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USDA's United States Grain Standards Act: *Alaska*



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Alaska Stat. Ann. §§ 03-05-030 through 03-05-050

§ 03-05-030. Rules for grading and classification of agricultural products.

- (a) Subject to (b) of this section, the commissioner may adopt rules, regulations, and procedures requiring the classification, grading, and inspection of agricultural products before the products are sold or offered for sale for general consumption, and requiring the marking or labeling of a sack, box, carton, or other container of an agricultural product to show the kind, grade, or other prescribed classification of the container's contents.
- (b) A rule, regulation, or procedure adopted under (a) of this section does not apply to the noncommercial transfer of seed under AS 03.20.110 or the giving or exchanging of seed through a community seed library under AS 03.20.120(a), unless the seed:
 - (1) Does not comply with requirements applicable under AS 03.20;
 - (2) Contains seed of a patented, protected, or proprietary variety used without permission of the patent or certificate holder of the intellectual property associated with the variety;
 - (3) Has been misrepresented as seed classified, graded, or inspected under (a) of this section; or
 - (4) Contains prohibited or restricted weed seed or seed from a species the department has determined is noxious.

§ 03-05-040. Inspection.

- (a) To carry out the requirements of this chapter, on any business day during the usual hours of business, or at any time if the commissioner determines that there is an immediate threat to the health or safety of an animal or the general public, the commissioner or an individual designated by the commissioner as an inspector may, for the purpose of inspecting animals, animal products, agricultural products, or premises containing or having contained animals, animal products, or agricultural products, enter a storehouse, warehouse, cold storage plant, packing house, slaughterhouse, retail store, or other building or place where animals,



animal products, or agricultural products are or have been raised, housed, kept, stored, processed, or sold.

- (b) In this section, “commissioner” means commissioner of natural resources with respect to those products over which the commissioner of natural resources has jurisdiction under this title, and the commissioner of environmental conservation with respect to those products over which the commissioner of environmental conservation has jurisdiction under this title.

§ 03-05-050. Products in violation of regulations.

- (a) An animal, animal product, or agricultural product found by the commissioner, or an individual designated by the commissioner as an inspector, to violate a regulation adopted under this chapter is declared to be a public nuisance injurious to the public interest and may not be moved by the person in whose possession it may be except at the specific direction of the commissioner or inspector.
- (b) In this section, “commissioner” means commissioner of natural resources with respect to those products over which the commissioner of natural resources has jurisdiction under this title, and the commissioner of environmental conservation with respect to those products over which the commissioner of environmental conservation has jurisdiction under this title.

