

**137D.2 Licenses and inspections.**

1. A person shall not open or operate a home food processing establishment until a license has been obtained from the department. The department shall collect a fee of fifty dollars for a license. After collection, the fees shall be deposited in a special fund in the state treasury. Moneys in the fund are appropriated to the department for the administration of [this chapter](#). A license shall expire one year from date of issue. A license is renewable.

2. A person shall not sell or distribute from a home food processing establishment if the home food processing establishment is unlicensed, the license of the home food processing establishment is suspended, or the food fails to meet standards adopted for such food by the department.

3. An application for a license under [this chapter](#) shall be made upon a form furnished by the department and shall contain the items required by the department according to rules adopted by the department.

4. The department shall regulate, license, and inspect home food processing establishments in a manner that is consistent with [this chapter](#).

5. The department shall provide for the periodic inspection of a home food processing establishment. The inspector may enter the home food processing establishment at any reasonable hour to make the inspection. The department shall inspect only those areas related to preparing food for sale.

6. The department shall regulate and may inspect food prepared at a home food processing establishment in a manner that is consistent with [this chapter](#). The inspection may occur at any place where a homemade food item is created, transported, or stored for sale or resale.

7. A home food processing establishment shall affix or label a homemade food item with all of the following information:

- a. Information to identify the name of the home food processing establishment.
- b. The common name of the food.
- c. The ingredients of the homemade food item in descending order of predominance.
- d. The net quantity of contents.
- e. For refrigerated time/temperature control for safety foods, an expiration date based on food safety.

f. The following statement: “This product was produced at a home food processing establishment.” If the homemade food item contains one or more major food allergens, an additional allergen statement must be included on the label identifying each major allergen contained in the food by the common name of the allergen.

8. The department may adopt rules under [chapter 17A](#) to administer [this chapter](#).

[88 Acts, ch 1220, §8](#)

[C89, §170C.2](#)

[C91, §137D.2](#)

[2007 Acts, ch 215, §209; 2016 Acts, ch 1086, §4; 2018 Acts, ch 1144, §4, 16; 2022 Acts, ch 1129, §3](#)

Referred to in [§137D.3](#)