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**NORTH DAKOTA TOBACCO PREVENTION & CONTROL ADVISORY COMMITTEE MEETING – FINAL MINUTES**

1:00 p.m. to 3:00 p.m., Thursday, May 15, 2014

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, Ms. Jane Croeker (by phone), Dr. Eric Johnson, Ms. Clara Sue Price, Ms. Hannah Rexine.

**Advisory Committee members absent:** Ms. Renae Byre, Dr. Beth Hughes, Ms. Jayne Vetter.

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

**Guests:** Raise It For Heath North Dakota co-leads Ms. Deb Knuth -- American Cancer Society Cancer Action Network and Ms. Erin Hill-Oban -- Tobacco Free North Dakota.

**Public:** Krista Fremming – N.D. Department of Health.

<u>AGENDA ITEMS</u>	<u>DISCUSSION</u>	<u>OUTCOME/ACTION</u>
<b>Call to order, roll call and determination of a quorum</b>	Chair Mr. Jay Taylor reminded the group this is a statutory meeting that operates like a legislative committee meeting, and that people should refrain from using phones during the meeting. Those asked to address the committee should use the new lectern.	Chair Mr. Jay Taylor called the meeting to order at 1:15 p.m. Executive Director Ms. Jeanne Prom recorded the roll. A quorum was established.
<b>Adoption of agenda</b>		Ms. Clara Sue Price moved to approve the agenda as distributed. Dr. Eric Johnson seconded. Motion carried.
<b>Approval of minutes – February 13, 2014</b>		Dr. Johnson moved to approve the minutes as distributed. Ms. Hannah Rexine seconded. Motion carried.
<b>Unfinished business</b>		

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Group picture		The group picture was taken before the meeting convened.
<b>New business</b>		
Advisory Committee and Executive Committee terms	Ms. Prom reported that the individuals in the following three positions have terms expiring June 30, 2014: Ms. Jane Croeker (at-large position), Ms. Holly Scott (position appointed from names submitted by N.D. Public Health Association) and Ms. Jayne Vetter (position appointed by names submitted by N.D. Nurses Association).	Ms. Prom, Ms. Croeker and Ms. Scott have contacted the Governor's office on two of the positions. Ms. Scott vacated her position in March and the Governor's office determined it would wait and fill it after the end of the term on June 30. Ms. Croeker is not seeking another term in the at-large position. Ms. Prom will contact Ms. Jayne Vetter about her intentions in seeking another term.
State Plan Year 5 Quarter 3 Progress Report (including BreatheND Center updates) -- Ms. Barbara Andrist, and Raise It For Health North Dakota resolution – RIFH ND core committee	Ms. Barbara Andrist reported on quarter (Q) 3 progress. <u>Goal (G) 1-- prevent initiation, Objective (Obj) 1 -- increasing the tobacco excise tax</u> -- For additional information on this objective, Chair Mr. Taylor invited Ms. Deb Knuth and Ms. Erin Hill-Oban, co-leaders of the State Plan objective on increasing the tax, to explain the Raise It For Health North Dakota (RIFHND) project. RIFHND is securing support from organizations and individuals through resolutions and statements of support for raising the tax by \$1.56/pack to \$2/pack through legislative action in 2015. The core team includes American Cancer Society Cancer Action Network, Tobacco Free North Dakota and American Lung Association in North Dakota. The core team sent out letters,	Ms. Rexine moved that the North Dakota Tobacco Prevention and Control Advisory Committee sign the resolution of support and join the Raise It For Health North Dakota coalition to promote increasing the state tobacco tax by \$1.56/pack through legislative action in 2015. Ms. Price seconded. Discussion: Supporting organizations commit to being listed on materials as a supporter, and means the organization actively will support the project (educate their members, the public and policy makers about the health benefits of a tobacco tax increase, provide financial support if possible). Ms. Price asked if the interim legislative taxation committee was aware of the tobacco tax increase

