

COTTAGE FOOD LAW REPORT

Smith County

Kansas · Smith Center · FIPS 20183 · Population 3,583 ·
Crosodo Index #372*

STATE BASELINE

K.S.A. §65-689(d)(4)

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

Smith County, Kansas — permit, pickup, and label steps before the full county rules.

HOME KITCHEN ALLOWED?

Yes

STATE SALES CAP

—

HOME OCCUPATION PERMIT?

No

ON-SITE / PORCH PICKUP?

Yes

INSPECTION

Upon-complaint

PETS

No specific pet restriction in Kansas state cottage food law.

BEFORE YOU SELL FROM THIS ADDRESS

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

CONTINUE ONLINE

[Open the live county page →](#)

[Kansas label one-pager →](#)

[Local notes & questions →](#)

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

KANSAS: SMITH COUNTY

CROSODO INDEX #372* · FIPS 20183 · Smith Center

Smith County

Population 3,583 · State baseline: K.S.A. §65-689(d)(4) · MEDIUM

QUICK VIEW FOR BAKERS IN THIS COUNTY

HOME KITCHEN ALLOWED?

Yes (Kansas cottage food law (K.S.A. §65-689(d)(4)) allows direct-to-consumer sales of non-TCS foods from a home kitchen with no registration, no sales cap, and no inspection requirement. Producers must label products with name, address, and the statement that the product was not prepared in a licensed facility.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

No specific pet restriction in Kansas state cottage food law.

HOME OCCUPATION PERMIT?

No (Smith County is a small rural Kansas county. No county-specific cottage food ordinance or home occupation permit requirement for cottage food was identified. State law does not require registration or permit for direct-to-consumer cottage food sales.)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

Upon-complaint (No routine inspection; complaint-driven only per state baseline.)

Home kitchen rules

HOME KITCHEN ALLOWED

Yes — Kansas cottage food law (K.S.A. §65-689(d)(4)) allows direct-to-consumer sales of non-TCS foods from a home kitchen with no registration, no sales cap, and no inspection requirement. Producers must label products with name, address, and the statement that the product was not prepared in a licensed facility.

SEPARATE DEDICATED KITCHEN

No

PET RESTRICTIONS

No specific pet restriction in Kansas state cottage food law.

WATER SUPPLY

No specific state cottage food water testing requirement.

HANDWASHING

No specific state handwashing mandate for cottage food producers.

FOOD STORAGE

Non-TCS (non-temperature-controlled for safety) shelf-stable foods only.

Inspection & permitting

INSPECTION REQUIRED

Upon-complaint — No routine inspection; complaint-driven only per state baseline.

HOME OCCUPATION PERMIT

No — Smith County is a small rural Kansas county. No county-specific cottage food ordinance or home occupation permit requirement for cottage food was identified. State law does not require registration or permit for direct-to-consumer cottage food sales.

LOCAL BUSINESS LICENSE

No

Customer-facing rules

ON-SITE CUSTOMER PICKUP

Yes

ON-SITE SIGNAGE

Yes

DELIVERY / PICKUP RULES

Direct sales only. Sales at farmers markets, home pickup, roadside stands, and events permitted. No wholesale or retail indirect sales.

MAX EMPLOYEES IN HOME

Not specified in state statute.

Relevant county code

No specific Smith County cottage food or home occupation ordinance identified.

RESEARCH NOTES

Smith County is a small, rural western Kansas county (pop. ~3,583). No county-specific cottage food or home occupation ordinance was found. Defaulting to Kansas state baseline. State law (K.S.A. §65-689(d)(4)) is permissive for non-TCS foods sold direct to consumer with no registration or sales cap.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.smithcountyks.org>

https://www.ksrevisor.org/statutes/chapters/ch65/065_006_0057.html

<https://agriculture.ks.gov/divisions-programs/dairy-food-safety/cottage-food>

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

Bordering counties — cottage food law

Regulation	Smith County	Jewell County	Osborne County
HOME KITCHEN ALLOWED	Yes	Yes	Yes
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	No specific pet restriction in Kansas state cottage food law.	Not specified in state law	Not specified in state law
INSPECTION REQUIRED	Upon-complaint	Upon-complaint	Upon-complaint
ON-SITE CUSTOMER PICKUP	Yes	Yes	Yes
ON-SITE SIGNAGE	Yes	Conditional	Conditional
DELIVERY / PICKUP	Direct sales only. Sales at farmers markets, home pickup, roadside stands, and events permitted. No wholesale or retail indirect sales.	Direct delivery to consumer permitted in-state	Direct delivery to consumer permitted in-state
HOME OCCUPATION PERMIT	No	Varies	Varies
LOCAL BUSINESS LICENSE	No	Varies	Varies
RESTRICTIONS	Kansas cottage food law (K.S.A. §65-689(d)(4)) allows direct-to-consumer sales of non-TCS foods from a home kitchen with no registration, n...	No sales cap. No food handler cert required. Direct-to-consumer sales only; allowed at farm, farmers market, roadside stand, home, and even...	No sales cap. No food handler cert required. Direct-to-consumer sales only; allowed at farm, farmers market, roadside stand, home, and even...
FOOD STORAGE	Non-TCS (non-temperature-controlled for safety) shelf-stable foods only.	Appropriate storage to maintain product safety	Appropriate storage to maintain product safety
POPULATION	3,583	2,920	3,421

State context — Kansas cottage food law

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

STATUTE	ANNUAL SALES CAP
K.S.A. §65-657	—
REGISTRATION REQUIRED	FOOD HANDLER CERT
No	No
KITCHEN INSPECTION	DIRECT SALES ONLY
Upon-complaint	Yes
INDIRECT SALES	
No — Indirect sales to restaurants, retail stores, or wholesale are not allowed under the exemption; producers needing wholesale or retail channels must obtain a KDA food processing license.	

For the full state-level analysis including the verbatim statute text, see the **Kansas cottage food law report** on Crosodo, or open the live guide: crosodo.com/states/kansas.

STATE-LEVEL REFERENCES

State statute: https://www.ksrevisor.org/statutes/chapters/ch65/065_006_0057.html

State dept cottage food page: <https://agriculture.ks.gov/divisions-programs/dairy-food-safety/cottage-food>

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

Questions about Smith 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/kansas/smith-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 Smith County, Kansas. 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/kansas/smith-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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