

ENROLLED ACT NO. 48, SENATE

SIXTY-FIFTH LEGISLATURE OF THE STATE OF WYOMING
2019 GENERAL SESSION

AN ACT relating to food and drugs; prohibiting misrepresenting a product as meat that is not derived from harvested production livestock or poultry; requiring rulemaking; and providing for effective dates.

Be It Enacted by the Legislature of the State of Wyoming:

Section 1. W.S. 35-7-111(a) by creating a new paragraph (xiii) and 35-7-119(e) are amended to read:

35-7-111. Prohibited acts.

(a) No person shall:

(xiii) Include the term "meat" or any synonymous term for meat or a specific animal species in labeling, advertising or other sales promotion unless the product:

(A) Is consistent with the definition of meat in W.S. 35-7-119(e)(iii)(A); and

(B) Is derived from harvested livestock, poultry, wildlife or exotic livestock as those terms are defined in W.S. 11-26-101(a), 11-32-101(a)(iv), 23-1-101(a)(xiii) and 23-1-102(a)(xvi).

35-7-119. Fair packaging and labeling provisions.

(e) The department shall promulgate rules with respect to labeling. Every retailer and every wholesaler who sells or offers for sale in this state through an establishment or otherwise any:

(i) Meat, which that is the product of any country foreign to the United States, shall clearly label the meat as

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"imported," naming the country of its origin; ~~The department shall promulgate rules and regulations with respect to labeling. As used in this subsection:~~

(ii) Cell cultured or plant based products not consistent with the definition of meat in subparagraph (iii)(A) of this subsection and not derived from harvested livestock, poultry, wildlife or exotic livestock as those terms are defined in W.S. 11-26-101(a), 11-32-101(a)(iv), 23-1-101(a)(xiii) and 23-1-102(a)(xvi), shall clearly label cell cultured products as "containing cell cultured product" and clearly label plant based products as "vegetarian", "veggie", "vegan", "plant based" or other similar term indicating that the product is plant based;

(iii) As used in this subsection:

~~(i)(A)~~ "Meat" means the edible part of the muscle of animals, which is skeletal or which is found in the tongue, in the diaphragm, in the heart or in the esophagus, with or without the accompanying or overlying fat, and the portions of bone, skin, sinew, nerve and blood vessels which normally accompany the muscle tissue and which are not separated from it in the process of dressing, but shall not include the muscle found in the lips, snout or ears, nor any edible part of the muscle which has been manufactured, cured, smoked, cooked or processed;

~~(ii)(B)~~ "Retailer" means a person regularly engaged in the business of selling meat at retail to the public, and selling only to the user or consumer and not for resale;

~~(iii)(C)~~ "Wholesaler" means a person regularly engaged in the business of selling meat at wholesale to retailers for subsequent sale at retail to the public.

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Section 2. The department of agriculture shall promulgate rules as required by W.S. 35-7-119(e), as amended by this act, to be effective beginning July 1, 2020.

Section 3.

(a) Except as provided in subsection (b) of this section, this act is effective July 1, 2020.

(b) Sections 2 and 3 of this act are effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the Senate.

Chief Clerk