

COTTAGE BAKERY FROM HOME

Can I sell from my kitchen in Marion County, Arkansas?

Home kitchen sales. Not a shop or rented commercial kitchen. Last verified 2026-05-06.

STATE FOOD PERMIT

No

HOME OCCUPATION

No — state law preempts local restrictions

BUSINESS LICENSE

No — preempted by state law

SALES CAP

—

ARKANSAS RULES. OPEN THESE FIRST.

[Arkansas permits PDF](#)[Arkansas cottage food law page](#)[Arkansas Department of Health cottage food program](#)[Statute: A.C.A. §20-57-201 \(Act 1040 of 2021\)](#)**NOT LEGAL ADVICE**

This is what it takes to sell from a home kitchen in Marion County. Confirm each step with Planning, Health, and the license office before you sell.

What you need

Marion County, Arkansas. File every Yes. Confirm every Check or Ask. Stay under the sales cap.

STATE FOOD PERMIT

No

ANNUAL SALES CAP

—

HOME OCCUPATION / ZONING

No — state law preempts local restrictions

LOCAL HEALTH

No

BUSINESS LICENSE

No — preempted by state law

PICKUP AT THE HOUSE

Yes

HOME KITCHEN ONLY

If you want a shop or a rented commercial kitchen, these rows do not apply.

CONTINUE ONLINE

Arkansas permits PDF →

<https://crosodo.com/reports/pdf/permits/arkansas.pdf>

Arkansas cottage food law page →

<https://crosodo.com/states/arkansas>

Permit page for this place →

<https://crosodo.com/what-permits/arkansas/marion-county>

Marion County cottage food law page →

<https://crosodo.com/states/arkansas/marion-county>

Not legal advice. Rules change. Confirm with the office before you file.

Where to file

State

Arkansas registration: No. Routine kitchen inspection: No. Retail and wholesale sales are allowed so long as the product is sold to an informed end consumer who can see the product label; sales to businesses for ingredient use or gift resale are not permitted.

Arkansas permits PDF: crosodo.com/reports/pdf/permits/arkansas.pdf

State law page: crosodo.com/states/arkansas

Arkansas Department of Health: <https://www.healthy.arkansas.gov/programs-services/topics/cottage-food>

Statute: [A.C.A. §20-57-201 \(Act 1040 of 2021\)](#)

Zoning / home occupation

No — state law preempts local restrictions. A.C.A. §20-57-201 explicitly preempts both state and local government from restricting home food producers; no county-level home occupation permit required for cottage food

Planning: <https://www.marioncountyar.gov/>

Health

No. No routine inspection required under Act 1040; complaint-based investigation possible

Health: <https://www.healthy.arkansas.gov/programs-services/topics/county-health-units>

Business license

No — preempted by state law

Pickup / delivery

Direct sales permitted; indirect sales through retail/wholesale allowed; interstate sales permitted

If you rent a commissary kitchen

A commissary needs a food-service permit. Arkansas cottage food does not replace a food-service permit. Shared and commercial kitchens are permitted by the Arkansas Department of Health.

Official source: [AR DOH food protection](#)

Local health office we have on file: <https://www.healthy.arkansas.gov/programs-services/topics/county-health-units>

This file is the home-kitchen path. A rented kitchen uses a different permit. Ask the kitchen manager which license they expect, then call the local health office.

SOURCES

<https://www.healthy.arkansas.gov/programs-services/topics/county-health-units>

<https://www.marioncountyar.gov/>

<https://www.marioncountyar.gov/>

<https://www.arkleg.state.ar.us/Acts/Document?type=pdf&act=1040&ddBienniumSession=2021%2F2021R>

<https://www.healthy.arkansas.gov/programs-services/topics/cottage-food>

Marion County and nearby places

Regulation	Marion County	Searcy County	Boone County
HOME KITCHEN ALLOWED	Yes	Yes	Yes
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	Not specified in state statute; good manufacturing practices apply	Not specified in state statute; good manufacturing practices apply	No specific restriction under state law; standard food safety sanitation practices apply.
INSPECTION REQUIRED	No	No	No
ON-SITE CUSTOMER PICKUP	Yes	Yes	Yes
ON-SITE SIGNAGE	Yes	Yes	Yes
DELIVERY / PICKUP	Direct sales permitted; indirect sales through retail/wholesale allowed; interstate sales permitted	Direct sales permitted; indirect sales through retail/wholesale allowed; interstate sales permitted	May be sold in person, by telephone, or online. Delivery by producer, producer's agent, or commercial carrier. Sales allowed at farmers mar...
HOME OCCUPATION PERMIT	No — state law preempts local restrictions	No — state law preempts local restrictions	Conditional
LOCAL BUSINESS LICENSE	No — preempted by state law	No — preempted by state law	Varies
RESTRICTIONS	Must operate from a primary residence kitchen; commercial kitchen use is prohibited under the Food Freedom Act. State law expressly preempt...	Must operate from a primary residence kitchen; commercial kitchen use is prohibited under the Food Freedom Act. State law expressly preempt...	Must be produced at producer's private residence. Foods must be non-TCS (non-time/temperature control for safety). Labeling required: produ...
FOOD STORAGE	Safe food storage practices required; no separate storage room mandated	Safe food storage practices required; no separate storage room mandated	Non-TCS foods only — must not require refrigeration to prevent pathogen growth. Acidified foods (pickles, salsas, sauces) require pH testin...
POPULATION	16,905	7,880	37,662

More pages for this place

These Crosodo pages cover the same home cottage-food path:

Arkansas permits PDF: crosodo.com/reports/pdf/permits/arkansas.pdf

Arkansas cottage food law: crosodo.com/states/arkansas

Marion County cottage food law: crosodo.com/states/arkansas/marion-county