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FISCAL NOTE

STATE OF ALASKA
1995 LEGISLATIVE SESSION

BILL NO.

CSSB68

Revision Date: _____
 Title: Act relating to the donation of food by
meat processors and seafood processors
 Sponsor: Senator Leman
 Requestor: Special Committee on Fisheries

Department Affected: Environmental
Conservation
 BRU: Environmental Health
 Component: Meat & Poultry Inspections
Seafood and Sanitation Inspections

COMPONENT SERIAL NO. 648 & 1936

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES	0.0	0.0	0.0	0.0	0.0	0.0
TRAVEL	0.0	0.0	0.0	0.0	0.0	0.0
CONTRACTUAL	0.0	0.0	0.0	0.0	0.0	0.0
SUPPLIES	0.0	0.0	0.0	0.0	0.0	0.0
EQUIPMENT	0.0	0.0	0.0	0.0	0.0	0.0
LAND&STRUCTURES	0.0	0.0	0.0	0.0	0.0	0.0
GRANTS, CLAIMS	0.0	0.0	0.0	0.0	0.0	0.0
MISCELLANEOUS	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0
CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0

FUND SOURCE

1002 Federal Receipts	0.0	0.0	0.0	0.0	0.0	0.0
1003 GF Match	0.0	0.0	0.0	0.0	0.0	0.0
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipt	0.0	0.0	0.0	0.0	0.0	0.0
1006 GF/MHTIA	0.0	0.0	0.0	0.0	0.0	0.0
Other	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY95) cost: \$ 0.0

POSITIONS:

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS: (Attach a separate page if necessary.)

Prepared by: Larry Jones
 Division: Director, Information and Administrative Services

Phone: 465-5010
 Date: 3/6/95

Approved by Commissioner: _____
 Agency: Department of Environmental Conservation

Date: 3/6/95

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HOUSE COMMITTEE REPORT

(7)

Date Referred: March 20, 1995

FURTHER REFERRALS:

Date of Committee Action: 4/4/95

The HEALTH, EDUCATION AND SOCIAL SERVICES Committee considered: CSSB 68(HES) am

CS FOR SENATE BILL NO. 68(HES) am FOOD BANKS; MEAT & SEAFOOD PROCESSORS

"An Act relating to the donation to a food bank of hatchery salmon, to the donation of food by meat processors, seafood processors, manufacturers, packers, processors, bottlers, and similar entities, and to who qualifies as a food bank."

recommends it be replaced with the following committee substitute HCS CS SB 68 (HES) the same title a new title

additional referral to _____ Committee
 attached amendment(s)

ADOPTS: _____ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) _____ APPROVES PREVIOUS: (Dept/Date)

fiscal note(s) _____ fiscal note(s) _____

zero fiscal note(s) _____ zero fiscal note(s) DEC

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
<i>Don Bunde</i>	<input checked="" type="checkbox"/>			
<i>Stella J. ...</i>	<input checked="" type="checkbox"/>			
<i>...</i>	<input checked="" type="checkbox"/>			
<i>Carol ...</i>	<input checked="" type="checkbox"/>			
<i>Tom ...</i>	<input checked="" type="checkbox"/>			

CHAIR'S SIGNATURE *Stella J. ...*



Official Business

Alaska State Legislature

SENATE

State Capitol
Juneau, AK 99801-1182

SPONSOR STATEMENT SB68

I introduced SB68 at the request of Food Bank of Alaska.

The purpose of this bill is to encourage more entities to donate food to food banks and non-profit agencies that serve the needy. It provides salmon hatcheries, meat and seafood processors with the same protection under state law that they have under the federal Good Samaritan Food Donation Act.

The federal Good Samaritan Food Donation Act relieves donors of food from certain liability for death or injury resulting from the donated food. To qualify for protection under the Act as a donor, the person must donate the food for free distribution by a food bank.

Current state law protects donors and food banks from civil and criminal liability arising from injury or death attributable to the condition of the donated food. However, they remain liable if the injury or death results from gross negligence, or reckless, or intentional misconduct of the donor. Salmon hatcheries, meat and seafood processors are not specifically listed as a donor covered by this protection under existing state law.

Upon the passage of this bill the Food Bank of Alaska expects thousands of pounds of seafood and meat to be contributed for distribution to the needy.

