

**MINUTES  
of the  
SECOND MEETING  
of the  
TOBACCO SETTLEMENT REVENUE OVERSIGHT COMMITTEE**

**August 15-16, 2022  
University of New Mexico Comprehensive Cancer Center  
1201 Camino de Salud NE  
Albuquerque**

The second meeting of the Tobacco Settlement Revenue Oversight Committee was called to order by Senator Martin Hickey, co-chair, on August 15, 2022 at 9:11 a.m. at the University of New Mexico Comprehensive Cancer Center in Albuquerque.

**Present**

Rep. Joanne J. Ferrary, Co-Chair  
Sen. Martin Hickey, Co-Chair  
Sen. Linda M. Lopez  
Rep. Elizabeth "Liz" Thomson

**Absent**

Sen. Gregg Schmedes  
Rep. Luis M. Terrazas

**Advisory Members**

Rep. Gail Chasey  
Sen. Shannon D. Pinto

**Staff**

Sabina Gaynor, Staff Attorney, Legislative Council Service (LCS)  
Sean Dolan, Staff Attorney, LCS

**Guests**

The guest list is in the meeting file.

**Handouts**

Handouts and other written testimony are in the meeting file and are posted on the legislature's website.

**References to Webcast**

The time reference noted next to each agenda item in this document is cross-referenced to the webcast of the committee meeting, which can be found at [www.nmlegis.gov](http://www.nmlegis.gov), under the "Webcast" tab. The presentations made and committee discussions for agenda items can be found on the recorded webcast for this meeting.

## **Monday, August 15**

### **Human Services Department: Update on Nicotine Product Cessation and Prevention Efforts (9:19 a.m.)**

Kathy Leyba, bureau chief, Quality Bureau, Medical Assistance Division, Human Services Department, presented information regarding Medicaid appropriation, cancer programs, and cessation services in New Mexico. The presentation may be found here:

<https://www.nmlegis.gov/handouts/TSROC%20081522%20Item%201%20HSD%20TSROC%20Presentation%202022%20Final%20%2008.10.22.pdf>.

### **Nicotine Use, Mental Illness and Addiction (11:02 a.m.)**

Douglas Ziedonis, M.D., executive vice president, University of New Mexico (UNM) Health Sciences Center, and chief executive officer, UNM Health System, presented information regarding tobacco and nicotine use with regards to mental illness and addiction, high rates of health impacts, clinical treatments and public health preventative measures. The presentation may be found here:

<https://www.nmlegis.gov/handouts/TSROC%20081522%20Item%202%20Tobacco,%20Addiction%20and%20Mental%20Health.pdf>.

### **History of Tobacco Settlement Permanent Fund and Tobacco Settlement Program Fund Expenditures (1:29 p.m.)**

Ruby Ann Esquibel, principal fiscal analyst, Legislative Finance Committee, provided a comprehensive history of the settlement fund, how it has historically been funded, where the funds have gone and possible changes. The presentation materials may be found here:

<https://www.nmlegis.gov/Committee/Handouts?CommitteeCode=TSROC&Date=8/15/2022&ItemNumber=3>.

### **Recess**

The meeting recessed at 2:41 p.m.

## **Tuesday, August 16**

### **Tobacco Licensing Updates (9:11 a.m.)**

Andrew Vallejos, director, Alcoholic Beverage Control Division, Regulation and Licensing Department, provided an update on licensing and regulation regarding tobacco and nicotine products, including an update on the increased tobacco tax.

### **Department of Health (DOH): Update on Nicotine Product Cessation and Prevention Efforts (10:46 a.m.)**

Esther Hoang, program manager, Nicotine Use Prevention and Control Program, Public Health Division, DOH; Jeff Lara, interim director, Public Health Division, DOH; Britt Levine,

deputy director of programs, Public Health Division, DOH; and Timothy Lopez, bureau chief, Population and Community Health Bureau, Public Health Division, DOH, provided an update on the DOH's cessation and prevention efforts, including efforts utilized by DOH partners and funding recipients and the health effects of smoking on the general public. The presentation can be found here:

<https://www.nmlegis.gov/handouts/TSROC%20081522%20Item%205%20NUPAC%20TSROC%20Pres%20-%20Updated%2008.15.22.pdf>.

**Creating a Healthier Future for New Mexico Youth (12:45 p.m.)**

Linda Siegle, lobbyist, Cancer Action Network, American Cancer Society, and Mahesh Sita, director, Government Relations, American Heart Association, provided information regarding tobacco's impact in New Mexico, effective cessation programs, budget impacts and other nicotine products. The presentation can be found here:

<https://www.nmlegis.gov/handouts/TSROC%20081522%20Item%206%20Healthier%20Future%20for%20New%20Mexico%20Youth.pdf>.

**EXECUTIVE SESSION (Closed Meeting): Update on Master Settlement Agreement Litigation (2:16 p.m.)**

**Adjournment**

Following the executive session, there being no further business before the committee, the meeting adjourned at 3:24 p.m.