



HB0084

Food freedom amendments.

Sponsored By: Representative(s) Duncan, Blake, Henderson, Hunt, Lindholm, Pelkey and Salazar and Senator(s) Boner, Driskill, Gierau and Steinmetz

AN ACT relating to marketing homemade foods; authorizing the sale of certain homemade food items by parties other than the producer of the item as specified; providing and amending definitions; making conforming changes; repealing a provision relating to consumption location; providing limitations on retail food sales; and providing for an effective date.

1/31/2020 Bill Number Assigned
2/7/2020 H Received for Introduction
2/11/2020 H Introduced and Referred to H05 - Agriculture 59-0-1-0-0

ROLL CALL

Ayes: Representative(s) Barlow, Blackburn, Blake, Brown, Burkhart, Burlingame, Clausen, Clem, Clifford, Connolly, Crank, Dayton-Selman, Duncan, Edwards, Eklund, Eyre, Flitner, Freeman, Furphy, Gray, Haley, Hallinan, Harshman, Henderson, Hunt, Jennings, Kinner, Kirkbride, Larsen Lloyd, Laursen Dan, Lindholm, Loucks, Macguire, Miller, Newsome, Nicholas, Northrup, Obermueller, Olsen, Paxton, Pelkey, Piiparinen, Pownall, Roscoe, Salazar, Schwartz, Simpson, Sommers, Stith, Styvar, Sweeney, Tass, Walters, Washut, Western, Wilson, Winter, Yin, Zwonitzer

Excused: Representative Greeear

Ayes 59 **Nays** 0 **Excused** 1 **Absent** 0 **Conflicts** 0

2/21/2020 H05 - Agriculture:Recommend Amend and Do Pass 9-0-0-0-0

ROLL CALL

Ayes: Representative(s) Blake, Clausen, Haley, Henderson, Hunt, Laursen, Simpson, Tass, Winter

Ayes 9 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

2/21/2020 H Placed on General File

HB0084HS001/ADOPTED

- Page 2-line 11 After "soup mixes" delete balance of line.
- Page 2-line 12 Delete "pasta," and insert "excluding meat based soup mixes, coffee beans,".
- Page 3-line 20 Delete "or grocery store".
- Page 4-line 8 After "to" insert "excluding establishments as defined in W.S. 35-7-110(a)(xi)".
HUNT, CHAIRMAN

HB0084HW001/ADOPTED

Page 1-line 5 Delete line through "occur;" and insert "a provision relating to consumption location; providing limitations on retail food sales;".

Page 1-line 12 After "11-49-103(a)(intro)," insert "(b),"; after "(d)(intro)" delete balance of line and insert ", (e) and by creating new subsection (k) are".

Page 3-after line 13 Insert:

"(b) Unless otherwise provided in this section, homemade food products produced, sold and consumed in compliance with the Wyoming Food Freedom Act shall be exempt from state licensure, permitting, inspection, packaging and labeling requirements."

Page 3-line 20 Delete the House standing committee amendment (HB0084HS001/A) to this line.

Page 5-after line 14 Insert:

"(k) In addition to the requirements of this section, for sales of non-potentially hazardous food at a retail location or grocery store the food shall not be displayed or offered for sale on the same shelf or display as food produced in a licensed establishment and shall be clearly and prominently labeled with "this food was made in a home kitchen, is not regulated or inspected and may contain allergens"."

Page 5-line 16 Delete "through (iv)". DUNCAN, HUNT

2/24/2020 H COW:Passed

HB0084H2001/FAILED

Page 2-line 9 Delete "jams,".

Page 2-line 10 Delete "pickled vegetables,". WILSON

HB0084H2002/ADOPTED

Page 1-line 3 After "providing" insert "and amending".

Page 1-line 10 After "11-49-102(a)" insert "(vi) and".

