

Original sponsors: Carney, Malone
and Rogers

Offered: 4/16/80
Referred: Rules

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 416 am S

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act limiting the application of regulations
7 relating to milk to that sold in the state and allowing
8 the sale of unpasteurized milk."

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

10 * Section 1. AS 03.05.020(5)(A) is amended to read:

11 (A) the labeling and grading of milk and milk products
12 and standards of cleanliness and sanitation, to at least the mini-
13 mum of current recommendations of the United States Public Health
14 Service, for the operation of dairies within the state selling, or
15 offering for sale, milk or milk products to be sold in the state,
16 except that unpasteurized milk may be sold under regulations
17 establishing a definition and standards of identity and quality
18 for unpasteurized milk;

19 * Sec. 2. AS 03.17 is amended by adding a new section to read:

20 Sec. 03.17.097. CERTIFICATION OF PRODUCERS OF UNPASTEURIZED MILK.

21 (a) No person may sell or offer for sale in the state unpasteurized
22 milk or unpasteurized milk products unless the producing dairy is
23 certified to sell unpasteurized milk or unpasteurized milk products by
24 the division of agriculture.

25 (b) The division of agriculture shall certify that a dairy may
26 sell unpasteurized milk and unpasteurized milk products if the director
27 finds that the producing milk stock of the dairy meets standards of
28 the division relating to the absence of brucellosis and tuberculosis
29 and that the milk and milk products of the dairy meet standards of

1 the division relating to the absence of salmonella and to the maximum
2 counts of sediment, leukocyte, and bacteria allowable.

3 (c) The producing milk stock of a dairy certified under this
4 section shall be tested every 45 days for brucellosis and tuberculosis.
5 The presence or absence of salmonella, and the sediment, leukocyte and
6 bacteria count of milk and milk products of a dairy certified under this
7 section must be ascertained every 21 days. If the producing milk stock
8 or milk and milk products of a dairy certified under this section fail
9 to meet the standards of the division of agriculture, the director shall
10 revoke the certification of the dairy.

11 (d) A dairy certified under this section shall affix over the
12 opening of each container containing unpasteurized milk or unpasteurized
13 milk products sold to consumers a sticker supplied by the division of
14 agriculture indicating that the product is unpasteurized milk, that
15 unpasteurized milk is potentially hazardous to children under two years
16 of age, and that the tests required under this section have been admin-
17 istered to the producing stock and the milk or milk product.

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