

# **Tobacco and Alcohol Coalition Meeting**

Virtual Format/Microsoft Teams

May 12, 2022

3:00 pm to 4:00 pm

## **MINUTES:**

Members present: Todd Crum (FCHD-BHS), Brian Donovan (TPD), Chris Gregory (FCHD-BHS), Hillary Gross (FCHD-BHS), Clifton Jackson (LWYW), Patrick Koogle (Frederick Keys), Danielle Lane (FCHD-WIC), Diane McIntyre (FCHD-School Health), PJ Miller (FCHD-BHS), Morgan Jones-Axtell (LRC), Julinda Massey (MDH), Jessica Dayal (FCHD-CHS), Amy McGreevy (FCHD-BHS), Thurmond Maynard (Hood College), Elly Sedita (AACF) and Nate Smith (FCHD-BHS).

### **1. Approval of Minutes**

- a. The minutes from the March 3, 2022 meeting were approved.

### **2. Maryland Tobacco and Alcohol Legislation Session 2022 Update** (Presented by Morgan Jones-Axtell, JD - Legal Resource Center for Public Health Policy)

- a. Tobacco Bills

HB28/SB62: Authorizes pharmacists to prescribe and dispense nicotine replacement therapy

- Expands the scope of practice for a licensed pharmacist to include prescribing and dispensing nicotine replacement therapy medications approved by the FDA as an aid for the cessation of the use of tobacco products.

Passed and effective 10/1/2022.

HB477/SB99: Local law authorization

- Authorizes counties and municipalities to enact and enforce local laws that are at least as stringent as state laws that regulate the sale and distribution of cigarettes, other tobacco products, and electronic smoking devices.
- Withdrawn by sponsor.

HB442/SB249: Local Tobacco Products Authority

- Authorizes Baltimore City to enact and enforce local laws that are at least as stringent as state laws that regulate the sale and distribution of cigarettes, other tobacco products, and electronic smoking devices.

Unfavorable report by Economic Matters and Withdrawn by Sponsor.

HB1227: Regulation of Tobacco Products- Synthetic Nicotine

- Specifies that a "tobacco product" includes products that are made of, derived from, or contain nicotine from any source, including synthetic nicotine.
- Withdrawn by sponsor.

HB1295: Multifamily Dwellings- Smoking Policies

- Requires landlords to develop a policy outlining where residents may/may not smoke, procedures to report violations of the policy, and penalties for violation.
- The bill passed in the House but did not progress in the Senate.

SB990: Electronic smoking devices prohibitions and requirements

- Requires Electronic Smoking Device(ESD) retailers to limit public access to ESDs; requires ESD retailers to limit the number of ESD products bought in a single

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transaction; prohibits advertising of ESDs within 1,000 feet of a school or public park; prohibits marketing to anyone under the age of 21; prohibits marketing in publications where 15% or more readership is under 21 years of age; requires manufacturers to attest that they have proper approval from the FDA; and imposes varying penalties for different offenses.

Withdrawn by sponsor.

b. Statewide Alcohol Bills

HB506/SB603: Constitutional amendment, allowing grocery stores to obtain beer and wine licenses

- Proposes an amendment to the Constitution of Maryland to establish that, on or after July 1, 2024, a retail grocery establishment in the State may obtain a license to sell beer and wine to individuals who are at least 21 years old.
- The amendment requires a vote by qualified voters of the State at the next general election to be held in November 2022.
- Withdrawn by sponsor.

HB858: Alcoholic Beverages - Class A Licenses - Retail Grocery Establishments

- Allows a local licensing board to issue a Class A beer or beer and wine licenses to a grocery store.
- Unfavorable Report by Economic Matters.

c. Alcohol and Tobacco Commission

HB1253: ATC Executive Director Authority

- Authorizes the Executive Director of the Alcohol and Tobacco Commission (ATC) to enter into memoranda of understanding (MOUs) and cooperative agreements with federal, state, and local governmental units in carrying out alcohol and tobacco laws of the state. Clarifies and corrects changes, which establishes ATC, by specifying that the Executive Director of ATC has appropriate authorities related to the regulation of alcohol and tobacco and correcting statutory references related to the regulation of alcohol and tobacco.
- Amendment: clarify that the section applies to (1) a premise license that sells alcoholic beverages to a customer from a bar or service bar on the premise; (2) a premised license to sell alcoholic beverage for off-premise consumption, (3) and unlicensed establishment in a jurisdiction that requires a worker, a supervisor, or an owner of an unlicensed establishment to receive alcoholic awareness training."
- Passed and awaiting the Governor's signature. The bill will become effective 6/1/2022.

d. For additional information regarding these bills:

- Visit the google drive link for information on various public health bills: [2022 Legislative Tracker](#)
- The tracker is accessible 24/7/365, and the law students update daily.

