

Introduced: 2/20/80
Referred: Resources

1 IN THE HOUSE BY THE SPECIAL AGRICULTURE COMMITTEE
2 HOUSE BILL NO. 889
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 ELEVENTH LEGISLATURE - SECOND SESSION
5 A BILL

6 For an Act entitled: "An Act relating to the inspection of agricultural
7 products by the Department of Natural Resources; and
8 providing for an effective date."

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

10 * Section 1. AS 03.05.010(f)(1) is amended to read:

11 (1) the examination and inspection of vessels and premises
12 containing agricultural products [, ARTICLES OR COMMODITIES] carrying
13 pests;

14 * Sec. 2. AS 03.05.010(f)(3) is amended to read:

15 (3) standards and labels pertaining to the sale of [AGRICUL-
16 TURAL AND VEGETABLE] seeds and agricultural products [, MEAT, FISH AND
17 POULTRY];

18 * Sec. 3. AS 03.05.010(f)(7) is amended to read:

19 (7) the examination and inspection of agricultural products
20 [MEAT, FISH AND POULTRY ADVERTISED FOR SALE OR SOLD TO THE PUBLIC].

21 * Sec. 4. AS 03.05.020 is amended to read:

22 Sec. 03.05.020. MISCELLANEOUS POWERS OF COMMISSIONER. The com-
23 missioner shall

24 (1) require routine inspection of agricultural [FOOD ANIMALS,
25 FISH, POULTRY AND DERIVATIVE FOOD] products, to protect the public
26 against fraud, disease and spoilage, and in this connection he shall
27 adopt [PROMULGATE] uniform regulations establishing standards of iden-
28 tity and composition of these [FOOD] products and minimum standards of
29 sanitation and handling methods for [AS TO] all phases of slaughtering,

1 processing, storing, transporting, displaying and selling of these
2 [FOOD] products;

3 (2) issue orders or cause the orders to be issued by an
4 authorized veterinarian prohibiting transportation and sale of agricul-
5 tural [FOOD] products [INTENDED FOR HUMAN CONSUMPTION] which do not meet
6 the minimum requirements established under (1) of this section, and
7 limiting their use and disposal to protect [IN CONFORMITY WITH PRO-
8 TECTION OF] the public;

9 (3) adopt [PROMULGATE] a schedule of fees or charges, and
10 credit provisions, for services rendered by state veterinarians to
11 farmers and others at their request in caring for livestock and poultry,
12 and all the fees shall be transmitted to the commissioner for deposit in
13 the state treasury;

14 (4) designate points of entry for admission of livestock or
15 poultry into the state, and arrange inspection at those points with or
16 without collaboration and assistance of the federal government, and bar
17 entry of stock or poultry not shipped under a valid permit or not free
18 from contagious or infectious disease;

19 (5) adopt [PROMULGATE, REPEAL, AND AMEND] regulations con-
20 sistent with existing law for

21 (A) the labeling and grading of milk and milk products
22 and standards of cleanliness and sanitation, to at least the mini-
23 mum of current recommendations of the United States Public Health
24 Service, for the operation of dairies selling, or offering for
25 sale, milk or milk products;

26 (B) the production and sale of ice cream and allied
27 frozen desserts ;

28 (C) the production and sale of imitation milk and imi-
29 tation milk products.

1 * Sec. 5. AS 03.05.030 is amended to read:

2 Sec. 03.05.030. REGULATIONS [RULES] FOR GRADING AND CLASSIFICATION
3 OF AGRICULTURAL PRODUCTS. The commissioner may adopt [MAKE AND PROMUL-
4 GATE RULES,] regulations which require

5 (1) [AND PROCEDURES REQUIRING] the classification, grading
6 and inspection of agricultural products [SOLD OR OFFERED FOR SALE FOR
7 GENERAL CONSUMPTION] before they are sold; [,] and

8 (2) [REQUIRING] the marking or labeling of any [SACK, BOX,
9 CARTON OR OTHER] container of agricultural products to show the kind,
10 grade or other prescribed classification of the contents.

11 * Sec. 6. AS 03.05.040 is amended to read:

12 Sec. 03.05.040. INSPECTION. On any business day during the usual
13 hours of business the commissioner or his authorized inspector may, for
14 the purpose of inspecting agricultural [OR FISHERIES] products [SUBJECT
15 TO REGULATION], board a vessel or enter a storehouse, warehouse, cold
16 storage plant, packing house, slaughterhouse, retail store or other
17 building or place where those agricultural products are kept, stored,
18 processed or sold.

19 * Sec. 7. AS 03.05.050 is amended to read:

20 Sec. 03.05.050. PRODUCTS IN VIOLATION OF REGULATIONS. An agri-
21 cultural [OR FISHERIES] product found by the commissioner, or his autho-
22 rized inspector, to violate a regulation adopted under this chapter is
23 declared to be a public nuisance injurious to the public interest and
24 may [SHALL] not be moved by the person in whose possession it may be
25 except upon the specific direction of the commissioner or inspector.

26 * Sec. 8. AS 03.05.100(1) is amended to read:

27 (1) "agricultural products" means plants and animals, in-
28 cluding aquatic plants and animals useful to man, which are sold or
29 offered for sale in the state for human food [DOES NOT INCLUDE FISH OR

1 FISHERIES PRODUCTS];

2 * Sec. 9. AS 03.05.100(2) is repealed.

3 * Sec. 10. This Act takes effect immediately in accordance with AS 01.10.-
4 070(c).

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