Page 2-after line 3 Insert:

"(vi) "Producer" means any person who grows, harvests, prepares or processes any food or drink products on the person's owned or leased property, does not produce more than two hundred fifty thousand (250,000) individual food or drink products annually and does not exceed five hundred thousand dollars (\$500,000.00) in gross revenue annually;". YIN, CRANK, ZWONITZER

2/25/2020 H 2nd Reading:Passed

2/26/2020 H 3rd Reading:Laid Back

HB0084H3001/ADOPTED

Page 4-line 8 Delete the House standing committee amendment (HB0084HS001/A) to this line. DUNCAN, LINDHOLM

2/27/2020 H 3rd Reading:Passed 47-11-2-0-0

ROLL CALL

Ayes: Representative(s) Barlow, Blake, Burlingame, Clausen, Clem, Clifford, Connolly, Dayton-Selman, Duncan, Edwards, Eklund, Eyre, Flitner, Freeman,

Furphy, Gray, Haley, Hallinan, Harshman, Henderson, Hunt, Jennings, Kirkbride, Lindholm, Loucks, Macguire, Miller, Nicholas, Obermueller, Olsen, Paxton, Pelkey, Piiparinen, Pownall, Roscoe, Salazar, Simpson, Sommers, Stith, Styvar, Sweeney, Tass, Walters, Washut, Western, Winter, Yin

Nays: Representative(s) Brown, Burkhart, Crank, Greear, Larsen Lloyd, Laursen Dan, Newsome, Northrup, Schwartz, Wilson, Zwonitzer

Excused: Representative(s) Blackburn, Kinner

Ayes 47 **Nays** 11 **Excused** 2 **Absent** 0 **Conflicts** 0

2/28/2020 S Received for Introduction

2/28/2020 S Introduced and Referred to S10 - Labor

3/2/2020 S10 - Labor:Recommend Amend and Do Pass 5-0-0-0-0

ROLL CALL

Ayes: Senator(s) Baldwin, Bouchard, Pappas, Schuler, Scott

Ayes 5 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

3/2/2020 S Placed on General File

HB0084SS001/ADOPTED (TO ENGROSSED COPY)

Page 2-line 10 Delete "five".

Page 2-line 11 Delete line through "(\$500,000.00)" and insert "two hundred fifty thousand dollars (\$250,000.00)".

Page 2-line 12 After "annually" insert "from the food and drink products". SCOTT, CHAIRMAN

3/3/2020 S COW:Passed

HB0084S2001/ADOPTED (TO ENGROSSED COPY)

Page 5-line 7 Strike "for home consumption". BONER

3/4/2020 S 2nd Reading:Passed

3/5/2020 S 3rd Reading:Passed 30-0-0-0-0

ROLL CALL

Ayes: Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Bebout, Biteman, Boner, Bouchard, Case, Coe, Dockstader, Driskill, Ellis, Gierau, Hicks, Hutchings, James, Kinskey, Kost, Landen, Moniz, Nethercott, Pappas, Perkins, Rothfuss, Schuler, Scott, Steinmetz, Von Flatern, Wasserburger

Ayes 30 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

3/5/2020 H Received for Concurrence

3/6/2020 H Concur:Passed 54-4-2-0-0

ROLL CALL

Ayes: Representative(s) Barlow, Blake, Burkhart, Burlingame, Clausen, Clem, Clifford, Connolly, Crank, Dayton-Selman, Duncan, Edwards, Eklund, Eyre, Flitner, Freeman, Furphy, Gray, Greear, Haley, Hallinan, Harshman, Henderson, Hunt, Jennings, Kinner, Kirkbride, Larsen Lloyd, Laursen Dan, Lindholm, Loucks, Macguire, Miller, Newsome, Nicholas, Northrup, Obermueller, Olsen, Paxton, Piiparinen, Pownall, Roscoe, Salazar, Schwartz, Simpson, Sommers, Stith, Styvar, Sweeney, Tass, Walters, Washut, Western, Winter

Nays: Representative(s) Brown, Wilson, Yin, Zwonitzer

Excused: Representative(s) Blackburn, Pelkey

Ayes 54 **Nays** 4 **Excused** 2 **Absent** 0 **Conflicts** 0

3/6/2020 Assigned Number HEA No. 0043
3/6/2020 H Speaker Signed HEA No. 0043
3/9/2020 S President Signed HEA No. 0043
3/12/2020 Governor Signed HEA No. 0043
3/12/2020 Assigned Chapter Number 69

Chapter No. 69 Session Laws of Wyoming 2020