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- Email generic questions regarding bills to [publichealth@law.umaryland.edu](mailto:publichealth@law.umaryland.edu)
- Visit the [Maryland General Assembly website](#) for additional details.

## **2. Round Robin/Updates from Coalition Members**

- a. Update from Elly Sedita (AACF)
  - AACF has facilitated 6 tobacco use prevention presentations to approximately 110 ninth grade students at TJ High School.
  - Four additional presentations will be held with ninth grade students at Frederick High School during the week of May 16, 2022. It is estimated that 100 students will be present.
- b. Update from Ofc Brian Donovan (Thurmont Police Department)
  - Tobacco compliance checks will be conducted with tobacco merchants within the town limits of Thurmont this evening.
  - Alcohol compliance checks will be completed by the end of May.
- c. Update from Chris Gregory (Frederick County Health Department – Tobacco Sales Enforcement)
  - Approximately 163 businesses have been checked. 127 merchants have passed; 34 have failed; 25 were unable to be checked; and 45 businesses remain to be checked before June 30.
- d. Update from Thurmond Maynard (Hood College)
  - Hood College students had reported that smoking was happening in the residence halls. A walk-through inspection confirmed the allegation.
  - Materials were confiscated and sanctions are forthcoming.
  - It was reported that the students were not aware that vape pens were included in the Hood College smoke-free policy.
  - The FCHD and Hood College will work together to strengthen the messaging of Hood College's smoke-free policy.
  - MDH and the LRC may have resources to support the smoke-free policy at Hood College.

## **3. Prevention Program Updates**

Tobacco

- a. Tobacco Cessation Program Update
  - FCHD Cessation Program continues to offer services by in-person, by phone or/and virtual groups.
  - Currently working with 69 clients with 168 individual touches. 173 pieces of NRT have been distributed.

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b. Tobacco Enforcement Update

- Approximately 163 businesses have been checked. 127 merchants have passed; 34 have failed; 25 were unable to be checked; and 45 businesses remain to be checked before June 30.

c. ASPIRE Update

- ASPIRE is a self-paced, online tobacco education program developed and provided by the University of Texas – MD Anderson Cancer Center. The program is being used as an educational tool with students who violate the FCPS tobacco policy.
- To date, 90 students have enrolled since September. 32 students have completed course.

d. FY23 CRF/Synar grants

- MDH is working on finalizing the FY23 CRF, Synar and newly funded Chronic Disease Prevention grants for locals to complete and submit. More information will be available soon.

## Substance Abuse Block Grant (SABG)

a. Alcohol Compliance Check Update

- Maryland State Police is currently working on a schedule to conduct alcohol compliance checks before June 30.
- The TPD will be conducting alcohol merchant compliance checks before the end of May.

b. Kids Like Us (KLU) Update

- The Kids Like Us Program for 4<sup>th</sup> - 12<sup>th</sup> grades in the schools continue in-person groups.
- Staff will be hosting 6 weeks of summer day camps beginning in June. They are expecting to serve 100 KLU participants.

## **5. Upcoming Events/Announcements**

- YMCA Healthy Kids Day (Saturday, May 14)
- FCSO Open House (Thursday, June 2)
- Knock Tobacco Out of the Park at Frederick Keys Game (Sunday, June 5)
- Juneteenth Celebration (Saturday, June 18)
- Frederick Pride (Saturday, June 25)

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- Jessica Dayal shared the SafeKids Program is offering bicycle helmet distribution and car safety seat checks in the community between June and September. For more information, contact Jessica at [JDayal@FrederickCountyMD.gov](mailto:JDayal@FrederickCountyMD.gov)
- Patrick Koogle with the Frederick Keys stated that gates will open at 12 noon on Sunday, June 5 for the Knock Tobacco Out of The Park at Nymeo Field at Harry Grove Stadium. Game will start at 1 p.m. Vendors are asked to arrive no later than 11:30 a.m. in order to set up and ready for the fans when the gates open at noon.

### **Next Coalition Meeting:**

*Thursday, September 1 at 3:00 pm (Meeting through Microsoft Teams)*