

MINIMUM REQUIREMENTS FOR BAKE SALES

“Bake sale” means a place where only non-potentially hazardous bakery goods, including breads and pastries, are sold in conjunction with a fundraising event. “Bake sale” does not include a place where a person sells baked goods for individual profit; where food is commercially distributed; or where a potentially hazardous baked good is sold or distributed. COMAR 10.15.03.02

1. Baked goods prepared in private homes for sale at farmer’s markets, traditional “bake sales” and private requests, can be sold provided they are not potentially hazardous according to the definition contained within COMAR 10.15.03. [“Potentially Hazardous” items include but are not limited to custards, meringues and pies or other items which contain only partially cooked egg products, such as white potato pie or pumpkin pie.]
2. The sale of hermetically sealed “home canned” food is prohibited. All hermetically sealed food products for sale for distribution to the public must be obtained from a food processing establishment as provided for in COMAR 10.15.03 Regulations Governing Food Service Facilities.
3. The sale of “home-made” jams, jellies, preserves, conserves and fruit butters which are hot filled into mason jars are permitted. Due to the sugar content and high acidity of fruits and berries, these products are considered to be non-potentially hazardous. In addition, the preserving process adds an extra margin of safety. These products must also be wholesome, free from spoilage, filth or other contamination.
4. All bake goods and “home made preserves” must be packaged or placed in containers so as to afford protection from dust, flies, vermin and other contamination.
5. **All products offered to the public must be labeled to identify the product, the name and address of the processor, and any potential allergens that may be present. You must label major food allergens; milk, egg, fish, shellfish, tree nuts such as almonds, pecans, or walnuts, wheat, peanuts, soybeans, and any food ingredient that contains protein derived from any of these listed allergens.**