



AMERICAN FEED INDUSTRY ASSOCIATION

September 22, 2003

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Dockets Management Branch
(HFA-305)
Food and Drug Administration
5630 Fishers Lane, Room 1061
Rockville, MD 20852

Re: Docket No. 93P-0174 (Liquid And Free Choice Medicated
Animal Feed)

Dear Food and Drug Administration:

The American Feed Industry Association (AFIA) offers these comments on behalf of its members, many of which manufacture medicated liquid feed and will be affected by these rules.

AFIA is the national trade association for feed and pet food manufacturers, ingredient manufacturers and suppliers, equipment manufacturers and other firms which supply goods and services to the feed industry. AFIA's nearly 600 corporate members manufacture 75% of the nation's primary, commercial feed. For 33 years, AFIA has sponsored a well-recognized AFIA Liquid Feed Symposium for this industry segment. Over 200 participants attended the most recent meeting in Indianapolis, Indiana, September 8-10, 2003 and whole-heartedly endorsed these proposed rules.

The original citizen petition was filed by AFIA April 30, 1993, and as the agency noted in its *Federal Register* notice of these proposed rules, several issues delayed the publication of the proposed rule, including the addition of a proposed rule for free-choice medicated feed and the enactment of the Animal Drug Availability Act of 1996. AFIA is pleased that the agency was able to overcome the issues and publish a medicated liquid feed rule that AFIA believes is in agreement with the intent and spirit of its petition. Therefore, AFIA supports the medicated liquid feed proposed rule as written.

FDA asked for comments on whether a rule allowing a waiver (21 CFR § 558.5 (i)) of warning statements on dry medicated feed containing bacitracin, oxytetracycline and/or chlortetracycline should be deleted or not. AFIA believes this regulation should be retained for future use. Although AFIA is unaware of any firm that wishes to request this waiver on medicated feed labeling at this time, several firms believed it might be possible to submit data and a petition in the future requesting such a waiver. If the procedure outline in the proposed rule were removed, it would be more difficult to secure such a waiver.

93P-0174

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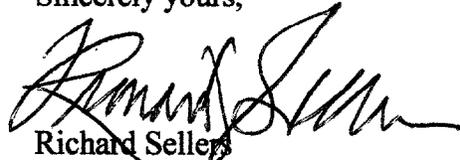
Letter to Dockets Management Branch
September 22, 2003
Page 2

Regarding free-choice medicated feed, AFIA finds the proposed rule to be identical to the approach of the medicated liquid feed proposal and supports the proposal as written.

AFIA appreciates the cooperation of FDA/CVM staff members who worked with AFIA in the early stages of petition preparation and assisted in reviewing the final amendments to the petition to make the regulation practical.

AFIA appreciates the agency's consideration of these comments.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Richard Sellers", written over a printed name.

Richard Sellers
Vice President, Feed Control and Nutrition