

CS FOR SENATE BILL NO. 139(RES)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY THE SENATE RESOURCES COMMITTEE

Offered: 4/26/99
Referred: Finance

Sponsor(s): SENATOR TAYLOR

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the labeling of farmed fish and fisheries products."**

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

3 * **Section 1.** AS 17.20.040 is amended by adding a new paragraph to read:

4 (13) it does not comply with the identification requirements of
5 AS 17.20.048.

6 * **Sec. 2.** AS 17.20 is amended by adding a new section to read:

7 **Sec. 17.20.048. Identification of farmed fish and fisheries products.** (a)

8 In addition to the identification requirements for farmed salmon products under
9 AS 17.20.040(12) and frozen fish under AS 17.20.044, a person who regularly engages
10 in the business of selling at retail fish or fisheries products as food may not sell
11 farmed fish or fisheries products as food in the state unless the fish or fisheries
12 products are labeled as "farmed" or, if the fish or fisheries products are not packaged,
13 unless the fish or fisheries products are conspicuously identified as "farmed".

14 (b) In this section,

15 (1) "farmed" means propagated or cultivated in a facility that grows or

1 cultivates the fish or fisheries products in captivity or under positive control but that
2 is not a salmon hatchery that is owned by the state or that holds a salmon hatchery
3 permit under AS 16.10.400; "farmed" does not include propagated or cultivated in the
4 state by mariculture; in this paragraph, "positive control" has the meaning given in
5 AS 16.40.199;

6 (2) "fish or fisheries products" has the meaning given in AS 17.20.370,
7 but does not include food that contains other ingredients than the fish or fisheries
8 products; in this paragraph, "other ingredients" does not include water, oil, salt, or
9 preservatives used in canning or otherwise preserving fish or fisheries products;

10 (3) "person" does not include an employee while acting in the capacity
11 of an employee of a business that sells the fish or fisheries products, unless the
12 employee also owns 10 percent or more of the business;

13 (4) "selling at retail" includes selling by a restaurant or other place
14 where food is prepared and consumed.