

COTTAGE FOOD LAW REPORT

Bexar County

Texas · San Antonio · FIPS 48029 · Population 2,014,059 ·
Crosodo Index #985*

STATE BASELINE

Tex. Health & Safety §437.001 et seq.

STATE TIER

Great

ANNUAL SALES CAP (STATE)

150000

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

Bexar County, Texas — permit, pickup, and label steps before the full county rules.

HOME KITCHEN ALLOWED?

Yes

STATE SALES CAP

150000

HOME OCCUPATION PERMIT?

Varies by city

ON-SITE / PORCH PICKUP?

Yes

INSPECTION

No

PETS

State baseline applies

BEFORE YOU SELL FROM THIS ADDRESS

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

CONTINUE ONLINE

Open the live county page →

Texas label one-pager →

Local notes & questions →

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

TEXAS: BEXAR COUNTY

CROSODO INDEX #985* · FIPS 48029 · San Antonio

Bexar County

Population 2,014,059 · State baseline: Tex. Health & Safety §437.001 et seq. · **MEDIUM**

QUICK VIEW FOR BAKERS IN THIS COUNTY

HOME KITCHEN ALLOWED?

Yes (Bexar County follows state cottage food law. No county-level health inspection authority for cottage food operations. The City of San Antonio and other incorporated cities within Bexar County may have their own home occupation permit requirements. State law preempts municipal zoning from prohibiting CFPOs.)

SEPARATE KITCHEN REQUIRED?

No

PETS ALLOWED?

State baseline applies

HOME OCCUPATION PERMIT?

Varies by city (No Bexar County-level home occupation permit requirement found for cottage food in unincorporated areas. The City of San Antonio has its own Development Services Department for home occupation permits. Metropolitan Health District (Metro Health) in San Antonio does not regulate cottage food under state preemption.)

ON-SITE / PORCH PICKUP?

Yes

INSPECTION REQUIRED?

No (Health departments may act only to prevent an immediate and serious threat to human life or health. No routine or complaint-driven county inspection authority.)

Home kitchen rules

HOME KITCHEN ALLOWED	Yes — Bexar County follows state cottage food law. No county-level health inspection authority for cottage food operations. The City of San Antonio and other incorporated cities within Bexar County may have their own home occupation permit requirements. State law preempts municipal zoning from prohibiting CFPOs.
SEPARATE DEDICATED KITCHEN	No
PET RESTRICTIONS	State baseline applies
WATER SUPPLY	State baseline applies
HANDWASHING	State baseline applies
FOOD STORAGE	State baseline applies

Inspection & permitting

INSPECTION REQUIRED	No — Health departments may act only to prevent an immediate and serious threat to human life or health. No routine or complaint-driven county inspection authority.
HOME OCCUPATION PERMIT	Varies by city — No Bexar County-level home occupation permit requirement found for cottage food in unincorporated areas. The City of San Antonio has its own Development Services Department for home occupation permits. Metropolitan Health District (Metro Health) in San Antonio does not regulate cottage food under state preemption.
LOCAL BUSINESS LICENSE	Varies by city

Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Yes
DELIVERY / PICKUP RULES	State law allows direct and indirect sales, online sales with in-person/household delivery. Annual gross income cap \$150,000 (SB 541, 2025). Starting Sept 2025, TCS food sellers must register with DSHS.
MAX EMPLOYEES IN HOME	State baseline applies

Relevant county code

none — state preemption applies; Tex. Health & Safety §437.001 et seq.

RESEARCH NOTES

Bexar County follows state baseline with no county-specific cottage food rules found. San Antonio (major city in county) has Metro Health which administers food establishment permits for restaurants and commercial kitchens, but cottage food operations are explicitly exempt from this jurisdiction under state law. Texas SB 541 (2025) expanded the program significantly.

SOURCES VERIFIED AT RESEARCH TIME

<https://www.bexar.org>

<https://www.dshs.texas.gov/retail-food-establishments/texas-cottage-food-production>

<https://www.dshs.texas.gov/food-establishments/cottage-food-production-operations>

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

Bordering counties — cottage food law

Regulation	Bexar County	Guadalupe County	Comal County
HOME KITCHEN ALLOWED	Yes	Yes	Yes
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	State baseline applies	No explicit state restriction; good manufacturing practices apply.	No explicit state restriction; good manufacturing practices apply.
INSPECTION REQUIRED	No	No	No
ON-SITE CUSTOMER PICKUP	Yes	Yes	Yes
ON-SITE SIGNAGE	Yes	Conditional	Conditional
DELIVERY / PICKUP	State law allows direct and indirect sales, online sales with in-person/household delivery. Annual gross income cap \$150,000 (SB 541, 2025)...	Online sales, in-state delivery, and direct sales from home, farmers markets allowed. No interstate sales.	Online, in-state delivery, and direct sales from home and farmers markets permitted. No interstate sales.
HOME OCCUPATION PERMIT	Varies by city	Conditional	Conditional
LOCAL BUSINESS LICENSE	Varies by city	Varies	Varies
RESTRICTIONS	Bexar County follows state cottage food law. No county-level health inspection authority for cottage food operations. The City of San Anton...	Non-TCS foods only. Annual sales cap \$150,000 (SB 541, 2025). No registration or inspection required. Health departments may not regulate c...	Non-TCS foods only. Annual sales cap \$150,000 (SB 541, 2025). No registration or inspection required. Health departments prohibited from re...
FOOD STORAGE	State baseline applies	Shelf-stable storage for permitted non-TCS foods.	Shelf-stable storage for non-TCS foods.
POPULATION	2,014,059	173,828	165,201

State context — Texas cottage food law

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

STATUTE

Tex. Health & Safety §437.001 et seq.

ANNUAL SALES CAP

150000

REGISTRATION REQUIRED

No

FOOD HANDLER CERT

No

KITCHEN INSPECTION

No

DIRECT SALES ONLY

No

INDIRECT SALES

Limited (see notes) — Sales must be made directly to consumers or to a 'cottage food vendor' (a new category created by SB 541 in 2025 – a person with a contractual relationship who sells on behalf of the cottage food operation to consumers in-state). Cottage food products may not be sold as ingredients to a food service establishment. No retail grocery store or wholesale sales permitted under the pre-2025 framework; SB 541 (2025) adds the cottage food vendor intermediary option. Products must be delivered to consumer or vendor at point of sale or consumer-designated location.

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

STATE-LEVEL REFERENCES

State statute: <https://statutes.capitol.texas.gov/Docs/HS/htm/HS.437.htm>

State dept cottage food page: <https://www.dshs.texas.gov/food-establishments/cottage-food-production-operations>

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

Questions about Bexar 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/texas/bexar-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 Bexar County, Texas. 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/texas/bexar-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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