

House Bill No. 1717

AN ACT concerning

Department of Health and Mental Hygiene - On-Farm Food Home Processing Facility - License and Fee

FOR the purpose of authorizing certain on-farm ~~food~~ home processing facilities to obtain a certain license for a certain fee each year; defining a certain term; declaring the intent of the General Assembly; and generally relating to a license and fee for an on-farm ~~food~~ home processing facility.

BY repealing and reenacting, with amendments,

Article - Health - General

Section 21-308

Annotated Code of Maryland

(2005 Replacement Volume and 2005 Supplement)

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

Article - Health - General

21-308.

(A) IN THIS SECTION, "ON-FARM ~~FOOD~~ HOME PROCESSING FACILITY" MEANS A HOME OR DOMESTIC KITCHEN LOCATED ON AN INDIVIDUAL'S FARM THAT MANUFACTURES AND PROCESSES FOODS FOR COMMERCIAL SALE.

[(a)](B) (1) For any license issued for which the authority to conduct a program under this subtitle has been delegated to a county health department:

(i) A county governing body or the Mayor and City Council of Baltimore City may provide for a license fee schedule based on the anticipated cost of licensing, inspecting, and regulating food establishments and may provide for exemptions from the license fee schedule; and

(ii) All license fees shall be paid to the local health department or chief financial officer of the county governing body or Baltimore City.

(2) Except in Baltimore City, Montgomery County, and Prince George's County, a license fee under this subsection may not exceed:

(i) \$300; or

(ii) \$70 for a seasonal food processing operation that:

1. Uses only food that is grown on the property of the licensee; and

2. Is in operation for not more than a 3-month continuous period in the calendar year.