The bill also clarifies to whom and how a food bank distribute goods.

Winter 1994

Gleanings

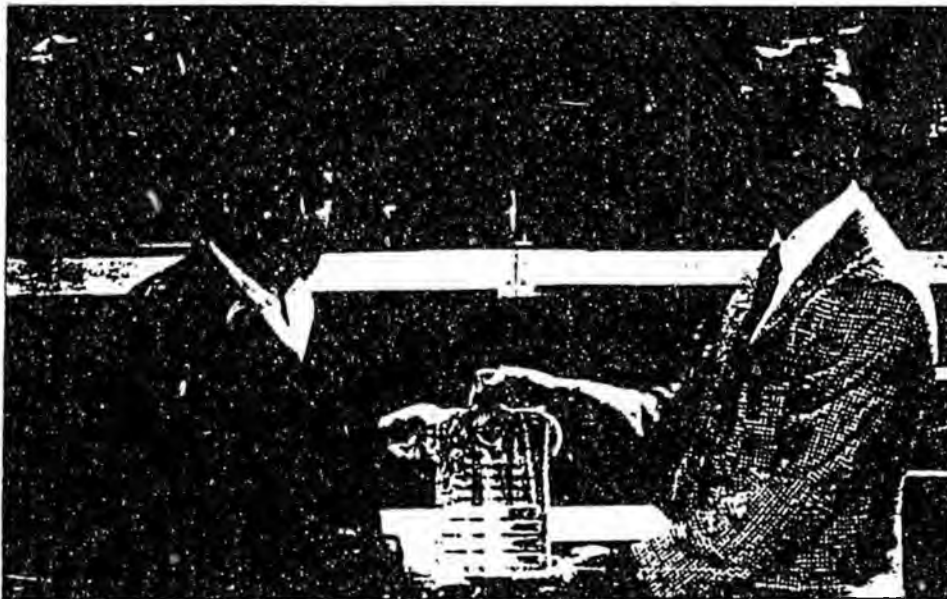


food bank of alaska

2121 Spar Avenue, Anchorage, Alaska 99501

Phone: (907) 272-3663 Fax: 277-7368

Dragnet Fisheries Fills FBA Freezer



Pictured above is Jay Cherrier, Secretary/Treasurer of Dragnet Fisheries, and Jack Doyle, Executive Director of Food Bank of Alaska.

Dragnet Fisheries joined the fight against hunger in Alaska by donating 125,000 pounds of salmon to Food Bank of Alaska last summer. This generous donation will enable Food Bank of Alaska to provide frozen and canned fish on a year round basis to our agencies throughout Alaska.

\$1,300,000 Capital Campaign Underway

From its start in 1979, Food Bank of Alaska has been a central food acquisition and distribution system for social service agencies of Alaska which are feeding those in need.

Food Bank of Alaska has grown into the largest non-profit food distribution system in Alaska due to the increased need for food for children, adults, and families throughout our state.

Our growth over the past fifteen years clearly indicates that there is no reason to be optimistic that the need for food or the services of Food Bank of Alaska will diminish in the near future. At this time we have 200 agencies in our network and cannot accept new ones until we are able to meet their food needs.

With this in mind, the Board of Directors adopted a Strategic Plan that will lead Food Bank of Alaska into the year 2000, and launched its first ever capital campaign.

A Successful Campaign will:

- Expand warehouse space to allow for increased food storage.
- Allow Food Bank of Alaska to accept over 8,000,000 more pounds of food.
- Allow us to be mortgage free and use those funds for food acquisition.
- Increase freezer/refrigerator capacity to store more fresh and frozen food.
- Improve food acquisition, processing, and distribution systems.
- Feed those in need...because no one deserves to be hungry.

FBA receives grant from MAZON: A Jewish Response to Hunger

Food Bank of Alaska has been fortunate to receive an \$8,000 grant from MAZON: A Jewish Response to Hunger. This is the second year that Food Bank of Alaska has been awarded this grant to purchase high-protein foods, and foods targeting infants and children.

MAZON was founded in 1986 as a vehicle through which American Jews could respond to the tragedy of hunger in the United States and abroad. MAZON, Hebrew for "food," raises funds by asking American Jews who are celebrating life-cycle events such as weddings, birthdays, anniversaries, and bar/bat mitzvahs, to contribute 3% of the cost of these celebrations to hunger relief.

