



**Certification Page**  
**Regular and Emergency Rules**  
 Revised June 2013

**Emergency Rules** *(After completing all of Sections 1 and 2, proceed to Section 5 below)*

**Regular Rules**

**1. General Information**

a. Agency/Board Name		
b. Agency/Board Address	c. City	d. Zip Code
e. Name of Contact Person		f. Contact Telephone Number
g. Contact Email Address		h. Adoption Date
i. Program		

**2. Rule Type and Information:** For each chapter listed, indicate if the rule is New, Amended, or Repealed.

If "New," provide the Enrolled Act numbers and years enacted:

c. Provide the Chapter Number, Short Title, and Rule Type of Each Chapter being Created/Amended/Repealed  
*(Please use the Additional Rule Information form for more than 10 chapters, and attach it to this certification)*

Chapter Number:	Short Title:	<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed
Chapter Number:	Short Title:	<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed
Chapter Number:	Short Title:	<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed
Chapter Number:	Short Title:	<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed
Chapter Number:	Short Title:	<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed
Chapter Number:	Short Title:	<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed
Chapter Number:	Short Title:	<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed
Chapter Number:	Short Title:	<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed
Chapter Number:	Short Title:	<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed
Chapter Number:	Short Title:	<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed

d.  The Statement of Reasons is attached to this certification.

e. If applicable, describe the **emergency** which requires promulgation of these rules without providing notice or an opportunity for a public hearing:

**3. State Government Notice of Intended Rulemaking**

a. Date on which the Notice of Intent containing all of the information required by W.S. 16-3-103(a) was filed with the <b>Secretary of State</b> :	November 15, 2013
b. Date on which the Notice of Intent and proposed rules in strike and underscore format and a clean copy were provided to the <b>Legislative Service Office</b> :	November 15, 2013
c. Date on which the Notice of Intent and proposed rules in strike and underscore format and a clean copy were provided to the <b>Attorney General</b> :	November 15, 2013

**4. Public Notice of Intended Rulemaking**

a. Notice was mailed 45 days in advance to all persons who made a timely request for advance notice. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
b. A public hearing was held on the proposed rules. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

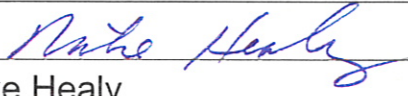
If "Yes:"	Date: See attached.	Time:	City:	Location:
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**5. Final Filing of Rules**

a. Date on which the Certification Page with original signatures and final rules were sent to the <b>Attorney General's Office for the Governor's signature</b> :	January 23, 2014
b. Date on which final rules were sent to the <b>Legislative Service Office</b> :	January 23, 2014
c. Date on which a PDF of the final rules was electronically sent to the <b>Secretary of State</b> :	January 23, 2014

**6. Agency/Board Certification**

The undersigned certifies that the foregoing information is correct.

Signature of Authorized Individual <i>(Blue ink as per Rules on Rules, Section 7)</i>	
Printed Name of Signatory	Mike Healy
Signatory Title	President, Wyoming Game and Fish Commission
Date of Signature	January 22, 2014

**7. Governor's Certification**

I have reviewed these rules and determined that they:

1. Are within the scope of the statutory authority delegated to the adopting agency;
2. Appear to be within the scope of the legislative purpose of the statutory authority; and, if emergency rules,
3. Are necessary and that I concur in the finding that they are an emergency.

Therefore, I approve the same.

Governor's Signature	
Date of Signature	

**Attorney General:** 1. Statement of Reasons; 2. Original Certification Page; 3. Summary of Comments (regular rules); 4. Hard copy of rules: clean and strike/underscore; and 5. Memo to Governor documenting emergency (for emergency rules only).

**LSO:** 1. Statement of Reasons; 2. Copy of Certification Page; 3. Summary of Comments (regular rules); 4. Hard copy of rules: clean and strike/underscore; 5. Electronic copy of rules: clean and strike/underscore; and 6. Memo to Governor documenting emergency (for emergency rules only).

