

1 HB452  
2 167277-1  
3 By Representatives Fincher, Sessions, Brown, Wingo,  
4 Holmes (M), Lindsey, Williams (JW), Lee, Davis, Faust  
5 and Shedd  
6 RFD: Agriculture and Forestry  
7 First Read: 09-APR-15

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8 SYNOPSIS: Under existing law, suppliers and food  
9 service establishments that supply or serve  
10 farm-raised fish or wild fish are required to label  
11 certain products with country of origin  
12 information.

13 This bill would remove the requirement that  
14 certain fish or fish products be labeled with  
15 country of origin information if the information is  
16 not required to be provided pursuant to federal  
17 law.

18  
19 A BILL  
20 TO BE ENTITLED  
21 AN ACT  
22

23 To amend Section 22-20A-3, Code of Alabama 1975,  
24 relating to country of origin information required to be  
25 provided by food service establishments; to remove the  
26 requirement that certain fish or fish products be labeled with

1 country of origin information if the information is not  
2 required to be provided pursuant to federal law.

3 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

4 Section 1. Section 22-20A-3, Code of Alabama 1975,  
5 is amended to read as follows:

6 "§22-20A-3.

7 "(a) Any person who supplies farm-raised fish or  
8 wild fish to a food service establishment shall provide  
9 information of the country of origin of the product to the  
10 food service establishment as required by federal law. The  
11 State Health Officer, upon verified complaint and in  
12 compliance with all applicable state and federal law, shall  
13 investigate any and all reports of noncompliance with this  
14 subsection. Upon receipt of the verified complaint, a copy of  
15 the complaint shall be given to the food service  
16 establishment.

17 ~~"(b) If farm-raised fish or wild fish is supplied to~~  
18 ~~a food service establishment and the fish or fish product is~~  
19 ~~not required to be labeled with the country of origin pursuant~~  
20 ~~to the requirements of federal law, the supplier of the fish~~  
21 ~~or fish product or the food service establishment shall not be~~  
22 ~~required to provide any additional information to comply with~~  
23 ~~this article.~~

24 "~~(c)~~(b) A food service establishment serving  
25 farm-raised fish or wild fish shall place a disclaimer or  
26 notice on the menu or on a placard not smaller than 8 and one  
27 half inches by 11 inches in close proximity to the food

1 establishment permit, in a conspicuous place specifically  
2 stating the following: "Under Alabama law, the consumer has  
3 the right to know, upon request to the food service  
4 establishment, the country of origin of farm-raised fish or  
5 wild fish." The disclaimer or notice listed on a menu shall be  
6 listed in print as large as the listing of the product.

7 "~~(d)~~ (c) For purposes of this section, the United  
8 States is the country of origin for farm-raised fish hatched,  
9 raised, harvested, and processed in the United States and wild  
10 fish that were harvested in waters of the United States, a  
11 territory of the United States, or a state and processed in  
12 the United States, a territory of the United States, or a  
13 state, including the waters thereof."

14 Section 2. This act shall become effective on the  
15 first day of the third month following its passage and  
16 approval by the Governor, or its otherwise becoming law.