Notes for your calendar

Anchorage Aces

February

Spring "Scouting for Food"

March

CANstruction '95

March (See story on page 4)

Subway's Food Drive

April in Subway stores in Alaska

Spring Auction

April

National Association of Letter Carriers Food Drive

May throughout Alaska

Annual Amateur Golf

Tournament

June at Eagle Glen Golf Course

For information call!

272-3663.



CANstruction '95

Calling all business, service groups, organizations, and individuals. Help fight hunger and build a "Hunger Free Town" - one can at a time!

Food Bank of Alaska will be holding its fifth Annual CANstruction event at the University Center, March 25 & 26. This unique food drive involves teams of people who design and build one-of-a-kind sculptures made mostly of canned foods. Participants from past CANstruction events are available to consult with new teams regarding the design and construction of the sculptures.

CANstruction teams donate a \$25 entry fee for a sculpture space. This fee is waived for teams representing non-profit organizations. Food Bank of Alaska provides electricity, if desired, judging, awards, and signage.

CANstruction is fun! CANstruction also affords high visibility for everyone involved, but you need to start planning early! In previous years, all local media sources have covered CANstruction. For more information call 272-3663.

Fifteen Years Fighting Hunger

Food Bank of Alaska has worked in conjunction with its member agencies, volunteers, and donors for fifteen years in the fight against hunger. This organization began from a small group of visionary Alaskan citizens who believed that no one deserved to be hungry so they created a way to acquire and distribute excess food to agencies which feed needy individuals.

We would like to thank over 200 guests who helped us honor our 1993 - 94 donors, and volunteers, both past and present, at our 15th Anniversary Event on October 5th.

A special thanks to Matanuska Maid Dairy for its generous sponsorship, Ken Wray's Printing, graphic designer Dave Allen, Allegro, Arctic Welding Supply, and event chair Vern McCorkle. Thanks also to guest speakers, Christine Vladimiroff, OSB, CEO and president of Second Harvest (the national network of food banks to which Food Bank of Alaska belongs) and Iditarod winner Martin Buser and his champion dog, D-2.

Finally, a special thank you to all the donors and volunteers who have helped Food Bank of Alaska through fifteen years of operation. We appreciate the outstanding support and enthusiasm we have received from the Alaskan communities that support our efforts and to all who share our belief that "no one deserves to be hungry."

"Dine Out Against Hunger" a great success

Our first annual "Dine Out Against Hunger" was a great success! Fifteen restaurants took a bite out of hunger on Tuesday, November 15 by donating a percentage of their sales that day to Food Bank of Alaska.

A special thanks to Aadland Marketing Group, Advanced Voice Services, Anchorage Hilton Hotel, Avis, Blockbuster Video, Cafe Fonte, Professional Colorgraphics, Claudia Hinton, of Klondike Advertising, Rose Garden Florist, Sheraton Anchorage Hotel, Simon & Seaforts, members of the "Dine Out Against Hunger" committee, and everyone who patronized the following participating restaurants:

Anchorage Hilton Berry Patch
Anchorage Hilton Top of the World
Sheraton Anchorage Bistro 401
Elevation 92
Jens'
La Mex in Spenard
O'Brady's Burgers and Brew
The Gallery Cafe in the
Anchorage Museum

McDonalds - Mountain View
Sea Galley
Shannon's Calais Cafe
Sacks Cafe
Harry's
Denny's on Denali Street
Piper's-Westcoast International Inn

Holiday Food Drives

Food Bank of Alaska received a variety of nutritious foods through food drives sponsored by businesses, students, and community organizations for the 1994 holiday season. Food drives provide an essential part of our inventory. They offer variety, quality, and nutritional balance for agencies in our statewide network which feed needy children and adults.

