

HOUSE BILL 728

J1

9lr2347

By: **Delegates Love, Beidle, Dwyer, Kipke, and Schuh**

Introduced and read first time: February 10, 2009

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Public Health – Sale of Baked Goods – Home Kitchens**

3 FOR the purpose of authorizing a person to sell certain baked goods without a license
4 to operate a food establishment under certain circumstances; requiring certain
5 baked goods to have a certain label; and generally relating to the sale of baked
6 goods made in a kitchen in a private home.

7 BY adding to

8 Article – Health – General

9 Section 21–313.1

10 Annotated Code of Maryland

11 (2005 Replacement Volume and 2008 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article – Health – General**

15 **21–313.1.**

16 **A PERSON MAY SELL NONPOTENTIALLY HAZARDOUS BAKED GOODS MADE**
17 **IN A KITCHEN IN A PRIVATE HOME WITHOUT A LICENSE TO OPERATE A FOOD**
18 **ESTABLISHMENT, IF THE BAKED GOODS ARE:**

19 **(1) SOLD TO AN INDIVIDUAL FOR THE INDIVIDUAL’S OWN**
20 **CONSUMPTION AND NOT FOR RESALE; AND**

21 **(2) CLEARLY LABELED “NOT FOR RESALE” AND “PROCESSED**
22 **AND PREPARED WITHOUT GOVERNMENT INSPECTION”.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2009.