

Model Bills and Regulations Committee Report

2017 AAFCO Midyear Meeting

January 16, 2017 – Mobile, Alabama

Committee Recommendations:

1. The Model Bills and Regulations Committee recommends that the following Veterinary Feed Directive language be included into the Model Regulations Under the Model Bill and that the AAFCO Board of Directors review the proposed language for future consideration by the Association membership pending review by Dragan Momcilovic, FDA (Attachment D)

Regulation 13. Veterinary Feed Directive

- (a) For the purposes of enforcement of Section 10(a)(2) of the Act the _____ adopts the definitions of Title 21, Code of Federal Regulations, Section 558.3(b)
 - (b) For the purposes of enforcement of Section 10(a)(2) of the Act the _____ adopts the requirements of Title 21, Code of Federal Regulations, Section 558.6
2. The Model Bills and Regulations Committee recommends that the term “feed” be revised within the AAFCO Non-Commercial Feed Model Bill (Section 3. Definitions of Words and Terms. (e)) to conform with modifications adopted to the Official Feed Term by the AAFCO membership on Jan. 16, 2017 and that the AAFCO Board of Directors review the proposed revision for future consideration by the Association membership. The modified language for the Official Feed Term adopted by the AAFCO membership is as follows:

Feed: Material consumed or intended to be consumed by animals other than humans that contributes nutrition, taste, aroma, or has a technical effect on the consumed material. This includes raw materials, ingredients, and finished product.

Board Recommendations:

Association Actions:

Committee Report and Minutes (January 16, 2017):

Model Bills and Regulations Committee Chairman Doug Lueders called the meeting to order at 1:30 p.m. on January 16, 2017. He welcomed committee members, industry advisers and guests who were present, and reviewed the agenda.

In addition to Chairman Lueders, committee members participating in the meeting were: Ken Bowers (Kansas), Bill Burkholder (FDA), Tim Darden (New Mexico), April Hunt (Michigan), Sherryl Stoltenow (Washington), Richard Ten Eyck (Oregon), and Scott Ziehr (Colorado).

Industry advisers participating were: Angela Mills, Richard Sellers and Steve Younker (AFIA); David Dzanis (APPA/ACVN); Emily Helmes (Enzyme Technical Association); Jan Campbell and David Fairfield (NGFA); Angele Thompson and Pat Tovey (PFI); and Sue Hayes (Wild Bird Feeding Industry).

Minutes from Previous Committee Meetings

Chairman Lueders noted that minutes from the Aug. 1, 2016 committee meeting conducted in Pittsburgh were previously approved, posted on the AAFCO website and were included in the 2017 Midyear Meeting's General Session packet.

Old Business

Chairman Lueders noted the committee had no old business to consider.

New Business

The committee proceeded to consider new business.

1. **Food Safety Modernization Act (FSMA) Harmonization with AAFCO Model Bills and Regulations Workgroup Report:** Ms. Hunt reviewed the agenda and outcomes from the workgroup's face-to-face meeting held Oct. 16, 2016 in Gaithersburg, Md. **(Attachment A)**
 - a. **Veterinary Feed Directive:** Ms. Hunt provided the following language recommended by the workgroup to incorporate Veterinary Feed Directive requirements into the AAFCO Model Bill and Regulations:

Regulation 13. Veterinary Feed Directive

- (a) For the purposes of enforcement of Section 10(a)(2) of the Act the _____ adopts the definitions of Title 21, Code of Federal Regulations, Section 558.3(b)
- (b) For the purposes of enforcement of Section 10(a)(2) of the Act the _____ adopts the requirements of Title 21, Code of Federal Regulations, Section 558.6

Mr. Ten Eyck moved that the Model Bills and Regulations Committee approve the Veterinary Feed Directive language for inclusion into the Model Bill and Regulations and that the AAFCO Board of Directors review the proposed language for future consideration by the Association membership pending review by Dragan Momcilovic, FDA. The motion was seconded by Mr. Darden. The committee approved the motion by a voice vote.

- b. **Other Issues:** Ms. Hunt informed the committee that the workgroup will further consider issues related to including language into the AAFCO Model Bills and Regulations pertaining to recall provisions, sanitary transportation, and adulteration and provide the committee with recommendations at a later time.
2. **Official Feed Term:** Mr. Ten Eyck moved that the Model Bills and Regulations Committee recommend that the term “feed” be revised within the AAFCO Non-Commercial Feed Model Bill (Section 3. Definitions of Words and Terms. (e)) to conform with the modifications adopted to the Official Feed Term by the AAFCO membership on Jan. 16, 2017 and that the AAFCO Board of Directors review the proposed revision for future consideration by the Association membership. The modified language for the Official Feed Term adopted by the AAFCO membership is as follows:

Feed: Material consumed or intended to be consumed by animals other than humans that contributes nutrition, taste, aroma, or has a technical effect on the consumed material. This includes raw materials, ingredients, and finished product.

The motion was seconded by Mr. Ziehr. The committee approved the motion by a voice vote.

3. **AFIA Official Publication Requested Changes:** The committee discussed requested changes to the Official Publication as recommended by AFIA that left over from Pittsburg (Attachment B). No action was taken by the committee on the AFIA recommendations for lack of a motion.

Assignments/Homework

Labeling of Mineral and Vitamin Units: Chairman Lueders informed the committee that Ben Jones (Texas) had brought to his attention possible discrepancies concerning requirements within the Model Bill and Regulations pertaining to the labeling of mineral and vitamin units as established in Regulation 4 and Regulation PF4 (Attachment C). Mr. Lueders requested that the committee consider the issue and be prepared to discuss during the committee’s next meeting

Adjournment

Mr. Lueders asked whether there was any other business to be considered by the committee. Given that none was identified; the committee meeting was adjourned at 2:35 p.m.

On behalf of the Model Bills and Regulations Committee, I respectfully submit this semi-annual report and request acceptance of the report and recommendations by the AAFCO Board of Directors and the Association Membership.

Model Bills and Regulations Committee
Attachments A, B, C and D for January 16, 2017 meeting