**SOS:** 1. PDF of clean copy of rules; and 2. Hard copy of Certification Page as delivered by the AG.

STATEMENT OF REASONS

WYOMING GAME AND FISH COMMISSION

CHAPTER 55

ABANDONMENT OF MEAT AT MEAT PROCESSING PLANTS

W.S. §23-3-303(c) directs and empowers the Commission to promulgate rules and regulations regarding game meat abandonment at meat processing plants.

“Old” Sections 2, 6, 7 and 8 have been deleted from this regulation in compliance with the Governor’s rules initiative and direction to reduce the number and length of rules where possible. Other edits have been incorporated to reduce duplicating statutory language.

The latter half of the new Section 3 is being deleted as duplicative language of W.S. §23-3-303.

Minor grammatical and formatting edits have been incorporated to provide additional clarity but do not change the intent of the rules and regulations.

WYOMING GAME AND FISH COMMISSION

CHAPTER 55

ABANDONMENT OF MEAT AT MEAT PROCESSING PLANTS

**Section 1. Authority.** These regulations are promulgated by authority of W.S. §23-1-302(xvi)(xxii) and W.S. §23-3-303.

**Section 2. Definitions.** Definitions shall be as set forth in Title 23, Wyoming Statutes, Commission regulations, and the Commission also adopts the following definitions:

- (a) "Meat" shall mean meat from a big game animal or game bird.
- (b) "Meat processing plant" shall mean a custom meat processor or custom game processor licensed by the state of Wyoming in accordance with W.S. §35-7-707.
- (c) "Last known mailing address" shall mean the address of the license holder who harvested the meat, or if no address is given to the meat processing plant, the address which appears on the license which was utilized to harvest the meat.
- (d) "Reasonable time" shall mean ten (10) calendar days following notification to enforcement personnel of the department.

**Section 3. Responsibility of Meat Processing Plant and Owner of Meat.** No person shall leave meat from a big game animal or game bird at a meat processing plant for more than forty-five (45) days.

(a) Following the expiration of the forty-five (45) day period in this section, the owner or operator in charge of the meat processing plant shall send by first class mail a notice to the last known mailing address of the license holder who harvested the meat. The notice shall state that the meat must be removed from the meat processing plant within ten (10) calendar days following the postmarked date on the envelope containing the notice. The owner or operator in charge of the meat processing plant shall maintain a written record indicating the date the notice was postmarked, to whom the notice was mailed and the address to which the notice was mailed.

(b) The owner of the meat shall remove the meat from the meat processing plant within ten (10) calendar days following the date the written notification from the meat processing plant was postmarked.

(c) If the letter sent by the owner or operator in charge of the meat processing plant to the last known mailing address of the owner of the meat is returned as undeliverable, the owner or operator in charge of the meat processing plant shall maintain the returned letter indicating it was undeliverable.

**Section 4. Notification to the Department.** The owner or operator in charge of the meat processing plant shall immediately report to enforcement personnel of the Wyoming Game and Fish Department when meat has been left for more than forty-five (45) days at the meat processing plant and when the meat has not been picked up as provided in this regulation.

**Section 5. Disposal of Abandoned Meat.** Disposal of abandoned meat from big game or game birds shall be as set forth in W.S. §23-3-303(c).

WYOMING GAME AND FISH COMMISSION

By: Mike Healy  
Mike Healy, President

Date: January 22, 2014

DRAFT 10-29-13.2

WYOMING GAME AND FISH COMMISSION

CHAPTER 55

ABANDONMENT OF MEAT AT MEAT PROCESSING PLANTS

**Section 1. Authority.** These regulations are promulgated by authority of W.S. §23-1-302(xvi)(xxii) and W.S. §23-3-303.

