

COTTAGE FOOD LAW REPORT

Menominee County

Wisconsin · Keshena · FIPS 55078 · Population 4,232 ·
Crosodo Index #2576*

STATE BASELINE

Wis. Stat. §97.29

STATE TIER

Freedom

ANNUAL SALES CAP (STATE)

Tiered

CONFIDENCE

LOW

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.

WISCONSIN: MENOMINEE COUNTY

CROSODO INDEX #2576* · FIPS 55078 · Keshena

Menominee County

Population 4,232 · State baseline: Wis. Stat. §97.29 · **LOW****QUICK VIEW FOR BAKERS IN THIS COUNTY****HOME KITCHEN ALLOWED?**

Conditional (Menominee County is the sole county in Wisconsin constituted entirely of a Native American reservation (Menominee Indian Tribe of Wisconsin). The Menominee Tribe exercises significant self-governance authority including tribal regulatory powers. Wisconsin state cottage food law (Wis. Stat. §97.29, Kivirist injunction) may have limited applicability on tribal trust land; tribal food codes and business regulations may govern instead. For non-tribal land or activities involving non-tribal members off-reservation, state law applies.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

No specific state prohibition for cottage food bakers; standard food safety practices apply under state law. Tribal food safety rules may differ.

HOME OCCUPATION PERMIT?

Varies (Menominee County is coextensive with the Menominee Indian Reservation. Tribal business regulations and the Menominee Tribal Code govern home-based businesses on tribal trust land. Non-tribal members and activities outside tribal land would follow standard Wisconsin rules. The Menominee Tribe of Wisconsin has its own government infrastructure; contact the Menominee Tribal government for specific home-based food business rules.)

ON-SITE / PORCH PICKUP?

Conditional

INSPECTION REQUIRED?

No (DATCP has declined to enforce against qualifying home bakers per Kivirist injunction for off-reservation activities. On-reservation activities may be subject to tribal health authority.)

Home kitchen rules

HOME KITCHEN ALLOWED	Conditional — Menominee County is the sole county in Wisconsin constituted entirely of a Native American reservation (Menominee Indian Tribe of Wisconsin). The Menominee Tribe exercises significant self-governance authority including tribal regulatory powers. Wisconsin state cottage food law (Wis. Stat. §97.29, Kivirist injunction) may have limited applicability on tribal trust land; tribal food codes and business regulations may govern instead. For non-tribal land or activities involving non-tribal members off-reservation, state law applies.
SEPARATE DEDICATED KITCHEN	No
PET RESTRICTIONS	No specific state prohibition for cottage food bakers; standard food safety practices apply under state law. Tribal food safety rules may differ.
WATER SUPPLY	No specific requirement under the Wisconsin cottage food framework.
HANDWASHING	Standard food safety sanitation practices apply.
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only per state framework; tribal regulations may apply on tribal land.

Inspection & permitting

INSPECTION REQUIRED	No — DATCP has declined to enforce against qualifying home bakers per Kivistik injunction for off-reservation activities. On-reservation activities may be subject to tribal health authority.
HOME OCCUPATION PERMIT	Varies — Menominee County is coextensive with the Menominee Indian Reservation. Tribal business regulations and the Menominee Tribal Code govern home-based businesses on tribal trust land. Non-tribal members and activities outside tribal land would follow standard Wisconsin rules. The Menominee Tribe of Wisconsin has its own government infrastructure; contact the Menominee Tribal government for specific home-based food business rules.
LOCAL BUSINESS LICENSE	Varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Conditional
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	State framework (direct-to-consumer only for baked goods; Pickle Bill for pickles at \$5,000/year cap) applies to off-reservation activities. On-reservation sales subject to tribal law.
MAX EMPLOYEES IN HOME	Not specified by state cottage food framework; tribal or zoning rules may apply.

Relevant county code

Menominee Tribal Code (tribal land); Wis. Stat. §97.29 (off-reservation/non-tribal activities)

RESEARCH NOTES

Menominee County is unique in Wisconsin as it is constituted entirely of the Menominee Indian Reservation. Tribal sovereignty creates a distinct regulatory environment. State cottage food law (Kivistik/Pickle Bill) may have limited or no applicability on tribal trust land. Low confidence for tribal land activities; state baseline applies to off-reservation commercial activities. Contact Menominee Tribal government for on-reservation rules.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.menominee-nsn.gov>

https://datcp.wi.gov/Pages/Programs_Services/CottageFoodLaws.aspx

<https://docs.legis.wisconsin.gov/statutes/statutes/97/29>

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

Bordering counties — cottage food law

Regulation	Menominee County	Langlade County	Oconto County
HOME KITCHEN ALLOWED	Conditional	Conditional	Conditional
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	No specific state prohibition for cottage food bakers; standard food safety practices apply under state law. Tribal food safety rules may d...	No specific state prohibition for cottage food bakers; standard food safety practices apply.	No specific state prohibition for cottage food bakers; standard food safety practices apply.
INSPECTION REQUIRED	No	No	No
ON-SITE CUSTOMER PICKUP	Conditional	Conditional	Conditional
ON-SITE SIGNAGE	Conditional	Conditional	Conditional
DELIVERY / PICKUP	State framework (direct-to-consumer only for baked goods; Pickle Bill for pickles at \$5,000/year cap) applies to off-reservation activities...	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/ye...	Direct-to-consumer only for Kivirist-covered baked goods. Pickle Bill allows farmers market and community event sales only (up to \$5,000/ye...
HOME OCCUPATION PERMIT	Varies	Varies	Varies
LOCAL BUSINESS LICENSE	Varies	Varies	Varies
RESTRICTIONS	Menominee County is the sole county in Wisconsin constituted entirely of a Native American reservation (Menominee Indian Tribe of Wisconsin...	Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acid...	Wisconsin has a case-law-driven cottage food framework: (1) The statutory 'Pickle Bill' (§97.29(2)(b)2) allows home-canned pickles and acid...
FOOD STORAGE	Shelf-stable, non-potentially-hazardous baked goods only per state framework; tribal regulations may apply on tribal land.	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.	Shelf-stable, non-potentially-hazardous baked goods only; proper storage required.
POPULATION	4,232	19,189	41,019

State context — Wisconsin cottage food law

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

STATUTE

Wis. Stat. §97.29

ANNUAL SALES CAP

Tiered

REGISTRATION REQUIRED

No

FOOD HANDLER CERT

No

KITCHEN INSPECTION

No

DIRECT SALES ONLY

Yes

INDIRECT SALES

No — Home-canned goods must be sold at community or social events or farmers' markets in Wisconsin (§97.29(2)(b)2.b). The Kivist court order applies to direct-to-consumer sales by home bakers. Products cannot be sold to retail food establishments or distributed through wholesale channels without a license.

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

STATE-LEVEL REFERENCES

State statute: <https://docs.legis.wisconsin.gov/statutes/statutes/97/29>

State dept cottage food page: https://datcp.wi.gov/Pages/Programs_Services/CottageFoodLaws.aspx

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

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

<https://crosodo.com/nb/wisconsin/menominee-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 Menominee County, Wisconsin. 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 free on the Crosodo Forum.

crosodo.com/nb/wisconsin/menominee-county-discuss

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