HOUSE BILL NO. 46

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTIETH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE TARR

Introduced: 1/18/17
Referred: State Affairs, Resources, Finance

A BILL

FOR AN ACT ENTITLED

"An Act relating to the state and municipal procurement preferences for agricultural products harvested in the state and fisheries products harvested or processed in the state; relating to the sale of milk, milk products, raw milk, and raw milk products; and providing for an effective date."

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

* Section 1. AS 17.20.005 is amended to read:

Sec. 17.20.005. Powers and duties of commissioner. To carry out the requirements of this chapter, the commissioner may issue orders, regulations, permits, quarantines, and embargoes relating to

(1) food offered to the public or sold, including

(A) inspection of meat, fish, poultry, and other food products;

(B) standards of sanitation and handling methods for all phases of slaughtering, processing, storing, transporting, displaying, and selling;

(C) labeling; and
(D) the training, testing, and certification requirements for individuals who handle or prepare food, their supervisors, and their employers to ensure their knowledge of food safety and sanitation principles and requirements;

(2) control and eradication of pests;

(3) enforcement of hazard analysis critical control point programs for seafood processing that are developed in cooperation with appropriate industry representatives or, to the extent not inconsistent with this chapter or regulations adopted under the authority of this chapter, that are established by regulations of the United States Food and Drug Administration as they may periodically be revised;

(4) labeling, subject to AS 17.20.013 and 17.20.015, and grading of milk and milk products and standards of sanitation for dairies offering to the public or selling pasteurized milk or milk products to at least the minimum of current recommendations of the United States Public Health Service pasteurized milk ordinance as it may periodically be revised, subject to AS 17.20.015;

(5) standards and conditions for the operation and siting of aquatic farms and related hatcheries, including

(A) restrictions on the use of chemicals; and

(B) requirements to protect the public from contaminated aquatic farm products that pose a risk to health;

(6) monitoring aquatic farms and aquatic farm products to ensure compliance with this chapter and, to the extent not inconsistent with this chapter or regulations adopted under the authority of this chapter, with the requirements of the national shellfish sanitation program manual of operations published by the United States Food and Drug Administration as it may periodically be revised;

(7) tests and analyses that may be made and hearings that may be held to determine whether the commissioner will issue a stop order or quarantine;

(8) transportation of, use of, disposal of, recalls of, or warnings concerning quarantined or embargoed items;

(9) cooperation with federal and other state agencies.

* Sec. 2. AS 17.20 is amended by adding a new section to read:
Sec. 17.20.015. Sale of raw milk products. (a) A person may sell a raw milk product to a final consumer if the principal display panel on the raw milk product prominently states that the raw milk product is not pasteurized and may cause health concerns, and if the person complies with any state requirements for the sale of raw milk that do not conflict with this section.

(b) This section does not apply to a sale that is governed by federal law.

(c) In this section,

(1) "raw milk" means milk that is not pasteurized;

(2) "raw milk product" means raw milk or a product or byproduct of raw milk.

* Sec. 3. AS 29.71.040(a) is amended to read:

(a) When agricultural products are purchased by a municipality that receives state money, only agricultural products harvested in the state shall be purchased whenever priced not [NO] more than 15 [SEVEN] percent above products harvested outside the state, available, and of like quality compared with agricultural products harvested outside the state.

* Sec. 4. AS 29.71.040(b) is amended to read:

(b) When fisheries products are purchased by a municipality that receives state money, only fisheries products harvested or processed within the jurisdiction of the state shall be purchased whenever priced not [NO] more than 15 [SEVEN] percent above products harvested or processed outside the jurisdiction of the state, available, and of like quality compared with fisheries products harvested or processed outside the jurisdiction of the state.

* Sec. 5. AS 36.15.050(a) is amended to read:

(a) When agricultural products are purchased by the state or by a school district that receives state money, a 15 [SEVEN] percent preference shall be applied to the price of the products harvested in the state.

* Sec. 6. AS 36.15.050(b) is amended to read:

(b) When fisheries products are purchased by the state or by a school district that receives state money, a 15 [SEVEN] percent preference shall be applied to the price of the products harvested or processed within the jurisdiction of the state.
Sec. 7. This Act takes effect July 1, 2018.