

COTTAGE BAKERY FROM HOME

Can I sell from my kitchen in Toole County, Montana?

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

STATE FOOD PERMIT

Yes

HOME OCCUPATION

Varies

BUSINESS LICENSE

Varies

SALES CAP

—

MONTANA RULES. OPEN THESE FIRST.

[Montana permits PDF](#)[Montana cottage food law page](#)[Montana Department of Public Health and Human Services cottage food program](#)

Statute: Mont. Code §50-50-116 and §50-50-117 (cottage food); Mont. Code §§50-49-201 et seq. (Local Food Choice Act)

NOT LEGAL ADVICE

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

What you need

Toole County, Montana. File every Yes. Confirm every Check or Ask. Stay under the sales cap.

STATE FOOD PERMIT

Yes

ANNUAL SALES CAP

—

HOME OCCUPATION / ZONING

Varies

LOCAL HEALTH

Upon-complaint

BUSINESS LICENSE

Varies

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

Montana permits PDF →

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

Montana cottage food law page →

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

Permit page for this place →

<https://crosodo.com/what-permits/montana/toole-county>

Toole County cottage food law page →

<https://crosodo.com/states/montana/toole-county>

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

Where to file

State

Montana registration: Yes. Routine kitchen inspection: Upon-complaint. Consignment sales at retail food establishments or through wholesale establishments are explicitly prohibited under §50-50-116(3). The Montana Local Food Choice Act also requires direct producer-to-informed-end-consumer transactions only; retail locations require a wholesale food license.

Montana permits PDF: crosodo.com/reports/pdf/permits/montana.pdf

State law page: crosodo.com/states/montana

Montana Department of Public Health and Human Services: <https://dphhs.mt.gov/publichealth/fcs/foodsafety/cottagefoods>

Statute: [Mont. Code §50-50-116 and §50-50-117 \(cottage food\)](#); [Mont. Code §§50-49-201 et seq. \(Local Food Choice Act\)](#)

Zoning / home occupation

Varies. Toole County is a rural county in north-central Montana near the Canadian border. No formal county-level home occupation ordinances found specific to cottage food. The 2021 Montana Local Food Choice Act preempts local restrictions on homemade food sales. Cottage food registration (\$40 one-time fee) administered through local Environmental Health office.

Health

Upon-complaint. Consumer complaint or illness investigation only

Business license

Varies

Pickup / delivery

Face-to-face transaction required. Online advertising allowed but actual sale must be in-person. No third-party delivery services. Producer may deliver directly to purchaser.

If you rent a commissary kitchen

DPHHS / local health license retail food. Montana cottage food and the Local Food Choice Act are home paths. A commissary is a retail food establishment licensed by the local health department.

Official source: [Montana FCSS](#)

Local health office we have on file: <https://www.toolecounty.gov>

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.toolecounty.gov>

<https://dphhs.mt.gov/publichealth/fcs/foodsafety/cottagefoods>

<https://dphhs.mt.gov/assets/publichealth/FCS/CottageFood/cottagefoodfrequentlyaskedquestions2024.pdf>

Toole County and nearby places

Regulation	Toole County	Pondera County	Liberty County
HOME KITCHEN ALLOWED	Yes	Yes	Yes
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	Pets must be excluded from kitchen during production	Pets must be excluded from kitchen during production	Not specified in state cottage food law; individual county health departments may have additional requirements.
INSPECTION REQUIRED	Upon-complaint	Upon-complaint	Upon-complaint
ON-SITE CUSTOMER PICKUP	Yes	Yes	Yes
ON-SITE SIGNAGE	Conditional	Conditional	Conditional
DELIVERY / PICKUP	Face-to-face transaction required. Online advertising allowed but actual sale must be in-person. No third-party delivery services. Producer...	Face-to-face transaction required. Online advertising allowed but actual sale must be in-person. No third-party delivery services. Producer...	Direct-to-consumer sales permitted at farmers markets, events, and from home. Under standard cottage food (\$50-50-116), no consignment, ret...
HOME OCCUPATION PERMIT	Varies	Varies	Conditional
LOCAL BUSINESS LICENSE	Varies	Varies	Varies
RESTRICTIONS	Must produce in primary residence kitchen. Pets must be excluded during production. No routine inspection. One-time \$40 registration fee wi...	Must produce in primary residence kitchen. Pets must be excluded during production. No routine inspection. One-time \$40 registration fee wi...	Cottage food operations must register with local health authority under Mont. Code \$50-50-117. Non-potentially-hazardous foods only under s...
FOOD STORAGE	Products stored appropriately; temporary vehicle storage for transport only	Products stored appropriately; temporary vehicle storage for transport only	Products must be non-potentially hazardous (standard cottage food track) or properly disclosed as unlicensed/uninspected (MLFCA track). Pro...
POPULATION	4,976	5,813	1,993

More pages for this place

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

Montana permits PDF: crosodo.com/reports/pdf/permits/montana.pdf

Montana cottage food law: crosodo.com/states/montana

Toole County cottage food law: crosodo.com/states/montana/toole-county