

Original sponsor: Rules/Governor

Offered: 5/5/82
Referred: Rules

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2

HOUSE CS FOR CS FOR SENATE BILL NO. 872 (Finance)

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:

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* 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;

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(2) establishment of quarantines for eradication of pests;

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

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(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;

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(5) cooperation with federal and other state agencies;

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(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. To be valid a plan of operation or a permit issued under
11 this section must be renewed annually.

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

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

15 (2) the proposed means of waste treatment and disposal to be
16 used;

17 (3) the proposed seafood and seafood product handling, clean-
18 ing, canning, freezing, storage, and transportation systems to be used;

19 (4) the proposed means to be used to ensure cleanliness,
20 sanitation, wholesomeness, and prevention of contamination of the seafood
21 and seafood products;

22 (5) the proposed means of surveillance to be used to assure
23 product sanitation, integrity of the preservation process, and product
24 safety; and

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

27 Sec. 03.05.026. PRODUCT QUALITY STANDARDS AND SEALS. (a) The
28 Alaska Seafood Marketing Institute (AS 16.51) shall design an "inspec-
29 tion" seal that may be used to signify that a seafood product has been

1 packed in compliance with the requirements of a permit issued under
2 AS 03.05.025.

3 (b) The Alaska Seafood Marketing Institute shall design a "premium
4 quality" seal that may be used to signify that a seafood product has met
5 the product specifications and standards under (d) of this section.

6 (c) The commissioner of environmental conservation shall authorize
7 the use of an "inspection" seal for display on seafood products processed
8 by a person who, at the time the products are processed, holds a permit
9 to operate issued under AS 03.05.025, and who complies with regulations
10 adopted under AS 03.05.025.

11 (d) The commissioner of environmental conservation, after consul-
12 tation with the Alaska Seafood Marketing Institute, shall develop product
13 specifications and standards for the use of the "premium quality" seal
14 on Alaska seafood products. The commissioner shall authorize a seafood
15 processor to display a "premium quality" seal on products that qualify
16 for the seal if the processor meets the requirements of regulations
17 adopted under this section and AS 03.05.025, and has been issued a
18 permit to operate under AS 03.05.025.

19 (e) It is unlawful for a person to display a seal under this
20 section without authorization from the commissioner of environmental
21 conservation.

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

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

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

29 (2) to develop improved techniques for surveillance and in-

1 spection activities under this chapter.

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

3 Sec. 03.05.090. PENALTY FOR VIOLATION. A [ANY] person who vio-
4 lates this chapter or a [RULE,] regulation, order, or quarantine made
5 under authority of this chapter, or violates a provision of a permit
6 issued under this chapter, or sells seeds failing to meet the labeling
7 requirements, standards, and tests provided for by regulation of the
8 commissioner of natural resources or the commissioner of environmental
9 conservation is guilty of a class A misdemeanor [, UPON CONVICTION,
10 PUNISHABLE] for each offense [BY A FINE OF NOT MORE THAN \$1,000, OR BY
11 IMPRISONMENT FOR NOT MORE THAN ONE YEAR, OR BY BOTH].

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

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

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

21 * Sec. 7. This Act takes effect immediately in accordance with AS 01.10.-
22 070(c).