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	<p>resolutions and member agreements to sign, and fact sheets, and have met with several organizations. Thus far, 27 organizations have signed resolutions.</p> <p>Ms. Knuth said support for raising the tobacco tax is strictly about the health benefits of high tobacco prices, not about raising revenue. Current tobacco tax revenue is deposited in the general fund, except a small portion of the cigarette tax is distributed to cities. Ms. Knuth and Ms. Hill-Oban said legislators want to see tobacco use reduced. ACSCAN, TFND, and ALA have reached out to the American Indian community at United Tribes Technical College and have responded to other groups about issues that the tax is regressive. Mr. Taylor and Dr. Johnson pointed out the importance of the tax impact on youth smoking, and the adult “choice” and regressive tax myths. Ms. Price asked about reservations and tax, and Ms. Knuth reported that it seems reservations are talking about tax on their lands more than before, and that a tax differential on and off reservations already exists. Ms. Andrist reminded the committee that Standing Rock tribe has taxed tobacco since 1993, but other reservations do not. Ms. Andrist conducted research on taxation on reservations in surrounding states and found a wide range of tax policy.</p>	<p>information. Ms. Prom said that the committee could send them information, as they did to legislative leaders and the two legislative taxation committees before the 2014 session. Ms. Prom discussed the tax with the Governor’s staff. The Governor is not supportive of tax increases in general. Advisory Committee members can also join as individuals. Individuals interested in writing letters to the editor now should contact RIFHND coalition contacts. Motion carried. Dr. Johnson abstained, citing that he as Tobacco Free North Dakota president signed the letter inviting organizations to join RIFHND.</p>
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	<p><u>G1 Obj 2 – tobacco-free K-12 schools</u> – Ms. Andrist noted that local public health units (LPHUs) reported 134 schools with comprehensive policies in Q2. (Q3 data not yet available.)</p> <p><u>G1 Obj 4 – point-of-sale</u> – 6 cities (Fargo, Bismarck, Mandan, Wahpeton, Hankinson, and West Fargo) passed e-cigarette (e-cig) ordinances. All prohibited sales to minors, 5 limited point-of-sale, and 2 require licenses. Dr. Johnson reported that Grand Forks City Council will vote on a city ordinance next Monday that will limit e-cig sales to minors, limit point-of-sale and require licensure. Ms. Price suggested Ms. Andrist scan and send select e-cig news articles to legislators to educate and to remind legislators that the Center and LPHUs are resources on tobacco control and this topic. Ms. Price can proof emails.</p> <p>The committee discussed possibilities of a state e-cig bill in 2015. Ms. Andrist reported that a supportive legislator is working on a bill draft to limit sales to minors.</p> <p><u>Goal 2 – eliminate secondhand smoke exposure, Obj 1 – uphold state smoke-free law</u> -- Wahpeton and Hankinson city commissions adopted the state smoke-free law into city code.</p> <p><u>Goal 2 Obj 3 – indoor air exempted from smoke-free state law</u> –Model lease addenda</p>	
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	<p>and tobacco-free daycare policies completed. Bismarck Burleigh Public Health exhibited at N.D. Housing Conference, Bismarck, and N.D. Apartment Association meeting, Minot. The committee discussed the N.D. Apartment Association website.</p> <p><u>Goal 2 Obj 4 – outdoor air</u> -- LPHUs report 7 tobacco-free grounds policies. Dr. Johnson reported that Grand Forks conducted a public opinion survey on tobacco-free parks and results were presented to the park board this week.</p> <p><u>Goal 3 – promote quitting, Obj 3 –</u> On May 13 at the state Department of Human Services behavioral health conference, American Lung Association sponsored Dr. Jill Williams' presentation on incorporating into internal organizational policy the treatment of tobacco dependence as part of mental health and other substance abuse treatment. Seventy percent of mental health and substance abuse treatment facilities have responded to the Center survey of their tobacco use policies and cessation practices. Dr. Johnson commented on the challenges of treating tobacco dependence with nicotine replacement with a schizophrenic diagnosis.</p> <p><u>Goal 4 – administrative structure, Obj 1 – state infrastructure</u> – Ms. Prom distributed 2014 Centers for Disease Control Best Practices (CDC BPs) for Comprehensive Tobacco</p>	
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	<p>Control Programs and 2014 Surgeon General's Report Executive Summaries to committee members. The Center hired 2 permanent staff. These positions previously had been temporary positions.</p> <p><u>Goal 4 Obj 2 – local infrastructure</u> – The committee received the FY 2015 Local Grant Spending Plan (Summary) approved by the Executive Committee. Two LPHUs received mini grants.</p> <p><u>Goal 4 Obj 3 – health communications</u> -- The committee received the FY 2015 Tobacco Prevention Public Relations and Public Education Strategy (updated April 4, 2014) and the Health Communications Update from the April 30, 2014 sites' training, which includes the FY 2014 media schedule. Secondhand smoke in multiunit housing ads are airing March through the end of May 2014. The Executive Committee has approved the public relations and media plans. To promote compliance with the state smoke-free law, the Health Communications Team is developing a public education program of radio and print ads and direct mail to begin in Q4.</p>	
<p>Quarterly budget report – Q3 – January through March 2014 – Ms. Jeanne Prom</p>	<p>Ms. Prom presented the report. The Executive Committee previously had approved the quarterly expenditures.</p>	<p>The committee received the report and had no questions.</p>
<p>Interim study of the comprehensive program</p>	<p>Ms. Prom reported that the study was not on the interim Health Services Committee agenda</p>	<p>Dr. Johnson moved that the Advisory Committee members listen to the</p>

