

## COTTAGE FOOD LAW REPORT

# Anderson County

Texas · Palestine · FIPS 48001 · Population 58,077 · Crosodo Index #1057\*

## STATE BASELINE

Tex. Health & Safety §437.001 et seq.

## STATE TIER

Great

## ANNUAL SALES CAP (STATE)

150000

## 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.

TEXAS: ANDERSON COUNTY

CROSODO INDEX #1057\* · FIPS 48001 · Palestine

# Anderson County

Population 58,077 · State baseline: Tex. Health & Safety §437.001 et seq. · **MEDIUM**

## QUICK VIEW FOR BAKERS IN THIS COUNTY

**HOME KITCHEN ALLOWED?**

Yes (Texas cottage food law is highly permissive. No registration, no license, no inspection required. \$150,000 annual gross income cap (raised by SB 541, 2025). Almost all non-TCS foods allowed. No local health department inspection authority.)

**SEPARATE KITCHEN REQUIRED?**

No

**PETS ALLOWED?**

No specific pet restriction in state cottage food law.

**HOME OCCUPATION PERMIT?**

Varies (Anderson County is largely unincorporated; county zoning is limited in Texas. City of Palestine may have home occupation rules within city limits. Operators in unincorporated areas generally face minimal local restrictions.)

**ON-SITE / PORCH PICKUP?**

Yes

**INSPECTION REQUIRED?**

No (DSHS or local health authority may only act to prevent an immediate and serious threat to human life or health.)

## Home kitchen rules

<b>HOME KITCHEN ALLOWED</b>	Yes — Texas cottage food law is highly permissive. No registration, no license, no inspection required. \$150,000 annual gross income cap (raised by SB 541, 2025). Almost all non-TCS foods allowed. No local health department inspection authority.
<b>SEPARATE DEDICATED KITCHEN</b>	No
<b>PET RESTRICTIONS</b>	No specific pet restriction in state cottage food law.
<b>WATER SUPPLY</b>	No specific state cottage food water supply requirement.
<b>HANDWASHING</b>	No specific state cottage food handwashing mandate.
<b>FOOD STORAGE</b>	Non-TCS, non-refrigerated products required.

## Inspection & permitting

<b>INSPECTION REQUIRED</b>	No — DSHS or local health authority may only act to prevent an immediate and serious threat to human life or health.
<b>HOME OCCUPATION PERMIT</b>	Varies — Anderson County is largely unincorporated; county zoning is limited in Texas. City of Palestine may have home occupation rules within city limits. Operators in unincorporated areas generally face minimal local restrictions.
<b>LOCAL BUSINESS LICENSE</b>	Varies

## Customer-facing rules

<b>ON-SITE CUSTOMER PICKUP</b>	Yes
<b>ON-SITE SIGNAGE</b>	Yes
<b>DELIVERY / PICKUP RULES</b>	Almost all channels permitted including direct to consumer, indirect sales, farmers markets, online, delivery, and through a 'cottage food vendor' intermediary (SB 541, 2025). No wholesale to restaurants or distributors.
<b>MAX EMPLOYEES IN HOME</b>	Not specified in state statute.

## Relevant county code

Anderson County has no specific cottage food county code; state preemption limits local health authority.

### RESEARCH NOTES

No county-specific cottage food ordinance found for Anderson County. Texas cottage food law (Tex. Health & Safety §437.001 et seq.) applies. Anderson County is in East Texas; Palestine is a mid-sized East Texas town. Prohibited items include meat, poultry, seafood, ice/ice cream products, CBD/THC foods, and raw milk.

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### SOURCES VERIFIED AT RESEARCH TIME

<https://www.dshs.texas.gov/food-establishments/cottage-food-production-operations>

<https://statutes.capitol.texas.gov/Docs/HS/htm/HS.437.htm>

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

## State context — Texas cottage food law

Anderson County’s rules sit on top of Texas’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>
Tex. Health & Safety §437.001 et seq.	150000
<b>REGISTRATION REQUIRED</b>	<b>FOOD HANDLER CERT</b>
No	No
<b>KITCHEN INSPECTION</b>	<b>DIRECT SALES ONLY</b>
No	No

**INDIRECT SALES**  
 Limited (see notes) — Sales must be made directly to consumers or to a 'cottage food vendor' (a new category created by SB 541 in 2025 – a person with a contractual relationship who sells on behalf of the cottage food operation to consumers in-state). Cottage food products may not be sold as ingredients to a food service establishment. No retail grocery store or wholesale sales permitted under the pre-2025 framework; SB 541 (2025) adds the cottage food vendor intermediary option. Products must be delivered to consumer or vendor at point of sale or consumer-designated location.

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

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### STATE-LEVEL REFERENCES

- State statute: <https://statutes.capitol.texas.gov/Docs/HS/htm/HS.437.htm>
  - State dept cottage food page: <https://www.dshs.texas.gov/food-establishments/cottage-food-production-operations>
  - Forrager.com: <https://forrager.com/law/texas/>
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## Questions?

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

<https://crosodo.com/nb/texas/anderson-county-discuss>

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