

HOUSE BILL NO. HB0170

Commonsense consumption act.

Sponsored by: Representative(s) Hammons, McOmie and Quarberg and Senator(s) Aullman and Geis

A BILL

for

1 AN ACT relating to livestock products; prohibiting civil
2 liability based on long term consumption of qualified
3 products as specified; and providing for an effective date.

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

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7 **Section 1.** W.S. 11-46-101 through 11-46-103 are
8 created to read:

9

10

CHAPTER 46

11

COMMONSENSE CONSUMPTION ACT

12

13 **11-46-101. Short title.**

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15 This chapter is known and may be cited as the "Wyoming
16 Commonsense Consumption Act".

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11-46-102. Definitions.

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(a) As used in this act:

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(i) "Livestock" means as defined in W.S. 11-39-101(a)(vi);

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(ii) "Livestock producer" means any producer of livestock;

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(iii) "Long term consumption" means the cumulative effect of the consumption of any qualified product and not the effect of a single instance of consumption;

(iv) "Qualified product" means any food or drink as defined in section 201(f) of the Federal Food Drug and Cosmetic Act (21 U.S.C. § 321(f)), and specifically includes meat and meat products from livestock;

(v) "Seller" means any person or entity lawfully engaged in the business of marketing, distributing, advertising or selling a qualified product;

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2 (vi) "Trade association" means any association
3 or business organization that is not operated for profit,
4 if two (2) or more members are manufacturers, marketers,
5 distributors, livestock producers, advertisers or sellers
6 of a qualified product;

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8 (vii) "This act" means W.S. 11-46-101 through
9 11-46-103.

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11 **11-46-103. Limitation on liability for long term**
12 **consumption.**

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14 No manufacturer, seller, trade association, livestock
15 producer or retailer of a qualified product is subject to
16 civil liability for injury or death in any case in which
17 liability is based on the individual's weight gain, obesity
18 or a health condition related to weight gain or obesity,
19 and the weight gain, obesity or health condition results
20 from the individual's long term consumption of a qualified
21 product.

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23 **Section 2.** This act applies to any action commenced
24 on or after the effective date of this act.

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2 **Section 3.** This act is effective immediately upon
3 completion of all acts necessary for a bill to become law
4 as provided by Article 4, Section 8 of the Wyoming
5 Constitution.

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(END)