



House Bill No. 5027

Public Act No. 15-76

AN ACT CONCERNING COTTAGE FOOD PRODUCTION.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

Section 1. Section 21a-151 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2015*):

For the purposes of this section and sections 21a-152 to 21a-160, inclusive:

(1) "Bakery" means a building or part of a building where bread, cakes, doughnuts, crullers, pies, cookies, crackers, spaghetti, macaroni or other food products are made, either wholly or in part of flour or meal, including frozen or canned baked goods. "Bakery" includes, but is not limited to, any restaurant, hotel, private institution, [home bakery,] establishment operating doughnut-frying equipment or other similar place that offers such food products for sale.

(2) "Food manufacturing establishment" means a building or part of a building where food is prepared for sale to other establishments for human consumption. For purposes of this subdivision, "prepared" means a process of canning, cooking, freezing, dehydrating, milling, repacking or cutting. Premises that are used solely for the retail sale or storage of prepackaged food, and facilities, as described in sections

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21a-24a and 22-6r and chapters 417, 419a, 422, 423, 430, 431 and 491, shall not be considered food manufacturing establishments.

(3) "Food warehouse" means a building or part of a building where food is stored for wholesale distribution, provided such building or part of such building is used primarily for the importation, storage or distribution of packaged food and not for other activities for which a license is required pursuant to section 21a-152. Premises licensed pursuant to said section and facilities, as described in sections 21a-24a and 22-6r and chapters 417, 419a, 422, 423, 430, 431 and 491, shall not be considered food warehouses.

(4) "Packaged food" means standard or random weight or volume packages of food commodities that are enclosed in a container or wrapped in any manner in advance of wholesale or retail sale, such that the food commodities cannot be added to or subtracted from the package or wrapping without breaking or tearing the wrapping, container or seals on the wrapping or container.

Sec. 2. (NEW) (*Effective October 1, 2015*) (a) Preparation of food in a private residential dwelling for sale for human consumption shall be allowed provided it conforms to the regulations adopted pursuant to subsection (b) of this section.

(b) The Commissioner of Public Health, after consulting with the Commissioner of Consumer Protection, shall adopt regulations, in accordance with the provisions of chapter 54 of the general statutes, to allow the preparation of food in a private residential dwelling for sale for human consumption.

Approved June 24, 2015