



**Model Bills and Regulations Committee Report  
2022 AAFCO Annual Meeting  
August 4, 2022, St. Louis, Missouri**

**Committee Recommendations:**

1. The Model Bills and Regulations Committee recommends the AAFCO Voluntary Self Inspection Plan (VSIP) Pilot Program Structure Section in Chapter Five of the printed 2022 *Official Publication* on pages 282-288 be deleted and the AAFCO Board of Directors review the proposed deletion for future consideration by the Association membership.
2. The Model Bills and Regulations Committee recommends that Model Regulation 8 (c) on page 140 of the printed 2022 *Official Publication* be modified as follows (new language **bold and underscored**) and the AAFCO Board of Directors review the proposed modification for future consideration by the Association membership.

Non-protein nitrogen **ingredients** defined in the *Official Publication* of the Association of American Feed Control Officials, when so indicated, are acceptable ingredients in commercial feeds distributed to non-ruminant animals as a source of nutrients other than equivalent crude protein. The maximum equivalent crude protein from non-protein nitrogen sources when used in non-ruminant rations shall not exceed 1.25% of the total daily ration.

**Board Recommendations:**

**Committee Report and Minutes:**

Model Bills and Regulations Committee Co-Chairs Dan King and Doug Lueders called the meeting to order at 2:15 p.m. central on Aug. 4, 2022.

Committee members participating in the meeting were: Ken Bowers (Kansas), Eric Brady (Tennessee), David Dressler (Pennsylvania), George Ferguson (North Carolina), April Hunt (FDA), Miriam Johnson (North Carolina), Ben Jones (Texas), Richard Ten Eyck (Oregon), Austin Therrell (South Carolina), and Scott Ziehr (Colorado).

Industry advisers participating were Meghan Dicks (AFIA), Dave Dzanis (APPA/ACVN), Emily Helmes (ETA), Jan Campbell and David Fairfield (NGFA), Catherine Alinovi (NGPFMA), and Angele Thompson and Pat Tovey (PFI).

**Minutes from Previous Committee Meetings**

Dan King noted that minutes from the committee's meeting conducted on Jan. 18, 2022, were previously approved on Feb. 10, posted on the AAFCO website and in the Feed BIN, and included within the 2022 AAFCO Annual Meeting Committee Report Book.

**Labeling Workgroup Report**

Scott Ziehr reported the workgroup recommended the current labeling definition in Model Bill section 3 (j) (page 114 of the printed 2022 *Official Publication*) be revised as follows (new language **bold and underscored**, deleted language ~~stricken through~~).

The term "labeling" means all labels and other ~~written, printed or graphic matter~~ **materials issued**



**by a guarantor or distributor** (1) upon a commercial feed or any of its containers or wrapper, or (2) accompanying **or supporting** such commercial feed.

During the subsequent discussion about the recommendation, comments expressed included:

1. The word “electronic” should be incorporated into the definition to expressly include materials made available on webpages about commercial feed.
2. The word “issued” should be changed to “published.”
3. The word “supporting” is broad, and potentially could be defined. Also, the word “supporting” could be changed to “promoting.”

In response to committee discussion on the recommendation, Doug Lueders charged the workgroup to further consider the definition and provide recommendations to the committee for review during the 2023 AAFCO Mid-year Meeting.

### **Feed and Feed Ingredient Manufacturing Committee VSIP Workgroup Report**

Austin Therrell reviewed the following recommendation concerning information about the AAFCO VSIP Pilot Program Structure Plan currently printed within the *Official Publication*.

The Feed and Feed Ingredient Manufacturing Committee (FFIMC) recommends the Model Bills and Regulations Committee (MBRC) remove the AAFCO VSIP Pilot Program Structure Section in Chapter Five of the printed 2022 *Official Publication* on pages 282-288 and archive it for historical reference in the Feed BIN. The workgroup further recommends that MBRC conduct a separate review of the AAFCO Model National Medicated Feed Program beginning on page 263 of the printed 2022 *Official Publication*, as it is implicated by the VSIP Pilot Program Structure and may also need to be removed for clarity.

