

1 AN ACT concerning public health.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Food Handling Regulation Enforcement Act is
5 amended by adding Section 3.4 as follows:

6 (410 ILCS 625/3.4 new)

7 Sec. 3.4. Home kitchen operation.

8 (a) For the purpose of this Section, "home kitchen
9 operation" means a person who produces or packages
10 non-potentially hazardous food in a kitchen of that person's
11 primary domestic residence for direct sale by the owner or a
12 family member, or for sale by a religious, charitable, or
13 nonprofit organization, stored in the residence where the food
14 is made. The following conditions must be met in order to
15 qualify as a home kitchen operation:

16 (1) Monthly gross sales do not exceed \$1,000.

17 (2) The food is not a potentially hazardous baked food,
18 as defined in Section 4 of this Act.

19 (3) A notice is provided to the purchaser that the
20 product was produced in a home kitchen.

21 (b) The Department of Public Health or the health
22 department of a unit of local government may inspect a home
23 kitchen operation in the event of a complaint or disease

1 outbreak.

2 (c) This Section applies only to a home kitchen operation
3 located in a municipality, township, or county where the local
4 governing body has adopted an ordinance authorizing the direct
5 sale of baked goods as described in Section 4 of this Act.

6 Section 99. Effective date. This Act takes effect upon
7 becoming law.