

Original sponsor: Rules/Governor

Offered: 4/26/82
Referred: Rules

1 IN THE SENATE

BY THE RESOURCES COMMITTEE

2 CS FOR SENATE BILL NO. 872 (Resources)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to health, sanitation, and sanitary
7 practices in the seafood processing industry and other
8 industries that produce food for human consumption; and
9 providing for an effective date."

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

11 * Section 1. AS 03.05.010(c) is amended to read:

12 (c) To carry out the requirements of [HIS FUNCTIONS UNDER] this
13 title, the commissioner of environmental conservation may issue orders,
14 regulations, permits, quarantines, and embargoes relating to

15 (1) examination and inspection of premises containing pro-
16 ducts, articles, and commodities carrying pests;

17 (2) establishment of quarantines for eradication of pests;

18 (3) establishment of standards and labeling requirements per-
19 taining to the sale of meat, fish, and poultry;

20 (4) tests and analyses which may be made and hearings which
21 may be held to determine whether the commissioner will issue a stop order
22 or quarantine;

23 (5) cooperation with federal and other state agencies;

24 (6) regulation of fur farming, except as specified in AS 16.-
25 05.340(b); for purposes of this paragraph, "fur farming" means the rais-
26 ing of animals in captivity for the purpose of marketing their fur, and
27 "domestic fur farm animal" means a fur animal born and raised in captiv-
28 ity;

29 (7) examination and inspection of meat, fish, and poultry ad-

1 vertised for sale or sold to the public,

2 (8) enforcement of quality assurance plans developed in coop-
3 eration with appropriate industry representatives.

4 * Sec. 2. AS 03.05 is amended by adding new sections to read:

5 Sec. 03.05.025. PERMITS AND PLANS OF OPERATION. (a) A person may
6 not operate a seafood processing establishment or seafood processing
7 vessel without a plan of operation approved in writing by the commis-
8 sioner of environmental conservation and without a permit issued by the
9 commissioner of environmental conservation that incorporates the plan of
10 operation.

11 (b) A plan of operation required by this section shall describe:

12 (1) the water supply and water treatment proposed to be used
13 for processing fish and fish products and for consumption by humans;

14 (2) the means of waste treatment and disposal;

15 (3) the seafood and seafood product handling, cleaning, can-
16 ning, freezing, storage, and transportation systems proposed to be used;

17 (4) the proposed means to ensure cleanliness, sanitation,
18 wholesomeness, and prevention of contamination of the seafood and sea-
19 food products;

20 (5) proposed means of surveillance to assure product sanita-
21 tion, integrity of the preservation process, and product safety; and

22 (6) other information that the commissioner of environmental
23 conservation may require by regulation.

24 Sec. 03.05.026. PRODUCT QUALITY STANDARDS AND SEALS. (a) The
25 Alaska Seafood Marketing Institute (AS 16.51) shall design an "inspec-
26 tion" seal that may be used to signify that a seafood product has been
27 packed in compliance with the requirements of a permit issued under
28 AS 03.05.025.

29 (b) The Alaska Seafood Marketing Institute shall design a "premium

1 quality" seal that may be used to signify that a seafood product has met
2 the product specifications and standards under (d) of this section.

3 (c) A seafood processor may display an "inspection" seal on
4 products only if the processor holds a permit to operate issued under
5 AS 03.05.025 and complies with regulations adopted under that section at
6 the time the products are processed.

7 (d) The commissioner of environmental conservation, after consul-
8 tation with the Alaska Seafood Marketing Institute, shall develop product
9 specifications and standards for the use of the "premium quality" seal
10 on Alaska seafood products. A seafood processor may display a "premium
11 quality" seal on products that qualify for the seal, only if the pro-
12 cessor meets the requirements of regulations adopted under this section
13 and AS 03.05.025, and has been issued a permit to operate under AS 03.-
14 05.025.

15 * Sec. 3. AS 03.05 is amended by adding a new section to read:

16 Sec. 03.05.045. RESEARCH. The commissioner of environmental con-
17 servation may conduct studies, research, experiments, and demonstra-
18 tions, directly or through grants to or contracts with public or private
19 agencies, organizations, or individuals

20 (1) to improve sanitation practices in the processing of fish
21 and fisheries products; and

22 (2) to develop improved techniques for surveillance and in-
23 spection activities under this chapter.

24 * Sec. 4. AS 03.05.090 is amended to read:

25 Sec. 03.05.090. PENALTY FOR VIOLATION. A [ANY] person who vio-
26 lates this chapter or a [RULE,] regulation, order, or quarantine made
27 under authority of this chapter, or violates a provision of a permit
28 issued under this chapter, or sells seeds failing to meet the labeling
29 requirements, standards, and tests provided for by regulation of the

1 commissioner of natural resources or the commissioner of environmental
2 conservation is guilty of a class A misdemeanor [, UPON CONVICTION,
3 PUNISHABLE] for each offense [BY A FINE OF NOT MORE THAN \$1,000, OR BY
4 IMPRISONMENT FOR NOT MORE THAN ONE YEAR, OR BY BOTH].

5 * Sec. 5. AS 16.51.100 is amended by adding a new paragraph to read:

6 (6) develop marketing programs based on the "inspection" and
7 "premium quality" seals designed under AS 03.05.026, and use the seals
8 in advertising and promotion efforts of the institute.

9 * Sec. 6. By January 30, 1983, the commissioner of environmental conserva-
10 tion shall submit to the legislature a proposal for implementing and financing
11 the "premium quality" seal program and for establishing an inspection program
12 to ensure that products using the "premium quality" seal meet the product
13 specifications and standards developed under AS 03.05.026.

14 * Sec. 7. This Act takes effect immediately in accordance with AS 01.10.-
15 070(c).