Indiana Department of Health

Mike Braun
Governor

Lindsay M. Weaver, MD, FACEP
State Health Commissioner

DATE: July 1, 2026

TO: Executive Board
Indiana Department of Health

FROM: Eden Bezy
Deputy Health Commissioner

RE: Proposed Mobile Retail Food Establishment Interim Rule

The Indiana Department of Health (IDOH) is presenting its interim rule to the Executive Board for discussion. IDOH is proposing to add an interim rule regulating the statewide operation of mobile retail food establishments (MRFEs). Indiana Code 16-42-18 establishes a statewide license for operation of mobile retail food establishments effective January 1, 2027, and this interim rule is necessary to ensure businesses and local health departments can comply with the law.

The department worked with a workgroup of representatives from various local health departments in 2025 to develop a draft rule. However, starting in February of this year, the Department began receiving substantive comments about the draft rule that were not raised by the workgroup. Given the number of comments received, the department determined that it could not adequately respond to the comments by the January 1, 2027 effective date of the statewide license. Therefore, the department intends to promulgate the attached interim rule to ensure a framework is in place while it finalized a permanent rule.

Sections 1 and 2 replace definitions currently in 410 IAC 7-26. Sections 3 and 4 replace requirements currently in 410 IAC 7-26 with new requirements to implement the statewide mobile retail food establishment license.

IDOH is submitting this rule for first Executive Board review on July 8, 2026.