

SB

139

SENATE COMMITTEE REPORT

First Committee of Referral

DATE: 4/12/99

FURTHER: Finance

Date of 5-Day Notice: 4/15/99
(in accordance with Uniform Rule 23)

DATE TURNED
IN TO OFFICE: 4/26/99

Resources Committee considered

SENATE BILL NO. 139

"An Act relating to the labeling of fish and fisheries products as farmed, or wild or natural."

and recommends:

- be replaced with _____ CS SB 139 (RES)
- adopt previous _____ CS _____ (_____)
- attached amendment(s)
- adopt Letter of Intent by _____ Committee
- further referral to the _____ Committee

- Senate Bill:**
 same title
 new title
House Bill:
 same title
 technical title
 new: SCR# _____

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>[Signature]</i>	<input checked="" type="checkbox"/>	<i>[Signature]</i>	<input checked="" type="checkbox"/>		
<i>[Signature]</i>	<input checked="" type="checkbox"/>	<i>[Signature]</i>			
CHAIR: <i>[Signature]</i>	<input checked="" type="checkbox"/>	CHAIR:			

vice

NEW FISCAL NOTE(S):

Department	Date	Zero	Fiscal
<u>DEZ</u>	<u>4/16</u>	<input checked="" type="checkbox"/>	

APPLIES TO CS

PREVIOUS FISCAL NOTE(S):*

Department	Date	Zero	Fiscal

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill

FISCAL NOTE

STATE OF ALASKA
1999 LEGISLATIVE SESSION

BILL NO. SB 139

Revision Date/Time (Note if correction) _____ Dept. Affected Environmental Conservation
 Title Seafood Labeling BRU Environmental Health
 Component Food Safety and Sanifation
 Sponsor Senator Taylor
 Requester Senate Resources Component Serial No. 2343

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2000	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005
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						
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CHANGE IN REVENUES ()						
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY99) cost: 0.0

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

There is no fiscal impact on the department.

Prepared by Janice Adair, Director Phone 269-7644
 Division Environmental Health Date/Time 4/16/99 2:39 PM
 Approved by Commissioner Michele Brown Date 4/16/99
 Agency Department of Environmental Conservation

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Alaska State Legislature

Chairman,
Judiciary Committee
Administrative Regulations
Revenue Committee

Vice Chairman,
Resources Committee



Senator Robin L. Taylor

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SPONSOR STATEMENT

SB 139

An Act relating to the labeling of fish and fisheries products as farmed, or wild or natural.

SB 139 adds language to the "misbranded foods" statutes that will require the labeling of all seafood products stating whether they are farmed or wild. The requirements of this bill will be in addition to the requirements for the labeling of salmon already contained in statute.

Presently, many retailers sell farmed shrimp and other farmed seafood. Much of this seafood is farmed in bogs and imported from abroad. Unless a consumer asks a clerk, there is generally no labeling to tell the consumer that the product is farmed. Often, with large prawns, for example, the price would indicate that one was purchasing a wild product.

We pride ourselves on our wild fish stocks. This is true for other species of fish and shellfish as well as for salmon. We have clean cold water in Alaska unlike many of the areas where the farmed shellfish and farmed finfish come from. The quality of our Alaskan fish is far superior to the quality of the farmed product coming into the state. This bill is simply an endeavor to promote the sale of Alaskan wild stock seafood and to provide additional "Truth in labeling" requirements.

District A:

Hyder • Ketchikan • Kupreanof • Meyers Chuck • Petersburg • Saxman • Sitka • Wrangell

1-LS0507D
Bannister
4/21/99

CS FOR SENATE BILL NO. 139()
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY

Offered:
Referred:

Sponsor(s): SENATOR TAYLOR

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the labeling of farmed fish and fisheries products."

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

3 * Section 1. AS 17.20.040 is amended by adding a new paragraph to read:

4 (13) it does not comply with the identification requirements of
5 AS 17.20.048.

