

**137D.1 Definitions.**

As used in [this chapter](#) unless the context otherwise requires:

1. “*Food*” means any raw, cooked, or processed edible substance, ice, beverage, or ingredient used or intended for use or sale in whole or in part for human consumption.

2. “*Department*” means the department of inspections and appeals.

3. “*Home bakery*” means a business on the premises of a residence in which prepared food is created for sale or resale, for consumption off the premises, if the business has gross annual sales of prepared food of less than thirty-five thousand dollars. However, “*home bakery*” does not include a residence in which food is prepared to be used or sold by churches, fraternal societies, charitable organizations, or civic organizations.

4. “*Prepared food*” means soft pies, bakery products with a custard or cream filling, or baked goods that are a time/temperature control for safety food. “*Prepared food*” does not include baked goods that are not a time/temperature control for safety food, including but not limited to breads, fruit pies, cakes, or other pastries that are not a time/temperature control for safety food.

5. “*Time/temperature control for safety food*” means a food that requires time and temperature controls for safety to limit pathogenic microorganism growth or toxin formation.

[88 Acts, ch 1220, §7](#)

C89, §170C.1

C91, §137D.1

[2016 Acts, ch 1086, §2, 3](#)

Subsections 3 and 4 amended

NEW subsection 5