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	<p>for their April meeting, but the study will be on the agenda for the legislative committee's next meetings, which have not been scheduled. All committee meetings are recorded and recordings are available online, as well as committee minutes and written testimony.</p>	<p>recordings of the hearings on the interim study from the interim Health Services Committee meetings in July and October 2013 and January 2014 and that work will be remunerated. Ms. Rexine seconded. Discussion: Advisory Committee members should attend these hearings in person when possible. Ms. Prom will send links to the recordings and materials. Motion carried.</p>
<p><b>Other business</b></p>		
<p>2014 Surgeon General's Report executive summary and CDC Best Practices for Comprehensive Tobacco Control Programs 2014</p>	<p>Dr. Johnson explained the Executive Committee discussions on CDC BPes, and definitions of "promising" or "innovative" practices. "Promising" and "innovative" practices should not be pursued at the expense or weakening of BPes, but can build on BPes by making BPes stronger. An example of this was adding e-cigarettes to the state smoke-free law. We must make policy and programming decisions based on the best available science. The group discussed e-cigarettes. E-cigs are drug delivery devices that deliver the highly addictive drug nicotine. Much is known about nicotine, but it is not known if e-cigs are a safe way to deliver nicotine and if they are effective in reducing tobacco use. However, University of California San Francisco has published a history of this research and findings thus far. Dr. Johnson</p>	<p>Advisory Committee members present received these materials. Absent members will pick up or receive mailed copies. Ms. Andrist reported that she will reconvene the state plan work group to review the plan in the context of the new CDC Best Practices. Ms. Prom will send the committee links to the e-cig studies.</p>

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	<p>noted that approval for drugs require drug companies to fund research, and then apply to FDA for approval. FDA conducts a risk-benefit analysis of the drug before approving or not approving. E-cig companies have not pursued the required FDA approval route; instead they are going to state legislatures and asking that state taxes fund e-cig studies or that legislatures otherwise endorse unproven claims about e-cigs. Not funding their own research and asking non-scientific bodies to approve a drug are two ways e-cigarette companies are trying to gain acceptance of the devices without adequate scientific review.</p>	
Next meeting reminder		<p>The next regularly scheduled Advisory Committee meeting is 1-3 p.m., Thursday, August 14, 2014 at the Center.</p>
<b>Remuneration</b>		<p>Remuneration forms are available on the Advisory Committee area of the website. Each committee member should print and complete their form prior to returning it via fax, email, mail or in person.</p>
<b>Adjourn</b>		<p>Chair Mr. Taylor adjourned the meeting at 2:52 p.m.</p>