Please join us in recognizing the following sponsors of food drives during the holiday season:

- Rogers Park Elementary School
- Boy Scouts of America - Western Alaska Council
- Real Alaskans
- Church of Jesus Christ of Latter Day Saints 13th Ward Young Women
- ACT III Theatres - "Cans Film Festival"
- Wendler Junior High School
- Central Junior High School
- American Postal Workers Union - "Breakfast for Kids Drive"
- Prime Cable of Alaska
- Taku Elementary School
- Preston, Gates & Ellis
- City Electric
- Hot Rods
- Susitna Elementary School
- Hope Cottages - Ocean
- BP Early Learning Center
- Walden Book Store - 5th Avenue Mall
- Lamonts - Dimond Center
- Lamonts - Northway Mall
- Lamonts - University Center
- Tiger Cub Pack 220
- Sam's Club - Dimond
- Price Costco Food Drive - Dimond
- National Bank of Alaska Employees
- Christ Our Savior Lutheran Church Preschool
- Stellar Alternative School
- Alaska Airlines Employees
- Anchorage Daily News Employees
- ARCO Alaska, Inc.
- Alaska Pipe and Supply
- Frame House Art Gallery
- Northrim Bank
- Denali Federal Credit Union
- Amazing Grace Preschool
- 100.5 Fox Radio and Mapco
- Zion Lutheran Church Preschool
- Anchorage Board of Realtors
- Anchorage Bowling Association
- Shepard of the Hills Lutheran Preschool
- Uncle Joe's Pizzeria





Facsimile Cover Sheet

To: Loren Leman
Company: Alaska State Senate
Phone: 465-2095
Fax: 465-3810

From: Pat R. Wendt, Administrator, *PW*
Company: Alaska Special Olympics
Phone: (907) 753-2182
Fax: (907) 753-2192

Date: 02/24/95

Pages including this cover page: 1

Comments:

Alaska Special Olympics would like to express it's support for Senate Bill # 68 which amends the Good Samaritan Act.



Food Bank helps thousands

thanks to generosity of many

The year 1994 is just a memory for us and there is much to remember. For most of us the year was pretty much like the year before and this year will be like the last.

But for some of our friends and neighbors this year has been the worst in their lives. Several families have lost their homes to fire and many more have lost their job or are new to the area. This is a very loving and caring community and people just need to know who to ask for help to get back on their feet. That is why the Food Bank is here, to help meet the needs when people get caught short and need food.

To the people of the Kenai Peninsula, it is my pleasure to report to you how your Food Bank provided service during 1994. The year was busy and we saw tremendous growth. During the year we received over 620,000 pounds of food for distribution (up from 420,000 pounds in 1993). The value of the food that was distributed to those in need on the Kenai Peninsula by the Food Bank in 1994 was over \$1.2 million. This was accomplished because of the continued community support. The program operates totally through your response to our fundraisers, food drives and requests for donations.

We have many individuals and businesses that have made this program possible. Carlie Enterprises Inc. provides all our transportation at no charge from Anchorage to us and also down to the distribution points in Homer. Without this help we would not be able to have the food that comes from Food Bank of Alaska. Peninsula Sanitation provides a dumpster for us at no charge, although very little food goes into the dumpster.

We get donations from many retailers and wholesalers. Thanks to Tri Star Distributing (2,179 pounds), Save U More (2,213 pounds), Safeway, L. (15,795 pounds), Carrs (27,694 pounds),

Although this seems like a large amount of food, this represents less than 2 percent of all the food that goes through these stores. In the past the stores had no real option but to throw the food in the dumpster. We are grateful that these businesses and others are willing to call us up so that we can come and pick up the donation and prepare it for distribution.

We have also been blessed with fish from the canneries at the end of the season when they close down for winter. Cook Inlet Processing, Salamantoff, Wards Cove, Inlet Salmon and Ed's Kaslof Seafoods have given us over 15,000 pounds of fish this year. This gives us the opportunity to include a protein in food boxes.

The Food Bank also does several food drives during the year to help supplement donations from stores/salvage. This amounted to over 20,000 pounds of food from the community. The need in the community is greater than even this, and so the Food Bank has dedicated thousands of dollars to purchase much needed foods, like beans, rice, mac 'n' cheese, and for the holidays over 700 turkeys and hams. When a donation is made with the request to be used for food, that is exactly what we are delighted to do. Food from the Food Bank now reaches over 6,000 people each month all over the peninsula. We see miracles happen every day.