~~**Section 2. Regulation and Effective Date.** The Wyoming Game and Fish Commission hereby adopts the following regulation governing the abandonment of meat at meat processing plants. This regulation shall remain in effect until modified or rescinded by the Commission.~~

~~**Section 32. Definitions.** For the purpose of this regulation, definitions~~ **Definitions** shall be as set forth in Title 23, Wyoming Statutes, Commission regulations, and the Commission also adopts the following definitions:

- (a) "Meat" shall mean meat from a big game animal or game bird.
- (b) "Meat processing plant" shall mean a custom meat processor or custom game processor licensed by the state of Wyoming in accordance with W.S. §35-7-707.
- (c) "Last known mailing address" shall mean the address of the license holder who harvested the meat, or if no address is given to the meat processing plant, the address which appears on the license which was utilized to harvest the meat.
- (d) "Reasonable time" shall mean ten (10) calendar days following notification to enforcement personnel of the department.

~~**Section 43. Responsibility of Meat Processing Plant and Owner of Meat.** When a No person shall leaves meat from a big game animal or game bird at a meat processing plant for more than forty-five (45) days, it shall be prima facie evidence of a violation of W.S. §23-3-303 if the owner or operator in charge of the meat processing plant has taken actions as outlined in subsection (a) and the owner of the meat has failed to take action as outlined in subsection (b), and/or the action in subsection (c) has been documented by the owner or operator in charge of the meat processing plant.~~

(a) Following the expiration of the forty-five (45) day period in this section, the owner or operator in charge of the meat processing plant ~~has sent~~ shall send by first class mail a notice to the last known mailing address of the license holder who harvested the meat. The notice shall state that the meat must be removed from the meat processing plant within ten (10) calendar days following the postmarked date on the envelope containing the notice. The owner or operator in charge of the meat processing plant ~~must~~ shall maintain a written record indicating the date the notice was postmarked, to whom the notice was mailed and the address to which the notice was mailed.

(b) The owner of the meat ~~has failed to~~ shall remove the meat from the meat processing plant within ten (10) calendar days following the date the written notification from the meat processing plant was postmarked.

(c) ~~If~~ the letter sent by the owner or operator in charge of the meat processing plant to the last known mailing address of the owner of the meat is returned as undeliverable, ~~the~~ owner or operator in charge of the meat processing plant ~~must~~shall maintain the returned letter indicating it was undeliverable.

**Section 54. Notification to the Department.** The owner or operator in charge of the meat processing plant shall immediately report to enforcement personnel of the Wyoming Game and Fish Department when meat has been left for more than forty-five (45) days at the meat processing plant and when the meat has not been picked up as provided in this regulation.

**Section 65. Disposal of Abandoned Meat.** Disposal of abandoned meat from big game or game birds shall be as set forth in W.S. §23-3-303(c).

~~\_\_\_\_\_ (a) The owner or operator in charge of the meat processing plant is entitled to the proceeds of sale of any meat confiscated under this regulation up to the amount of reasonable processing or storage charges following a conviction under W.S. §23-3-303(c) or following a reasonable time after the violation is reported by the owner or operator in charge of the meat processing plant to enforcement personnel of the Wyoming Game and Fish Department.~~

~~\_\_\_\_\_ (b) If the Wyoming Game and Fish Department has been unsuccessful in selling the confiscated meat within thirty (30) days following the reported violation; the department may dispose of the meat as it deems appropriate.~~

~~\_\_\_\_\_ **Section 7. Violation of Commission Regulations.** Failure to abide by the provisions of this regulation shall be punishable as provided by Wyoming statutes for violations of Commission regulations.~~

~~\_\_\_\_\_ **Section 8. Savings Clause.** If any provision of these regulations is held to be alleged or unconstitutional, such a ruling shall not affect other provisions of these regulations which can be given effect without the illegal or unconstitutional provision; and, to this end, the provisions of the regulations are severable.~~

WYOMING GAME AND FISH COMMISSION

By: \_\_\_\_\_  
Mike Hunzie Mike Healy, President

Date: ~~March 24, 1997~~ January 22, 2014