

STATE OF OKLAHOMA

2nd Session of the 57th Legislature (2020)

HOUSE BILL 3314

By: Blancett

AS INTRODUCED

An Act relating to agriculture; amending Section 2, Chapter 40, O.S.L. 2013, as amended by Section 1, Chapter 85, O.S.L. 2017, and as renumbered by Section 4, Chapter 85, O.S.L. 2017 (2 O.S. Supp. 2019, Section 5-4.2), 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, as amended by Section 1, Chapter 85, O.S.L. 2017, and as renumbered by Section 4, Chapter 85, O.S.L. 2017 (2 O.S. Supp. 2019, Section 5-4.2), is amended to read as follows:

Section 5-4.2 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 at farmers markets, on site, at cooperatives, through membership-based buying clubs or for delivery, if the business has gross annual sales of prepared food of less than Twenty Thousand

1 Dollars (\$20,000.00). Gross annual sales ~~includes~~ include all sales
2 of prepared food produced by the business at any location; and

3 2. "Prepared food" shall mean ~~any baked goods except for~~
4 ~~products that contain meat products or fresh fruit~~ foods that have
5 been produced, processed or packaged that are not potentially
6 hazardous and do not require refrigeration. These foods include
7 pickled fruits and vegetables, salsa, spices, teas, dehydrated
8 produce, nuts, seeds, jams, jellies, preserves, fruit butter, flour,
9 candy, sauces and baked goods, including tortillas.

10 SECTION 2. This act shall become effective November 1, 2020.

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