



NORTH DAKOTA TOBACCO PREVENTION & CONTROL ADVISORY COMMITTEE MEETING – FINAL

1:00 p.m. to 3:00 p.m., Thursday, June 18, 2015

ND Center for Tobacco Prevention and Control Policy conference room, 4023 State Street, Suite 15, Bismarck, North Dakota

PARTICIPANTS:

Advisory Committee members present: Mr. Jay Taylor – Chair, Dr. Beth Hughes (by phone), Dr. Eric Johnson (by phone), Ms. Clara Sue Price (by phone), Ms. Becky Anderson, Ms. Sarah Leingang, Mr. George Keiser, Dr. John Warford, and Ms. Hannah Rexine.

Advisory Committee members absent: none

BreatheND Center staff present: Ms. Jeanne Prom, Executive Director; Ms. Barbara Andrist, Statewide Programs Manager.

Guests: None.

Public: None.

AGENDA ITEMS	DISCUSSION	OUTCOME/ACTION
Call to order and introduction of new members – Chair Mr. Jay Taylor Roll call and determination of a quorum – Ms. Jeanne Prom	Chair Mr. Jay Taylor reminded the group and guests present that Advisory Committee meetings, like church, is a time to limit cell phone use to emergencies only; otherwise cell phones should be turned off, or silenced and not used.	Chair Mr. Jay Taylor called the meeting to order at 1:08 p.m. Ms. Jeanne Prom, executive director, recorded the roll and determined that a quorum was present. Introductions were conducted just prior to Mr. Taylor calling the meeting to order.
Adoption of agenda		Dr. Eric Johnson moved to approve the agenda as distributed. Ms. Clara Sue Price seconded. Motion carried.
Approval of minutes – March 23, 2015		Dr. John Warford moved to approve the minutes as distributed. Dr. Hughes seconded. Motion carried.
Recess		Mr. Taylor recessed the meeting at 1:15 p.m. for a group picture. Mr. Taylor reconvened the meeting at 1:30 p.m.

ND TPC ADVISORY COMMITTEE MEETING MINUTES – FINAL

Thursday, June 18, 2015

UNFINISHED BUSINESS		
Advisory Committee terms expiring June 30, 2015 -- Mr. Taylor	The Advisory Committee discussed outreach to various groups, including tribal members and tribal chairs, in order to secure diverse representation on a strong committee. Center staff has connected with various tribal members about interest in the Advisory Committee each of the last several years.	The N.D. Public Health Association Tobacco Section submitted the following names to the Governor for reappointment or appointment to the Advisory Committee: Mr. Taylor and Ms. Becky Anderson (both would be reappointments), and Ms. Penny Hamilton and Ms. Pam Crawford.
Evaluation of the effectiveness of the State Plan – Mr. Taylor		Mr. Taylor reported that the Executive Committee met on March 25, 2015 and accepted the Advisory Committee’s Evaluation of the Effectiveness of the State Plan. The State Plan and Work Plan were updated with revised dates and the most current data, recommendations from RTI International (the independent evaluator) and the Advisory Committee (updated dates and federal tax efforts incorporated into the other tax efforts in Goal 1), and new rationale from the 2014 CDC Best Practices. The updated plans are posted on the website.
NEW BUSINESS		
FY2016 and FY 2017 Advisory and Executive Committee compensation – Ms. Prom	Ms. Prom reviewed the following: One of the statutory duties of the Advisory Committee is to set the compensation for the Advisory Committee and the Executive Committee, but compensation cannot exceed the daily compensation rate of the legislature. The Advisory Committee policy is to set compensation at the daily rate of the legislature. This information is provided to all board members at their Advisory Committee orientation.	Ms. Prom reported that in the final approved version of 2015 House Bill 1001, the legislature set their daily compensation rate at \$172 for FY2016 and at \$177 for FY2017, a 3% annual increase.
Quarterly budget reports – January through March 2015 – Ms. Prom	Ms. Prom explained the reports.	

