

COTTAGE FOOD LAW REPORT

San Juan County

New Mexico · Aztec · FIPS 35045 · Population 121,798 ·
Crosodo Index #1010*

STATE BASELINE

NMSA §25-12-3 (Homemade Food Act, eff. July 1, 2021); no sales cap; no mandatory registration; food handler cert required; direct sales only within NM

STATE TIER	ANNUAL SALES CAP (STATE)	CONFIDENCE	LAST VERIFIED
Great	—	MEDIUM	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

San Juan 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 state or county restriction; standard food safety sanitation practices apply.

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: SAN JUAN COUNTY

CROSODO INDEX #1010* · FIPS 35045 · Aztec

San Juan County

Population 121,798 · State baseline: NMSA §25-12-3 (Homemade Food Act, eff. July 1, 2021); no sales cap; no mandatory registration; food handler cert required; direct sales only within NM · **MEDIUM**

QUICK VIEW FOR BAKERS IN THIS COUNTY

HOME KITCHEN ALLOWED?

Yes (New Mexico Homemade Food Act allows non-TCS homemade foods from private residence. No mandatory registration (voluntary NMED permit available). Sales within New Mexico only. San Juan County follows state baseline.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

No specific state or county restriction; standard food safety sanitation practices apply.

HOME OCCUPATION PERMIT?

Varies (No specific San Juan County home occupation permit requirements found for cottage food. New Mexico Homemade Food Act does not require local permits. San Juan County or the city of Farmington may have local zoning requirements for home-based businesses. Contact San Juan County Planning Department for zoning specifics.)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

No (No routine inspection required. NMED may issue written warning before imposing fines. Maximum fine \$100 per violation.)

Home kitchen rules

HOME KITCHEN ALLOWED

Yes — New Mexico Homemade Food Act allows non-TCS homemade foods from private residence. No mandatory registration (voluntary NMED permit available). Sales within New Mexico only. San Juan County follows state baseline.

SEPARATE DEDICATED KITCHEN

No

PET RESTRICTIONS

No specific state or county restriction; standard food safety sanitation practices apply.

WATER SUPPLY

Potable water required per state food safety standards.

HANDWASHING

Food handler certification required under NMSA §25-12-3.

FOOD STORAGE

Non-TCS shelf-stable products. TCS foods must be made in NMED-permitted commercial kitchen.

Inspection & permitting

INSPECTION REQUIRED

No — No routine inspection required. NMED may issue written warning before imposing fines. Maximum fine \$100 per violation.

HOME OCCUPATION PERMIT

Varies — No specific San Juan County home occupation permit requirements found for cottage food. New Mexico Homemade Food Act does not require local permits. San Juan County or the city of Farmington may have local zoning requirements for home-based businesses. Contact San Juan County Planning Department for zoning specifics.

LOCAL BUSINESS LICENSE

Varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	New Mexico allows direct sales at farmers markets, festivals, online, roadside stands, home pickup/delivery, and mail delivery within NM only. No wholesale to restaurants, distributors, or across state lines.
MAX EMPLOYEES IN HOME	No specific state limit; local zoning may apply.

Relevant county code

NMSA §25-12-3

RESEARCH NOTES

State baseline applied (NM tier Great). New Mexico Homemade Food Act is broad with no sales cap and no mandatory registration. San Juan County includes Farmington (pop ~45K) and Aztec (county seat). No county-specific cottage food overlay found. sjcounty.net is the official county URL. Confidence medium.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.sjcounty.net>

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

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

<https://www.sjcounty.net>

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

Bordering counties — cottage food law

Regulation	San Juan County	Sandoval County	McKinley County
HOME KITCHEN ALLOWED	Yes	Yes	Yes
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	No specific state or county restriction; standard food safety sanitation practices apply.	No specific state restriction on pets in home.	Not specified in state law
INSPECTION REQUIRED	No	No	No
ON-SITE CUSTOMER PICKUP	Yes	Yes	Yes
ON-SITE SIGNAGE	Conditional	Conditional	Conditional
DELIVERY / PICKUP	New Mexico allows direct sales at farmers markets, festivals, online, roadside stands, home pickup/delivery, and mail delivery within NM on...	Sales at farmers markets, festivals, internet, roadside stands, home pickup/delivery, and mail delivery within New Mexico. No sales to rest...	Direct-to-consumer sales only; face-to-face transaction required; no online sales with third-party delivery
HOME OCCUPATION PERMIT	Varies	Varies	Yes
LOCAL BUSINESS LICENSE	Varies	Varies	Yes
RESTRICTIONS	New Mexico Homemade Food Act allows non-TCS homemade foods from private residence. No mandatory registration (voluntary NMED permit availab...	New Mexico Homemade Food Act (eff. July 1, 2021): no registration or permit required (voluntary permit available from NMED). No sales cap. ...	Production allowed in private farm, ranch, or residence. No state permit required. Food handler certification (NMSU online training) requir...
FOOD STORAGE	Non-TCS shelf-stable products. TCS foods must be made in NMED-permitted commercial kitchen.	Non-TCS foods only. Alcohol-containing foods and CBD/hemp products prohibited from private residences.	Appropriate storage required for shelf-stable products
POPULATION	121,798	149,460	72,073

State context — New Mexico cottage food law

San Juan 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 San Juan 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/san-juan-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 San Juan 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/san-juan-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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