

COTTAGE FOOD LAW REPORT

Clay County

Nebraska · Clay Center · FIPS 31035 · Population 6,203 ·
Crosodo Index #1424*

STATE BASELINE

Neb. Rev. Stat. §81-2,280

STATE TIER

Good

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

Clay County, Nebraska — permit, pickup, and label steps before the full county rules.

HOME KITCHEN ALLOWED?

Yes

STATE SALES CAP

—

HOME OCCUPATION PERMIT?

Varies

ON-SITE / PORCH PICKUP?

Yes

INSPECTION

No

PETS

Not specified in state law; good sanitation practices required

BEFORE YOU SELL FROM THIS ADDRESS

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

CONTINUE ONLINE

[Open the live county page →](#)

[Nebraska label one-pager →](#)

[Local notes & questions →](#)

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

NEBRASKA: CLAY COUNTY

CROSODO INDEX #1424* · FIPS 31035 · Clay Center

Clay County

Population 6,203 · State baseline: Neb. Rev. Stat. §81-2,280 · MEDIUM

QUICK VIEW FOR BAKERS IN THIS COUNTY

HOME KITCHEN ALLOWED?

Yes (State law permits cottage food production from a private home kitchen. Registration required with Nebraska Department of Agriculture. Direct-to-consumer sales only (farmers markets, fairs, festivals, craft shows, home pickup/delivery). No annual sales cap. As of LB262 (July 2024), some TCS foods permitted with additional requirements.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

Not specified in state law; good sanitation practices required

HOME OCCUPATION PERMIT?

Varies (Clay County is a small rural south-central Nebraska county. Unincorporated areas likely have minimal or no county zoning. City of Clay Center has its own municipal zoning.)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

No (No routine inspection required; complaint-driven investigation possible)

Home kitchen rules

HOME KITCHEN ALLOWED	Yes — State law permits cottage food production from a private home kitchen. Registration required with Nebraska Department of Agriculture. Direct-to-consumer sales only (farmers markets, fairs, festivals, craft shows, home pickup/delivery). No annual sales cap. As of LB262 (July 2024), some TCS foods permitted with additional requirements.
SEPARATE DEDICATED KITCHEN	No
PET RESTRICTIONS	Not specified in state law; good sanitation practices required
WATER SUPPLY	Standard residential water supply
HANDWASHING	Good sanitation practices required
FOOD STORAGE	Appropriate storage to maintain product safety

Inspection & permitting

INSPECTION REQUIRED	No — No routine inspection required; complaint-driven investigation possible
HOME OCCUPATION PERMIT	Varies — Clay County is a small rural south-central Nebraska county. Unincorporated areas likely have minimal or no county zoning. City of Clay Center has its own municipal zoning.
LOCAL BUSINESS LICENSE	Varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Direct delivery to consumer permitted in-state; no wholesale to retailers
MAX EMPLOYEES IN HOME	Not specified at county level

Relevant county code

Clay County zoning regulations if adopted; check with county office

RESEARCH NOTES

Nebraska Good-tier state. State law (§81-2,280 as amended by LB262, July 2024) is the primary framework. Clay County (pop. ~6,203) is a small rural county. No county-specific cottage food ordinance found. State registration with NDA required. Direct sales only; no wholesale.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.claycountyne.gov>

<https://nda.nebraska.gov/fscp/foods/cottagefood>

<https://cottagefoodlaw.unl.edu/faq/>

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

Bordering counties — cottage food law

Regulation	Clay County	Adams County	Fillmore County
HOME KITCHEN ALLOWED	Yes	—	Yes
SEPARATE DEDICATED KITCHEN	No	—	No
PETS ALLOWED	Not specified in state law; good sanitation practices required	—	Not specified in state law; good sanitation practices required
INSPECTION REQUIRED	No	—	No
ON-SITE CUSTOMER PICKUP	Yes	—	Yes
ON-SITE SIGNAGE	Conditional	—	Conditional
DELIVERY / PICKUP	Direct delivery to consumer permitted in-state; no wholesale to retailers	—	Direct delivery to consumer permitted in-state; no wholesale to retailers
HOME OCCUPATION PERMIT	Varies	No	Varies
LOCAL BUSINESS LICENSE	Varies	—	Varies
RESTRICTIONS	State law permits cottage food production from a private home kitchen. Registration required with Nebraska Department of Agriculture. Direc...	—	State law permits cottage food production from a private home kitchen. Registration required with Nebraska Department of Agriculture. Direc...
FOOD STORAGE	Appropriate storage to maintain product safety	—	Appropriate storage to maintain product safety
POPULATION	6,203	31,143	5,490

State context — Nebraska cottage food law

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

STATUTE

Neb. Rev. Stat. §81-2,280 (producer of food at private home); §81-2,239 et seq. (Nebraska Pure Food Act)

ANNUAL SALES CAP

—

REGISTRATION REQUIRED

Yes

FOOD HANDLER CERT

Yes

KITCHEN INSPECTION

No

DIRECT SALES ONLY

Yes

INDIRECT SALES

No — Sales must be direct-to-consumer. Wholesale to restaurants, grocery stores, or distributors is not permitted under the cottage food framework. Non-TCS foods may be mailed; TCS foods must be delivered in person by the producer within 2 hours.

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

STATE-LEVEL REFERENCES

State statute: <https://nebraskalegislature.gov/laws/statutes.php?statute=81-2,239.05>

State dept cottage food page: https://nda.nebraska.gov/foods/processed_food/cottage_foods.html

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

Questions about Clay 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/nebraska/clay-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 Clay County, Nebraska. 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/nebraska/clay-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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