1	State of Arkansas	A D'11	
2	92nd General Assembly	A Bill	
3	Regular Session, 2019		SENATE BILL 590
4			
5	By: Senator G. Leding		
6	By: Representative Boyd		
7			
8	For An Act To Be Entitled		
9	AN ACT TO PROVIDE THAT A COTTAGE FOOD PRODUCTION		
10	OPERATION IN CERTAIN SITUATIONS IS EXEMPT FROM THE		
11	DEFINITION OF "FOOD SERVICE ESTABLISHMENT"; AND FOR		
12	OTHER PURPOSES.		
13			
14			
15		Subtitle	
16	TO PROVIDE THAT A COTTAGE FOOD PRODUCTION		
17	OPERATION IN CERTAIN SITUATIONS IS EXEMPT		
18	FROM THE DEFINITION OF "FOOD SERVICE		
19	ESTABLISHME	ENT".	
20			
21			
22	BE IT ENACTED BY THE GENERAL	ASSEMBLY OF THE STATE OF	ARKANSAS:
23			
24	SECTION 1. Arkansas C	ode § 20-57-201(2)(B)(vi)	(a), concerning the
25	exemptions from the definiti	on of "food service estab	lishment", is amended to
26	read as follows:		
27	(vi)	(a) A cottage food produ	ction operation, on the
28	condition that the operation	offers its products dire	ctly to the consumer:
29		(1) From the sit	e where the products are
30	produced;		
31		(2) At a physica	l or online farmers'
32	market;		
33		(3) At a county	fair; or
34		(4) At a special	event; or
35		(5)(A) At a pop-	up shop within another
36	established business.		

1	(b) As used in this subdivision	
2	(2)(B)(vi)(a), "pop-up shop" means a cottage food production operation	
3	selling items in an unaffiliated established business for a limited time	
4	period with the consent of the owner of the unaffiliated established	
5	business.	
6		
7	SECTION 2. Arkansas Code Title 20, Chapter 57, Subchapter 2, is	
8	amended to add an additional section to read as follows:	
9	20-57-209. Pop-up shop inspections.	
10	The Department of Health may inspect a cottage food production	
11	operation that operates as a pop-up shop as defined in § 20-57-	
12	201(2)(B)(vi)(a)(5) within another established business.	
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