At the December board of directors meeting, the members voted to provide food boxes directly to those in need. Anyone who is in need of food can come to the Food Bank and we will provide two weeks of food. We work on the honor system and ask that people remember this so that we will have good food boxes for everyone who needs the help. There is no cost for this service, it is a gift from the community. All of us at the Food Bank believe that no one deserves to be hungry. People in need can come to the Food Bank once every three months if the need persists. We do

working to make it happen. We need your help. You never know if you might need the help of the Food Bank, and we will be there for you. If you had planned to make a donation to help support the work of the Food Bank, it is not too late. The Contract With America, if passed, will impact millions of people and the work of food banks will increase dramatically.

Miracles happen here, every day. There is something for each volunteer to do to help these miracles happen, just come and volunteer. Your help is needed, your donation, your time and your talents. If not you, who? If not now, when?

Linda Parker, executive director
Kenai Peninsula Food Bank

the stress of no food in the house is present. Children study better when they have enough to eat. For some of our children the only meals they get are the lunch and breakfast they get at school.

The Food Bank is renting space in a warehouse on K-Beach Road behind the Red Diamond Center. We have only 2,000 square feet and often are challenged to make do with the room we have to process and store the food. We have food stored at the freezers at Cook Inlet Processing and at the Unocal Camp. We rack our food three pallets high and still are short on room. The goal of the board of directors is to see that the new building is framed and ready to move in by the end of the summer. This is possible with all of us

1994 was a very successful year for the Food Bank to provide service to the peninsula. In 1995 we have a goal to reach out and help so that no one goes to bed hungry. It has been proven that domestic violence is greater when

encourage people to sign up for the commodity program at the Salvation Army and Public Assistance for long-term help.

It is such a thrill to us to be able to help and to see the impact that the Food Bank is making to people in need. Food is distributed from the Food Bank by members of the Soldotna First Baptist Church at KPC weekly (average 1,000 pounds weekly) to help the students, many of which are extremely low income. Food is also provided to the students at People Count and New Frontier Vocational Training School, and to Bishops Attic for distribution. Commodity program food goes through the Food Bank to the Salvation Army in Kenai and Homer along with some donations of bread, milk and produce to help

HOUSE CS FOR CS FOR SENATE BILL NO. 68(HES)

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

Offered:

Referred:

Sponsor(s): SENATORS LEMAN, Ellis, Kelly, Pearce

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the donation to a food bank of hatchery salmon, to the
 2 donation of food by meat processors, seafood processors, manufacturers, packers,
 3 processors, bottlers, and similar entities, and to who qualifies as a food bank; and
 4 providing for an effective date."

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

6 * Section 1. AS 17.20.345 is amended by adding a new subsection to read:

7 (c) A person who donates to a food bank salmon from a hatchery that operates
 8 under a permit issued under AS 16.10.400 - 16.10.470 is immune from liability as
 9 provided in this section if the salmon is apparently fit for human consumption at the
 10 time of its donation, even if the hatchery does not have a permit issued by the
 11 Department of Environmental Conservation under this chapter, AS 03.05, or other
 12 statute to process fisheries products for human consumption.

13 * Sec. 2. AS 17.20.347 is amended to read:

14 Sec. 17.20.347. "DONOR" AND "FOOD BANK" DEFINED. In AS 17.20.345

1 and 17.20.346,

2 (1) "donor"

3 [(A)] includes a person, farmer, retailer, slaughterhouse under
4 state supervision, freight company, distributor, wholesaler, meat processor,
5 seafood processor, or similar entity, and [;

6 (B) EXCLUDES] a person who acts in a commercial capacity
7 as a manufacturer, packer, processor, bottler, or similar entity, even if that
8 activity is the person's primary activity;

9 (2) "food bank" means a nonprofit [AN] organization [RECOGNIZED
10 BY THE STATE OR FEDERAL GOVERNMENT AS A NONPROFIT
11 ORGANIZATION AND] that operates principally to collect, inspect, and salvage
12 donated food for free distribution either to needy persons or to nonprofit
13 organizations for free distribution to needy persons; in this paragraph, "nonprofit
14 organization" means an organization recognized by the state or federal
15 government as a nonprofit organization.

16 * Sec. 3. This Act takes effect immediately under AS 01.10.070(c).

A M E N D M E N T

TO: CSSB 68(HES) am

1 Page 1, line 3, following "bank":

2 Insert "; and providing for an effective date"

3 Page 2, following line 14:

4 Insert a new bill section to read:

5 "* Sec. 3. This Act takes effect immediately under AS 01.10.070(c)."