

COTTAGE FOOD LAW REPORT

Eddy County

New Mexico · Carlsbad · FIPS 35015 · Population 61,264 ·
Crosodo Index #1064*

STATE BASELINE

NMSA §25-12-3 (Homemade Food Act)

STATE TIER

Great

ANNUAL SALES CAP (STATE)

—

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.

How to start — 60-second path

Eddy County, New Mexico — 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

No specific pet restriction in state law.

BEFORE YOU SELL FROM THIS ADDRESS

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

CONTINUE ONLINE

[Open the live county page →](#)

[New Mexico label one-pager →](#)

[Local notes & questions →](#)

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

NEW MEXICO: EDDY COUNTY

CROSODO INDEX #1064* · FIPS 35015 · Carlsbad

Eddy County

Population 61,264 · State baseline: NMSA §25-12-3 (Homemade Food Act) · MEDIUM

QUICK VIEW FOR BAKERS IN THIS COUNTY

HOME KITCHEN ALLOWED?

Yes (New Mexico Homemade Food Act (eff. July 1, 2021) allows all non-TCS foods from private farm, ranch, or residence. No sales cap. No registration required (voluntary permit available). Food handler certification required. Direct-to-consumer sales within NM only.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

No specific pet restriction in state law.

HOME OCCUPATION PERMIT?

Varies (Eddy County and City of Carlsbad may have home occupation zoning requirements. Operators should verify with the Eddy County Planning Division.)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

No (NMED must issue a written warning before imposing fines; complaint investigation possible. No routine inspection.)

Home kitchen rules

HOME KITCHEN ALLOWED	Yes — New Mexico Homemade Food Act (eff. July 1, 2021) allows all non-TCS foods from private farm, ranch, or residence. No sales cap. No registration required (voluntary permit available). Food handler certification required. Direct-to-consumer sales within NM only.
SEPARATE DEDICATED KITCHEN	No
PET RESTRICTIONS	No specific pet restriction in state law.
WATER SUPPLY	No specific state cottage food water testing requirement.
HANDWASHING	No specific state cottage food handwashing mandate; food handler certification covers hygiene practices.
FOOD STORAGE	Non-TCS foods must be stored appropriately; no specific state mandate beyond general food safety.

Inspection & permitting

INSPECTION REQUIRED	No — NMED must issue a written warning before imposing fines; complaint investigation possible. No routine inspection.
HOME OCCUPATION PERMIT	Varies — Eddy County and City of Carlsbad may have home occupation zoning requirements. Operators should verify with the Eddy County Planning Division.
LOCAL BUSINESS LICENSE	Varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Direct-to-consumer within NM via any channel — farmers markets, festivals, internet, roadside stands, home pickup/delivery, and mail delivery. No restaurant, wholesale, or out-of-state sales.
MAX EMPLOYEES IN HOME	Not specified in state law.

Relevant county code

Eddy County zoning code (home occupation provisions); no specific cottage food county ordinance identified.

RESEARCH NOTES

No county-specific cottage food ordinance found for Eddy County. State baseline (NMSA §25-12-3 Homemade Food Act) applies. NM is notably permissive: no registration required, no inspection, no sales cap, food handler cert required. Eddy County is predominantly rural/agricultural; local zoning should be verified especially given oil/gas land-use context of the area.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.eddycounty.gov>

<https://www.env.nm.gov/foodprogram/homemade-food-act/>

<https://laws.nmonesource.com/w/nmos/Chapter-25-NMSA-1978>

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

Bordering counties — cottage food law

Regulation	Eddy County	Chaves County	Otero County
HOME KITCHEN ALLOWED	Yes	Yes	Yes
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	No specific pet restriction in state law.	No specific state prohibition; good manufacturing practice applies	Not specified in state law
INSPECTION REQUIRED	No	No	No
ON-SITE CUSTOMER PICKUP	Yes	Yes	Yes
ON-SITE SIGNAGE	Conditional	Yes	Conditional
DELIVERY / PICKUP	Direct-to-consumer within NM via any channel — farmers markets, festivals, internet, roadside stands, home pickup/delivery, and mail delive...	Direct sales to consumers via any channel within NM: farmers markets, festivals, internet, roadside stands, home pickup/delivery, mail deli...	Direct-to-consumer only; face-to-face transaction required within NM
HOME OCCUPATION PERMIT	Varies	Varies	Varies
LOCAL BUSINESS LICENSE	Varies	Varies	Varies
RESTRICTIONS	New Mexico Homemade Food Act (eff. July 1, 2021) allows all non-TCS foods from private farm, ranch, or residence. No sales cap. No registra...	Non-TCS homemade foods may be sold directly to consumers within New Mexico through any channel with no sales cap. Food handler certificatio...	No state permit required. Food handler certification (NMSU online training) required, valid 3 years. Direct-to-consumer sales only within N...
FOOD STORAGE	Non-TCS foods must be stored appropriately; no specific state mandate beyond general food safety.	Non-TCS foods only; proper storage required	Appropriate storage for shelf-stable products
POPULATION	61,264	64,701	67,850

State context — New Mexico cottage food law

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

STATUTE	ANNUAL SALES CAP
NMSA §25-12-3 (Homemade Food Act)	—
REGISTRATION REQUIRED	FOOD HANDLER CERT
No	Yes
KITCHEN INSPECTION	DIRECT SALES ONLY
No	Yes
INDIRECT SALES	
No — Sales must be direct to consumers within New Mexico. Products may not be sold to restaurants, wholesalers, distributors, or outside New Mexico. Internet, mail, and phone sales directly to consumers are permitted. The NMED Food Safety Program does not have jurisdiction in Bernalillo County and Albuquerque (which have their own programs); those areas may operate mandatory or voluntary permit systems.	

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

STATE-LEVEL REFERENCES

State statute: <https://laws.nmonesource.com/w/nmos/Chapter-25-NMSA-1978>

State dept cottage food page: <https://www.env.nm.gov/foodprogram/homemade-food-act/>

Forrager.com: <https://forrager.com/law/new-mexico/>

Questions about Eddy 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/new-mexico/eddy-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 Eddy County, New Mexico. 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/new-mexico/eddy-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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