6 * Sec. 2. AS 17.20 is amended by adding a new section to read:

7 Sec. 17.20.048. Identification of farmed fish and fisheries products. (a)

8 In addition to the identification requirements for farmed salmon products under
9 AS 17.20.040(12) and frozen fish under AS 17.20.044, a person who regularly engages
10 in the business of selling at retail fish or fisheries products as food may not sell
11 farmed fish or fisheries products as food in the state unless the fish or fisheries
12 products are labeled as "farmed" or, if the fish or fisheries products are not packaged,
13 unless the fish or fisheries products are conspicuously identified as "farmed".

14 (b) In this section,

15 (1) "farmed" means propagated or cultivated in a facility that grows or

1 cultivates the fish or fisheries products in captivity or under positive control but that
2 is not a salmon hatchery that is owned by the state or that holds a salmon hatchery
3 permit under AS 16.10.400; "farmed" does not include propagated or cultivated in the
4 state by mariculture; in this paragraph, "positive control" has the meaning given in
5 AS 16.40.199;

6 (2) "fish or fisheries products" has the meaning given in AS 17.20.370,
7 but does not include food that contains other ingredients than the fish or fisheries
8 products; in this paragraph, "other ingredients" does not include water, oil, salt, or
9 preservatives used in canning or otherwise preserving fish or fisheries products;

10 (3) "person" does not include an employee while acting in the capacity
11 of an employee of a business that sells the fish or fisheries products, unless the
12 employee also owns 10 percent or more of the business;

13 (4) "selling at retail" includes selling by a restaurant or other place
14 where food is prepared and consumed.

FISCAL NOTE

STATE OF ALASKA
1999 LEGISLATIVE SESSION

BILL NO. SB 139

Revision Date/Time (Note if correction) _____	Dept. Affected <u>Environmental Conservation</u>
Title <u>Seafood Labeling</u>	BRU <u>Environmental Health</u>
	Component <u>Food Safety and Sanifation</u>
Sponsor <u>Senator Taylor</u>	
Requester <u>Senate Resources</u>	Component Serial No. <u>2343</u>

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CAPITAL EXPENDITURES						
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Temporary						

ANALYSIS: (Attach a separate page if necessary)

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Prepared by <u>Janice Adair, Director</u>	Phone <u>269-7644</u>
Division <u>Environmental Health</u>	Date/Time <u>4/16/99 2:39 PM</u>
Approved by <u>Commissioner Michele Brown</u>	Date <u>4/16/99</u>
Agency <u>Department of Environmental Conservation</u>	

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Thanks to organizations like AMSEA, NPFVOA and SeaGrant, and programs provided by outfits like Fremont Maritime Services, AVTEC and the U.S. Coast Guard, there is a broad network of professionals available to assist any vessel owner, any skipper, any crewman. Groups like the Seattle Fishermen's Memorial Committee will even help pick up the cost.

Ads from attorneys should make you uncomfortable. A diligent safety program can help you in court. But that's just one reason to promote safety. There are better reasons than that.

VIA

Atlantic 'Kings'

Editor,

I have been spending some time this winter in Northern Idaho and took the enclosed photographs in Fred Meyer's store in September 1998.

It appears to be a rather common practice to display and sell Atlantic salmon as "king salmon." The local merchants and sales persons do not know the difference and when confronted on the subject state: "Well, that's what our suppliers tell us it is."

With all the problems and low prices we have in the Alaskan salmon industry, the last thing we need is to have our competition unfairly misrepresenting their product. We need an investigation of this practice and leg-

islative and/or legal action taken to be sure it is stopped.

The long term solution to our problem lies in developing and implementing an aggressive marketing program that educates the public to the virtues and purity of Alaska naturally grown, wild salmon versus our competition's farmed product. This must be accompanied by our on-going program to continually improve the product quality and develop new, convenient and attractive product presentations.

Sincerely,
Norman K. Sowards
F/V Mary Kay

Under Section 11, whether the vessel at anchor were the stand-on or the give-way vessel (depending on the particular aspects the vessels presented during the approach) Rules 16 and 17 required action by the vessel at anchor to avoid the collision. Rule 18 did not apply to this incident, and neither vessel was directed by it to keep out of the way of the other.

rules of the road and reflect on your own never-ceasing responsibility for the safety of passengers and crew.

What the devil were you doing while this boat was bearing down on you for 30 minutes until your deckhand told you to "look"?

Clyde Winter
Grafton, WI

A rose is a rose, but an Atlantic is not a king.

