very sparsely populated rural county in western Oklahoma. No county-specific zoning overlay found for cottage food.

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#### SOURCES VERIFIED AT RESEARCH TIME

<https://oklahoma.gov/health/protective-health/consumer-health-service/food-safety/homemade-food-freedom-act.html>

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

## Bordering counties — cottage food law

Regulation	Roger Mills County	Beckham County	Custer County
HOME KITCHEN ALLOWED	Yes	Yes	Yes
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	Not specified in state law; good sanitation practices implied	Not specified in state law; standard sanitation practices apply	Not specified in state law; standard sanitation practices apply
INSPECTION REQUIRED	No	No	No
ON-SITE CUSTOMER PICKUP	Yes	Yes	Yes
ON-SITE SIGNAGE	Conditional	Conditional	Conditional
DELIVERY / PICKUP	Producer or producer's designated agent may deliver in-state only. Third-party delivery services not permitted for TCS foods.	Sales allowed on-site (home), by delivery, at farmers markets, through cooperatives, and through membership-based buying clubs. Non-TCS foo...	Sales allowed on-site (home), by delivery, at farmers markets, through cooperatives, and through membership-based buying clubs. Non-TCS foo...
HOME OCCUPATION PERMIT	Varies	No	No
LOCAL BUSINESS LICENSE	Varies	No	No
RESTRICTIONS	Producer must reside in the home. Annual sales cap of \$75,000. TCS foods require completion of food safety training prior to sale. Labeling...	Production must occur at producer's primary residence. Annual gross sales cap of \$75,000. Non-TCS foods: no license, inspection, or registr...	Production must occur at producer's primary residence. Annual gross sales cap of \$75,000. Non-TCS foods: no license, inspection, or registr...
FOOD STORAGE	Proper food storage implied under sanitation requirements	Not specified in state law; standard food safety practices implied	Not specified in state law; standard food safety practices implied
POPULATION	3,509	22,119	29,209

## State context — Oklahoma cottage food law

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

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<b>STATUTE</b>	<b>ANNUAL SALES CAP</b>
2 O.S. §5-4.1 through §5-4.6 (Homemade Food Freedom Act)	75000
<b>REGISTRATION REQUIRED</b>	<b>FOOD HANDLER CERT</b>
No	Recommended
<b>KITCHEN INSPECTION</b>	<b>DIRECT SALES ONLY</b>
No	No

### INDIRECT SALES

Limited (see notes) — Sales are permitted on site, by delivery, at farmers markets, through cooperatives, and through membership-based buying clubs. The Oklahoma Department of Agriculture, Food, and Forestry may promulgate rules to allow sales at other locations or by other means. County ordinances may regulate but may not conflict with or impede the Act. For TCS foods, the producer must complete an approved food safety training (e.g., ServSafe Food Handler Training, max 8 hours, available online) before selling.

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

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### STATE-LEVEL REFERENCES

State statute: <https://www.oscn.net/applications/oscn/deliverdocument.asp?citeid=478859>

State dept cottage food page: <https://oklahoma.gov/health/protective-health/consumer-health-service/food-safety/homemade-food-freedom-act.html>

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

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## Questions?

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

<https://crosodo.com/nb/oklahoma/roger-mills-county-discuss>

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