ND TPC ADVISORY COMMITTEE MEETING MINUTES – FINAL

Thursday, June 18, 2015

<p>State Plan Year 6 Quarter 3 Progress Report – Ms. Barbara Andrist</p>	<p>Ms. Barbara Andrist provided an update on progress. Dr. Johnson noted that some cities have stronger electronic cigarette regulations than the state law. Mr. Keiser asked if the Center has data on retailer compliance. Ms. Andrist reported the following conduct compliance checks: cities with ordinances, the federal Food and Drug Administration to enforce FDA regulations, and the N.D. Department of Human Services conducts checks for information only as required by a federal substance abuse grant. In response to a question about cessation reach from Dr. Hughes, Ms. Andrist reported that North Dakota is not close to reaching its state goal, and that the percentage using NDQuits has decreased over the past year. Dr. Johnson reported long-term quit rates are still very good and that states like New York have experienced lower quit rates as overall use has decreased. Dr. Johnson noted that the detailed progress reports were excellent.</p>	
<p>Legislative Update – Ms. Prom</p>	<p>Ms. Prom reported on the status the legislative bills, including the agency budget (HB 1024), Department of Health budget (HB 1004), tax bills that failed (SB 2322, HB 1421), tax housekeeping bill (HB 1133), and three e-cigarette bills (HB 1265, HB 1078 and HB 1186).</p> <p>Nevada raised their tobacco tax from 80 cents to \$1.80/pack and Kansas raised their tax from 79 cents to \$1.29/pack, increasing the national average from \$1.54 to \$1.56/pack. The</p>	<p>The agency’s 2015-17 budget is \$16,548,039, an increase of \$732,211 from the 2013-15 biennium. This includes a \$500,000 grant to the Department of Health. Combined with the tobacco prevention funding appropriated to the Department of Health, the North Dakota program is funded at the CDC Best Practice level, even when adjusting for population and inflation.</p> <p>The agency is required to report to an interim committee on the use of the \$500,000 grant to the Department of Health. This report must be provided by September 1, 2016. Staff will monitor</p>

ND TPC ADVISORY COMMITTEE MEETING MINUTES – FINAL

Thursday, June 18, 2015

	<p>committee discussed how Hawaii raised the minimum age of purchase from 18 to 21.</p> <p>The committee discussed the Master Settlement Agreement and the Tobacco Prevention and Control Trust Fund. At the June 16, 2015 Budget Section meeting, legislators asked questions about the \$81 million deposited into the fund thus far. Mr. Keiser noted that the state budget outlook changed significantly from December 2014 to January 2015, due to the reduction in the price of oil. If the oil price does not recover over the next year, the 2017 legislature will be very interested in this agency’s trust fund to meet its needs. It is imperative the committee and agency staff are able to demonstrate program successes, because Mr. Keiser said the legislators are more familiar with the negative comments about the agency (i.e., an initiated measure, directed funding to tobacco control). House members believe there will be an initiated measure to raise the tobacco tax.</p> <p>Dr. Johnson reminded the committee the MSA legal argument was not about people who got sick from tobacco use, but was about the tobacco industry targeting underage youth and otherwise suppressing information on the health impact of tobacco. Ms. Clara Sue Price and Mr. Keiser recalled that the legislative mindset after the MSA funds were available post-1998 was that funds were “payback” for tobacco-related costs such as Medicaid expenditures, and that the state budget did not</p>	<p>several interim committees who may be discussing topics related to State Plan goals.</p> <p>Health Communications Manager Ms. Donna Thronson has planned a public education strategy on the new electronic cigarette regulations passed in HB1186.</p> <p>Ms. Andrist issued a grant to N.D. State University to test nicotine content of liquid nicotine.</p> <p>The Center sponsored a presentation by Public Health Law Center on the new electronic cigarette law at the 2015 Dakota Conference on Rural and Public Health.</p>
--	--	--

ND TPC ADVISORY COMMITTEE MEETING MINUTES – FINAL

Thursday, June 18, 2015

	<p>carry forward surpluses at that time. Ms. Prom noted that just 20% of the total MSA deposits the state receives are invested in tobacco prevention.</p> <p>The committee discussed the healthcare provider survey currently being conducted by RTI International.</p>	
Quarterly Budget Reports– July through September 2014 and October through December 2014 – Ms. Prom	Ms. Prom explained the report.	The committee received the report and had no questions.
OTHER BUSINESS		
2015 meeting schedule		Next meetings: 1-3 p.m. on Thursdays October 15 and December 10, 2015.
Remuneration		Remuneration forms are available on the Advisory Committee area of the website. Each committee member should print, complete and sign their form prior to returning it via fax, email, mail or in person.
Adjourn		Chair Mr. Taylor adjourned the meeting at 3:12 p.m.