

CHAPTER 103
SB 148 – FINAL VERSION

15Apr2015... 1226h

2015 SESSION

15-0478
01/09

SENATE BILL **148**

AN ACT relative to the shellfish inspection program.

SPONSORS: Sen. Fuller Clark, Dist 21; Sen. Watters, Dist 4; Sen. Reagan, Dist 17;
Rep. Borden, Rock 24; Rep. Cushing, Rock 21; Rep. Sherman, Rock 24

COMMITTEE: Public and Municipal Affairs

ANALYSIS

This bill makes certain changes in the shellfish inspection program to conform to federal law.

This bill is a request of the department of health and human services.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears [~~in brackets and struck through~~].
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Fifteen

AN ACT relative to the shellfish inspection program.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 103:1 Shellfish Inspection Program; Records. Amend RSA 143:22 to read as follows:

2 143:22 Certificate Required; Labeling; Records. No person~~[, firm, or corporation]~~ **or facility**
3 shall ~~[operate an establishment for the processing]~~ **process** or ~~[packing of]~~ **pack** shellfish either
4 shucked or in the shell until ~~[he has been granted]~~ a certificate **has been granted** by the
5 department of health and human services. A certificate shall be issued to any ~~[establishment]~~
6 **facility** which has complied with the rules of the commissioner of the department of health and
7 human services relative thereto. All certificates issued under this section shall expire on ~~[December]~~
8 **March** 31 next following the date of issuance. All containers of shellfish shall bear identification in
9 accordance with rules adopted by the commissioner of the department of health and human services.
10 An accurate daily record shall be kept by all ~~[establishments]~~ certified **facilities** listing the ~~[names]~~
11 **name** and ~~[addresses]~~ **location** of ~~[all persons from whom lots of shellfish are received, the location~~
12 ~~of the source of each lot, and the names and addresses of all persons to whom lots are shipped or~~
13 ~~sold]~~ **the dealer, the date and time of the activity that the record reflects, the signature or**
14 **initials of the person performing the operation, and the identity of the product and the**
15 **production code.** ~~[Such]~~ **Processing and other information shall be entered on records at**
16 **the time that it is observed. All** records shall be ~~[kept on file for 60 days and]~~ **retained at the**
17 **facility for at least one year after the date the records were prepared in the case of**
18 **refrigerated products and for at least 2 years after the date the records were prepared in**
19 **the case of frozen products. Records that relate to the general adequacy of equipment or**
20 **processes being used by a processor, including the results of scientific studies and**
21 **evaluations shall be retained at the facility for at least 2 years after their applicability to**
22 **the product being produced at the facility. All records** shall be open to inspection ~~[at any time~~
23 ~~during business hours]~~ by agents of the department **at any time.**

24 103:2 Effective Date. This act shall take effect January 1, 2016.

25

26 Approved: June 5, 2015

27 Effective Date: January 1, 2016