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February 21, 2017

By: Dahm of the Senate

and

Coody of the House

An Act relating to home bakeries; amending Section 2, Chapter 40, O.S.L. 2013 (63 O.S. Supp. 2016, Section 1-1440.1), which relates to the Home Bakery Act of 2013; modifying definition; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY Section 2, Chapter 40, O.S.L. 2013
(63 O.S. Supp. 2016, Section 1-1440.1), is amended to read as
follows:

Section 1-1440.1. As used in the Home Bakery Act of 2013:

1. "Home food establishment" shall mean a business on the premises of a residence in which prepared food is created for sale or resale, ~~for consumption off the premises~~ at farmers markets, on site, cooperatives, membership-based buying clubs or for delivery, if the business has gross annual sales of prepared food of less than Twenty Thousand Dollars (\$20,000.00). Gross annual sales includes

1 all sales of prepared food produced by the business at any location;
2 and

3 2. "Prepared food" shall mean any baked goods except for
4 products that contain meat products or fresh fruit.

5 SECTION 2. This act shall become effective November 1, 2017.

6 COMMITTEE REPORT BY: COMMITTEE ON AGRICULTURE AND WILDLIFE
7 February 21, 2017 - DO PASS
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