

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

**September 21, 2022
Stan Fulton Center
Arrowhead Drive
New Mexico State University
Las Cruces**

The third meeting of the Tobacco Settlement Revenue Oversight Committee was called to order by Representative Joanne J. Ferrary, co-chair, on September 22, 2022 at 9:30 a.m. at the Stan Fulton Center at New Mexico State University in Las Cruces.

Present

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

Absent

Sen. Martin Hickey, Co-Chair
Sen. Gregg Schmedes

Advisory Members

Rep. Gail Chasey

Sen. Shannon D. Pinto

Guest Legislator

Sen. William P. Soules

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, under the "Webcast" tab. The presentations made and committee discussions for agenda items can be found on the recorded webcast for this meeting.

Wednesday, September 21

Casino and Racing Efforts to End Indoor Smoking (9:50 a.m.)

Fred Heinrich, general counsel and compliance officer, Sunland Park Racetrack and Casino, provided information regarding the efforts by Sunland Park Racetrack and Casino to provide separate areas for smokers and nonsmokers, the differences between tribal and nontribal gaming and future plans regarding smoking indoors at Sunland Park Racetrack and Casino.

Issues Related to Preemption (10:20 a.m.)

Mahesh Sita, director, Government Relations, American Heart Association, and Linda Siegle, lobbyist, Cancer Action Network, American Cancer Society, provided information regarding the state's role with preemption, including pros and cons. The presentation can be found here:

<https://www.nmlegis.gov/handouts/TSROC%20092122%20Item%202%20Tobacco%20Preemption.pdf>.

Public Comment (12:30 p.m.)

A list of individuals making public comment is available in the meeting file.

Current and Future Agency Settlement Funding Distribution (1:28 p.m.)

Kari Armijo, deputy secretary, Human Services Department; Esther Hoang, program manager, Nicotine Use Prevention and Control Program (NUPAC), Public Health Division, Department of Health (DOH); and Jeff Lara, interim director, Public Health Division, DOH, provided information regarding the NUPAC and the distribution of treatment and cessation money and followed up on questions remaining from the August 15-16, 2022 meeting. The presentation materials can be found here:

<https://www.nmlegis.gov/Committee/Handouts?CommitteeCode=TSROC&Date=9/21/2022&ItemNumber=3>.

Evolverment Youth Advocates (2:27 p.m.)

Carlye Hausbeck, M.S.W., program supervisor, Rescue Social Change Group, provided an update on Evolverment's work, including areas of focus for youth outreach, issues with flavored tobacco products and ways to counter tobacco-related advertisements directed at youth.

Adjournment

There being no further business before the committee, the meeting adjourned at 3:18 p.m.