

COTTAGE FOOD LAW REPORT

Jay County

Indiana · Portland · FIPS 18075 · Population 20,436 ·
Crosodo Index #1165*

STATE BASELINE

Ind. Code §16-42-5.3

STATE TIER

Great

ANNUAL SALES CAP (STATE)

—

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.

How to start — 60-second path

Jay County, Indiana — 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

Upon-complaint

PETS

Not specified in state statute; proper sanitary procedures and good hygienic practices required.

BEFORE YOU SELL FROM THIS ADDRESS

- ☐ **1. Menu** — Confirm each product under Indiana 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
- ☐ Indiana home-kitchen disclaimer (see live label one-pager)

CONTINUE ONLINE

[Open the live county page →](#)

[Indiana label one-pager →](#)

[Local notes & questions →](#)

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

INDIANA: JAY COUNTY

CROSODO INDEX #1165* · FIPS 18075 · Portland

Jay County

Population 20,436 · State baseline: Ind. Code §16-42-5.3 · MEDIUM

QUICK VIEW FOR BAKERS IN THIS COUNTY

HOME KITCHEN ALLOWED?

Yes (Must prepare food in the individual's primary residential home kitchen (or permanent structure on the same property). Only non-TCS (non-time/temperature control for safety) foods allowed. Whole eggs, traditional pickles (not oxygen-sealed), and whole chickens/rabbits raised by the vendor also allowed with restrictions.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

Not specified in state statute; proper sanitary procedures and good hygienic practices required.

HOME OCCUPATION PERMIT?

Conditional (State law (IC 16-42-5.3 Sec. 12) expressly prohibits local governments from requiring licensure, certification, or inspection of home-based vendor (HBV) food operations. However, local zoning ordinances for home-based businesses may still apply. Jay County zoning should be verified directly with the county for any home occupation requirements unrelated to food safety.)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

Upon-complaint (State statute (IC 16-42-5.3 Sec. 12) expressly prohibits local governments from requiring inspection; state department of health may investigate upon complaint or foodborne illness report.)

Home kitchen rules

HOME KITCHEN ALLOWED

Yes — Must prepare food in the individual's primary residential home kitchen (or permanent structure on the same property). Only non-TCS (non-time/temperature control for safety) foods allowed. Whole eggs, traditional pickles (not oxygen-sealed), and whole chickens/rabbits raised by the vendor also allowed with restrictions.

SEPARATE DEDICATED KITCHEN

No

PET RESTRICTIONS

Not specified in state statute; proper sanitary procedures and good hygienic practices required.

WATER SUPPLY

Potable water required; public water supply typical for residential use.

HANDWASHING

Proper handwashing required per IC 16-42-5.3 sanitary procedures.

FOOD STORAGE

Must use proper sanitary procedures; containers and packaging must be sanitized before use.

Inspection & permitting

INSPECTION REQUIRED

Upon-complaint — State statute (IC 16-42-5.3 Sec. 12) expressly prohibits local governments from requiring inspection; state department of health may investigate upon complaint or foodborne illness report.

HOME OCCUPATION PERMIT

Conditional — State law (IC 16-42-5.3 Sec. 12) expressly prohibits local governments from requiring licensure, certification, or inspection of home-based vendor (HBV) food operations. However, local zoning ordinances for home-based businesses may still apply. Jay County zoning should be verified directly with the county for any home occupation requirements unrelated to food safety.

LOCAL BUSINESS LICENSE

Varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Products may be sold in-person, by telephone, or via the internet, and delivered to the end consumer in person, by mail, or by third-party carrier. All sales and shipments must remain within Indiana. No sales to warehouses, retail food establishments, or wholesalers; all sales must be direct-to-consumer.
MAX EMPLOYEES IN HOME	Not specified in state cottage food statute; operation must be conducted at the vendor's primary residence. Local zoning may apply.

Relevant county code

No Jay County-specific cottage food ordinance found; state law preempts local food safety regulation of HBVs. Consult Jay County zoning ordinance for home occupation rules.

RESEARCH NOTES

State law (IC 16-42-5.3, enacted 2022 HEA 1149) explicitly preempts local governments from requiring licensure or inspection of home-based vendors (HBVs). ANSI-accredited food handler certificate required; must be provided to local health department. Indiana HBV Handbook 2025 confirms local zoning ordinances unrelated to food safety may still apply. Note: Indiana HB 1424 signed March 12, 2026 (effective July 1, 2026) further expands HBV rules to allow prepared foods, certain meat products, produce, natural sweeteners, baked goods, fruit spreads, and candy — changes not yet in effect as of research date. No Jay County-specific cottage food ordinance found. Defaulting to state baseline.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.jaycounty.gov>

[https://www.in.gov/health/food-protection/home-based-vendor-\(cottage-foods\)/](https://www.in.gov/health/food-protection/home-based-vendor-(cottage-foods)/)

<https://www.in.gov/health/food-protection/files/Indiana-Home-Based-Vendor-Handbook-2.pdf>

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

Bordering counties — cottage food law

Regulation	Jay County	Adams County	Blackford County
HOME KITCHEN ALLOWED	Yes	—	—
SEPARATE DEDICATED KITCHEN	No	—	—
PETS ALLOWED	Not specified in state statute; proper sanitary procedures and good hygienic practices required.	—	—
INSPECTION REQUIRED	Upon-complaint	—	—
ON-SITE CUSTOMER PICKUP	Yes	—	—
ON-SITE SIGNAGE	Conditional	—	—
DELIVERY / PICKUP	Products may be sold in-person, by telephone, or via the internet, and delivered to the end consumer in person, by mail, or by third-party ...	—	—
HOME OCCUPATION PERMIT	Conditional	—	—
LOCAL BUSINESS LICENSE	Varies	—	—
RESTRICTIONS	Must prepare food in the individual's primary residential home kitchen (or permanent structure on the same property). Only non-TCS (non-tim...	—	—
FOOD STORAGE	Must use proper sanitary procedures; containers and packaging must be sanitized before use.	—	—
POPULATION	20,436	35,827	12,074

State context — Indiana cottage food law

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

STATUTE

Ind. Code §16-42-5.2

ANNUAL SALES CAP

—

REGISTRATION REQUIRED

No

FOOD HANDLER CERT

Yes (specific course)

KITCHEN INSPECTION

Upon-complaint

DIRECT SALES ONLY

Yes

INDIRECT SALES

No — Sales to restaurants, retail stores, and wholesale are prohibited; producers may sell at events, farmers markets, home, online, and roadside stands only.

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

STATE-LEVEL REFERENCES

State statute: <http://iga.in.gov/laws/2022/ic/titles/016/articles/042/chapters/005.2>

State dept cottage food page: [https://www.in.gov/health/food-protection/home-based-vendor-\(cottage-foods\)/](https://www.in.gov/health/food-protection/home-based-vendor-(cottage-foods)/)

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

Questions about Jay 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/indiana/jay-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 Jay County, Indiana. 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/indiana/jay-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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