

COTTAGE FOOD LAW REPORT

Marion County

Oregon · Salem · FIPS 41047 · Population 345,815 · Crosodo Index #1361*

STATE BASELINE

ORS §616.723; Domestic Kitchen Business (DKB) license required from ODA; \$50,000 annual sales cap; food handler card required

STATE TIER	ANNUAL SALES CAP (STATE)	CONFIDENCE	LAST VERIFIED
Good	50000	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

Marion County, Oregon — permit, pickup, and label steps before the full county rules.

HOME KITCHEN ALLOWED?

Yes

STATE SALES CAP

50000

HOME OCCUPATION PERMIT?

Varies

ON-SITE / PORCH PICKUP?

Yes

INSPECTION

No

PETS

Animals excluded from food production area during production

BEFORE YOU SELL FROM THIS ADDRESS

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

CONTINUE ONLINE

Open the live county page →

Oregon label one-pager →

Local notes & questions →

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

OREGON: MARION COUNTY

CROSODO INDEX #1361* · FIPS 41047 · Salem

Marion County

Population 345,815 · State baseline: ORS §616.723; Domestic Kitchen Business (DKB) license required from ODA; \$50,000 annual sales cap; food handler card required · **MEDIUM**

QUICK VIEW FOR BAKERS IN THIS COUNTY

HOME KITCHEN ALLOWED?

Yes (ODA Domestic Kitchen Business license required; \$50,000 annual gross sales cap; food handler card required; no TCS foods; labeling required)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

Animals excluded from food production area during production

HOME OCCUPATION PERMIT?

Varies (No Marion County-specific home occupation permit identified for cottage food. Marion County zoning may require home occupation permit; Salem (county seat) is an incorporated city with own zoning code. Operator should verify with Marion County Planning or city planning department)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

No (No routine inspection under DKB; complaint-based possible)

Home kitchen rules

HOME KITCHEN ALLOWED	Yes — ODA Domestic Kitchen Business license required; \$50,000 annual gross sales cap; food handler card required; no TCS foods; labeling required
SEPARATE DEDICATED KITCHEN	No
PET RESTRICTIONS	Animals excluded from food production area during production
WATER SUPPLY	Potable water supply required
HANDWASHING	Dedicated handwashing required per ODA standards
FOOD STORAGE	Non-TCS foods stored in sanitary conditions

Inspection & permitting

INSPECTION REQUIRED	No — No routine inspection under DKB; complaint-based possible
HOME OCCUPATION PERMIT	Varies — No Marion County-specific home occupation permit identified for cottage food. Marion County zoning may require home occupation permit; Salem (county seat) is an incorporated city with own zoning code. Operator should verify with Marion County Planning or city planning department
LOCAL BUSINESS LICENSE	Varies

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Direct sales at farmers markets, roadside stands, events, home, and online; indirect sales to retailers allowed within \$50,000 cap
MAX EMPLOYEES IN HOME	Not specified

Relevant county code

Not identified

RESEARCH NOTES

Oregon requires ODA DKB license — more burdensome than typical states. County seat Salem is separate jurisdiction. No Marion County-specific overlay found beyond state rules.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.co.marion.or.us>

<https://www.oregon.gov/oda/programs/foodsafety/pages/dkb-licensing.aspx>

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

Bordering counties — cottage food law

Regulation	Marion County	Clackamas County	Linn County
HOME KITCHEN ALLOWED	Yes	Conditional	Yes
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	Animals excluded from food production area during production	Pets may not be in the food preparation area during production.	Pets may not be in the food preparation area; their presence elsewhere in the dwelling is no longer grounds for automatic disqualification ...
INSPECTION REQUIRED	No	No	No
ON-SITE CUSTOMER PICKUP	Yes	Yes	Yes
ON-SITE SIGNAGE	Conditional	Conditional	Conditional
DELIVERY / PICKUP	Direct sales at farmers markets, roadside stands, events, home, and online; indirect sales to retailers allowed within \$50,000 cap	Direct sales from home, online, mail, and at events permitted. May also sell to retailers (with Domestic Kitchen Bakery License ~\$50/year a...	Direct-to-consumer sales at any venue — home, online, mail, events. Sales to retailers permitted under specific conditions. No sales to ins...
HOME OCCUPATION PERMIT	Varies	Conditional	Varies
LOCAL BUSINESS LICENSE	Varies	Varies	Varies
RESTRICTIONS	ODA Domestic Kitchen Business license required; \$50,000 annual gross sales cap; food handler card required; no TCS foods; labeling required	Oregon cottage food law (ORS §616.723, amended by SB 643, 2023) allows packaged non-TCS foods from residential dwellings. Annual sales cap ...	Annual sales capped at \$50,000 (CPI-adjusted, per SB 643, 2023). Food handler certification under ORS 624.570 required. Products must be pa...
FOOD STORAGE	Non-TCS foods stored in sanitary conditions	Non-TCS shelf-stable foods only.	Non-potentially hazardous packaged foods. Stored in food-safe containers. No refrigeration required for finished products.
POPULATION	345,815	420,925	128,598

State context — Oregon cottage food law

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

STATUTE	ANNUAL SALES CAP
ORS §616.723	50000
REGISTRATION REQUIRED	FOOD HANDLER CERT
Depends	Yes
KITCHEN INSPECTION	DIRECT SALES ONLY
No	No

INDIRECT SALES

Limited (see notes) — Direct sales to end users are permitted in any manner including online, mail, and at events. Sales to retailers (including coffee shops but not restaurants) are permitted if the retailer agrees to store/display the foods separately and clearly indicate they are homemade and not prepared in an inspected food establishment. Sales to institutions (restaurants, schools, hospitals, caterers, day care centers, nursing homes, correctional facilities) are prohibited. A Domestic Kitchen Bakery License (~\$50/year) is required for establishments wishing to sell to retailers under licensed status rather than using the residential-dwelling exemption. The department may provide a unique identification number for use on labels. Annual records must be maintained for 3 years.

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

STATE-LEVEL REFERENCES

State statute: https://oregon.public.law/statutes/ors_616.706

State dept cottage food page: <https://www.oregon.gov/oda/programs/foodsafety/pages/dkb-licensing.aspx>

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

Questions about Marion 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/oregon/marion-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 Marion County, Oregon. 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/oregon/marion-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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