

HOUSE BILL 989

M4, J1

5lr3098
CF SB 481

By: **Delegates Jacobs, Adams, Arentz, Arian, Chisholm, Fisher, Ghrist, Hutchinson, T. Morgan, Nawrocki, Otto, Pippy, Reilly, Schmidt, Szeliga, Valentine, and Wivell**

Introduced and read first time: January 31, 2025

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **On-Farm Home Processing License – Revenue Limit – Prohibition**

3 FOR the purpose of prohibiting the Maryland Department of Health from limiting the
4 amount of revenue the holder of an on-farm home processing license may derive from
5 food processed under the license; and generally relating to on-farm home processing
6 licenses.

7 BY repealing and reenacting, without amendments,
8 Article – Health – General
9 Section 21–301(a) and (i)
10 Annotated Code of Maryland
11 (2023 Replacement Volume and 2024 Supplement)

12 BY adding to
13 Article – Health – General
14 Section 21–309.3
15 Annotated Code of Maryland
16 (2023 Replacement Volume and 2024 Supplement)

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

19 **Article – Health – General**

20 21–301.

21 (a) In this subtitle the following words have the meanings indicated.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(i) “License” means a license issued by the Department under this subtitle to operate a food establishment.

21-309.3.

(A) IN THIS SECTION, “ON-FARM HOME PROCESSING LICENSE” MEANS A LICENSE ISSUED TO AN INDIVIDUAL WHO OWNS A FARM TO PROCESS FOOD IN A HOME OR DOMESTIC KITCHEN LOCATED ON THE INDIVIDUAL’S FARM.

(B) THE DEPARTMENT MAY NOT LIMIT THE AMOUNT OF REVENUE THE HOLDER OF AN ON-FARM HOME PROCESSING LICENSE MAY DERIVE FROM FOOD PROCESSED UNDER THE LICENSE.

SECTION 2. AND BE IT FURTHER ENACTED, That on or before October 1, 2025, the Maryland Department of Health shall update COMAR 10.15.04.15 to repeal the \$40,000 limit on sales of food processed under an on-farm home processing license.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2025.