



# LAWS OF ALASKA

1995

**Source**

HCS CSSB 68(HES)

**Chapter No.**

16

**AN ACT**

Relating to the donation to a food bank of hatchery salmon, to the donation of food by meat processors, seafood processors, manufacturers, packers, processors, bottlers, and similar entities, and to who qualifies as a food bank; and providing for an effective date.

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**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

THE ACT FOLLOWS ON PAGE 1

**Approved by the Governor: May 5, 1995**

**Actual Effective Date: May 6, 1995**

AN ACT

1 Relating to the donation to a food bank of hatchery salmon, to the donation of food by meat  
2 processors, seafood processors, manufacturers, packers, processors, bottlers, and similar  
3 entities, and to who qualifies as a food bank; and providing for an effective date.

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5 \* **Section 1.** AS 17.20.345 is amended by adding a new subsection to read:

6 (c) A person who donates to a food bank salmon from a hatchery that operates  
7 under a permit issued under AS 16.10.400 - 16.10.470 is immune from liability as  
8 provided in this section if the salmon is apparently fit for human consumption at the  
9 time of its donation, even if the hatchery does not have a permit issued by the  
10 Department of Environmental Conservation under this chapter, AS 03.05, or other  
11 statute to process fisheries products for human consumption.

12 \* **Sec. 2.** AS 17.20.347 is amended to read:

13 Sec. 17.20.347. "DONOR" AND "FOOD BANK" DEFINED. In AS 17.20.345

Chapter 16

1 and 17.20.346,

2 (1) "donor"

3 [(A)] includes a person, farmer, retailer, slaughterhouse under  
4 state supervision, freight company, distributor, wholesaler, meat processor,  
5 seafood processor, or similar entity, and [;

6 (B) EXCLUDES] a person who acts in a commercial capacity  
7 as a manufacturer, packer, processor, bottler, or similar entity, even if that  
8 activity is the person's primary activity;

9 (2) "food bank" means a nonprofit [AN] organization [RECOGNIZED  
10 BY THE STATE OR FEDERAL GOVERNMENT AS A NONPROFIT  
11 ORGANIZATION AND] that operates principally to collect, inspect, and salvage  
12 donated food for free distribution either to needy persons or to nonprofit  
13 organizations for free distribution to needy persons; in this paragraph, "nonprofit  
14 organization" means an organization recognized by the state or federal  
15 government as a nonprofit organization.

16 \* Sec. 3. This Act takes effect immediately under AS 01.10.070(c).