Scott Ziehr moved that the recommendation to delete the AAFCO VSIP Pilot Program Structure Section in Chapter Five of the printed 2022 *Official Publication* on pages 282-288 and archive it for historical reference in the Feed BIN, be accepted and that the AAFCO Board of Directors review the proposed deletion for future consideration by the Association membership.

Ken Bowers seconded the motion, and the committee approved.

Pursuant to the FFIMC’s recommendation pertaining to the AAFCO Model National Medicated Feed Program, Doug Lueders charged the FFIMC to review the AAFCO Model National Medicated Feed Program section beginning on page 263 of the printed 2022 *Official Publication* and make recommendations to the MBRC regarding removal of references to the VSIP section.

### **Model Regulation 8 (c) Non-Protein Nitrogen**

Richard Ten Eyck moved that Model Regulation 8 (c) on page 140 of the printed 2022 *Official Publication* be modified as follows (new language **bold and underscored**) and the AAFCO Board of Directors review the proposed modification for future consideration by the Association membership.

Non-protein nitrogen **ingredients** defined in the *Official Publication* of the Association of American Feed Control Officials, when so indicated, are acceptable ingredients in commercial feeds distributed to non-ruminant animals as a source of nutrients other than equivalent crude protein. The maximum equivalent crude protein from non-protein nitrogen sources when used in non-ruminant rations shall not exceed 1.25% of the total daily ration.



Ken Bowers seconded the motion, and the committee approved.

#### **Model Regulation 4 (d) Guarantees for Drugs**

The committee considered the following proposed revisions to Model Regulation 4(d) on page 137 of the printed 2022 *Official Publication* (new language **bold and underscored**, deleted language ~~stricken through~~):

- d) Guarantees for drugs shall be stated in terms of percent by weights, except:
- (1) ~~Antibiotics~~ **Drugs**, present at less than 2,000 grams per ton (total) of commercial feed, shall be stated in grams per ton of commercial feed.
  - (2) ~~Antibiotics~~ **Drugs**, present at 2,000 or more grams per ton (total) of commercial feed, shall be stated in grams per pound of commercial feed.
  - (3) ~~Labels for commercial feeds containing growth promotion and/or feed efficiency levels of antibiotics, which are to be fed continuously as the sole ration, are not required to make quantitative guarantees except as specifically noted in the Federal Food Additive Regulations for certain antibiotics, wherein, quantitative guarantees are required regardless of the level or purpose of the antibiotic.~~
  - (4) **(3)** The term “milligrams per pound” may be used for drugs ~~or antibiotics~~ in those cases where a dosage is given in “milligrams” in the feeding directions.

The basis provided for the proposed revisions was that the introduction of 21 CFR 558.6 – Veterinary Feed Directive Drugs and associated FDA policies no longer allow growth promotion and/or feed efficiency claims regarding drug sources.

During subsequent committee discussion it was noted that growth promotion and/or feed efficiency claims are still allowed for non-medically important antimicrobial drugs (e.g., bacitracin and ionophores). Also, it was noted that the Model Bills and Regulations Committee previously took action related to this topic in 2017, but that no further action was taken by the AAFCO Board of Directors or membership.

Given the issues raised, George Ferguson moved that a workgroup be established to further consider the topic and provide recommendations at the 2023 AAFCO Mid-year Meeting.

David Dressler seconded the motion, and the committee approved.

Committee members and advisors to serve on the workgroup are Eric Brady, Jan Campbell, Meghan Dicks, April Hunt, Dan King, and Ben Jones.

#### **Statements of Uniform Interpretation and Policy (SUIP) Biennial Review**

Due to time constraints, no action was taken on the SUIP agenda item to initiate a biennial review of the SUIPs found in Chapter 5 of the *Official Publication*. Per AAFCO policy, the review is to be completed by the 2023 AAFCO mid-year meeting. The work group will review the current document and confirm that the previously membership approved changes have been implemented, and suggest updates to the current SUIP section.

#### **Adjournment**

The committee meeting was adjourned at approximately 3 p.m. central.

On behalf of the Model Bills and Regulations Committee, I respectfully submit this report and request acceptance of the report by the AAFCO Board of Directors and the Association membership.