

WEST VIRGINIA CODE: §19-40-5

§19-40-5. Potentially hazardous foods.

- (a) Notwithstanding any provision of §16-1-1 *et seq.* of this code or any rules or regulations to the contrary, the department shall regulate potentially hazardous cottage food sold in West Virginia.
- (b) A home, farm, community, or commercial kitchen may be used by a potentially hazardous cottage food vendor, as determined by the department.
- (c) Potentially hazardous cottage food standards shall be determined, including acidified foods, and other categories identified and defined by the department.
- (d) Potentially hazardous cottage foods shall be labeled in compliance with the department's labeling standards and provide information about its content and sources.