

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 SENATE BILL NO. 919

By: Scott

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6 AS INTRODUCED

7 An Act relating to the Home Bakery Act of 2013;
8 amending Section 3, Chapter 40, O.S.L. 2013, as
9 amended by Section 2, Chapter 85, O.S.L. 2017, and as
10 renumbered by Section 5, Chapter 85, O.S.L. 2017 (2
11 O.S. Supp. 2018, Section 5-4.3), which relates to
12 sales of prepared food; allowing for sale of prepared
13 food at restaurants; and providing an effective date.

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

15 SECTION 1. AMENDATORY Section 3, Chapter 40, O.S.L.
16 2013, as amended by Section 2, Chapter 85, O.S.L. 2017, and as
17 renumbered by Section 5, Chapter 85, O.S.L. 2017 (2 O.S. Supp. 2018,
18 Section 5-4.3), is amended to read as follows:

19 Section 5-4.3. A. A home food establishment may sell prepared
20 food on site, by delivery, at a farmers market, through a
21 cooperative, at restaurants or through a membership-based buying
22 club. The Oklahoma Department of Agriculture, Food, and Forestry
23 may promulgate rules to allow sales at other locations or by other
24 means.

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B. A home food establishment shall be exempt from the licensing and other requirements of the State Department of Health.

C. The Oklahoma Department of Agriculture, Food, and Forestry may, upon a consumer complaint, request written documentation to verify the gross annual sales of a home food establishment.

SECTION 2. This act shall become effective November 1, 2019.

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