

Introduced: 6/3/81  
Referred: Health, Education &  
Social Services

1 IN THE HOUSE

BY ROGERS

2 HOUSE BILL NO. 601

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the sale and labeling of organic,  
7 natural, and pesticide-free food."

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

9 \* Section 1. AS 17.20 is amended by adding a new section to read:

10 Sec. 17.20.046. MISBRANDING ORGANIC, NATURAL, AND PESTICIDE-FREE  
11 FOOD. (a) A person may not label or offer for sale food designated as  
12 organic food or organically produced food unless no preservatives,  
13 artificial coloring or flavoring, or other synthetically compounded  
14 material has been added to the food and the food has been

15 (1) grown without the application of pesticides, herbicides,  
16 fungicides, or other synthetically compounded chemicals in soil to  
17 which no synthetically compounded fertilizers, pesticides, or growth  
18 regulators have been applied during the current year and the previous  
19 two years; or

20 (2) produced from an animal

21 (A) kept in an area where grasses, feeds, and drinking  
22 water are free from pesticides, herbicides, fungicides, and other  
23 synthetically compounded chemicals;

24 (B) which has not been treated with growth stimulants,  
25 hormones, or drugs unless they have been prescribed by a veterinar-  
26 ian for treatment of a specific disease; and

27 (C) which has not been treated with growth stimulants,  
28 hormones, or drugs within 90 days before slaughtering the animal  
29 for meat or obtaining milk or eggs from the animal.

1 (b) A person may not label or offer for sale food designated as  
2 natural food or naturally produced food unless it contains no syntheti-  
3 cally compounded material and has been processed only by

4 (1) removal of inedible substances;

5 (2) sorting, cutting, cleaning, rinsing, grinding, drying,  
6 homogenizing, pulping, or mixing;

7 (3) methods necessary to make the food edible or safe for  
8 human consumption such as heating, pasteurizing, freezing, smoking,  
9 curing, or the addition of water or salt;

10 (4) peeling or seeding;

11 (5) pressing to express juice or oil if done without the use  
12 of solvents, bleaches, and dyes;

13 (6) separation of grains into component parts;

14 (7) separation of eggs into yolks and whites;

15 (8) separation of milk into skim milk and cream;

16 (9) churning or fermenting of milk;

17 (10) addition of microorganisms approved by the federal Food  
18 and Drug Administration for use in food.

19 (c) A person may not label or offer for sale food designated as  
20 pesticide-free food unless it contains no more than 10 percent of the  
21 pesticide residue concentration regarded as safe for human consumption  
22 by the federal Food and Drug Administration.

23 (d) A person who violates this section is guilty of misbranding  
24 food under provisions of this chapter.

25 (e) The department shall adopt regulations necessary to carry out  
26 the purposes of this section. Regulations may include

27 (1) requirements for the maintenance of records by producers  
28 and distributors of food marketed as organic, natural, or pesticide-  
29 free;

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29

(2) procedures for certification of food as organic, natural, or pesticide-free by an organic growers' association;

(3) provisions for inspection of food marketed as organic, natural, or pesticide-free.

\* Sec. 2. AS 17.20.075 is amended by adding a new paragraph to read:

(3) "synthetically compounded" means a product formulated by a process which chemically changes a material or substance extracted from naturally occurring plant, animal, or mineral sources except a microbiological process.