



NEW MEXICO LEGISLATURE

**TOBACCO SETTLEMENT
REVENUE OVERSIGHT
COMMITTEE**

2023 INTERIM FINAL REPORT

LEGISLATIVE COUNCIL SERVICE
411 STATE CAPITOL
SANTA FE, NEW MEXICO 87501
(505) 986-4600
WWW.NMLEGIS.GOV

TABLE OF CONTENTS

INTERIM SUMMARY

WORK PLAN AND MEETING SCHEDULE

AGENDAS AND MINUTES

INTERIM SUMMARY

Tobacco Settlement Revenue Oversight Committee 2023 Interim Summary

New Mexico receives approximately \$30 million to \$40 million annually in tobacco settlement revenue. Pursuant to Section 6-4-9 NMSA 1978, tobacco settlement revenue is distributed to the Tobacco Settlement Permanent Fund (TS Permanent Fund). A distribution of one-half of the annual revenue is made to the Tobacco Settlement Program Fund (TS Program Fund), and one-half remains in the TS Permanent Fund, which serves as a reserve fund. Annual settlement payments may be subject to challenge through arbitration by participating tobacco manufacturers.

Section 6-4-10 NMSA 1978 requires that money in the TS Program Fund be expended for health and education purposes. Pursuant to Section 2-19-1 NMSA 1978, the Tobacco Settlement Revenue Oversight Committee (TSROC) is required to monitor the use of tobacco settlement revenue, review evaluations of programs receiving funding from tobacco settlement revenue, prepare recommendations of program funding levels for the next fiscal year and make recommendations as necessary for changes in legislation regarding the use of the tobacco settlement revenue.

Throughout the 2023 interim, the committee heard from many recipients of money from the TS Program Fund, including the Department of Health, the Health Care Authority Department and the University of New Mexico Health Sciences Center. Representatives from these agencies shared how the funds they receive are used, the challenges they face and the opportunities for New Mexico to do better with tobacco prevention and cessation.

Another group that was a major focus of the committee this interim was New Mexico's youth. The committee heard from several youth-based and youth-oriented organizations that are working hard to prevent smoking, vaping and other tobacco use among youth throughout the state.

Additionally, the committee heard from both opponents and proponents of smoking bans in casinos and racinos, members of different tobacco enforcement agencies and community organizations focusing on tobacco prevention and cessation for specific demographics.

The committee did not consider any legislation for endorsement this interim.

WORK PLAN AND MEETING SCHEDULE

2023 APPROVED
WORK PLAN AND MEETING SCHEDULE
for the
TOBACCO SETTLEMENT REVENUE OVERSIGHT COMMITTEE

Members

Rep. Joanne J. Ferrary, Chair
Sen. Martin Hickey, Vice Chair
Sen. Linda M. Lopez

Sen. Gregg Schmedes
Rep. Elizabeth "Liz" Thomson
Rep. James G. Townsend

Advisory Members

Rep. Gail Chasey
Sen. Shannon D. Pinto

Rep. Luis M. Terrazas

Work Plan

The Tobacco Settlement Revenue Oversight Committee (TSROC) was established pursuant to Section 2-19-1 NMSA 1978. The TSROC is tasked with monitoring the use of tobacco settlement revenue, reviewing evaluations of programs receiving funding from tobacco settlement revenues and making recommendations for program funding and for changes in legislation regarding the use of the tobacco settlement revenue.

In addition to its statutory duties, and as time permits, during the 2023 interim, the TSROC will:

- A. review the status of the revenue for current and future fiscal years and reserves for the Tobacco Settlement Permanent Fund from the Office of the Attorney General;
- B. hear testimony regarding tobacco settlement-related litigation and legislation, including:
 1. the implementation of local government ordinances; and
 2. an overview of sister state regulations that restrict the marketing of flavored tobacco products to youth;
- C. hear testimony regarding tobacco settlement-related issues, including:
 1. tobacco use deterrents, such as increased taxation and point-of-sale restrictions on nicotine products;
 2. prevention and cessation initiatives targeted at youth and the efficacy of those initiatives;
 3. tobacco retailer compliance with licensing requirements of the Tobacco Products Act; and
 4. other topics within the scope of the committee's oversight duties;

- D. receive reports from state agencies regarding the use of all appropriations from the Tobacco Settlement Program Fund as recommended by the committee and funded by the legislature in prior years and cessation and prevention outcomes associated with those uses;
- E. prepare recommendations to the Legislative Finance Committee for program funding levels for fiscal year 2025 based on the committee's program evaluation process; and
- F. make findings and recommendations, including proposed legislation, available to the legislature as part of the TSROC's final report.

**Tobacco Settlement Revenue Oversight Committee
2023 Approved Meeting Schedule**

<u>Date</u>	<u>Location</u>
June 14	Santa Fe
July 20	Albuquerque
September 6	Pueblo of Isleta
October 23	Las Cruces
November 15	Santa Fe

AGENDAS AND MINUTES

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

**June 14, 2023
State Capitol, Room 305
Santa Fe**

The first meeting of the Tobacco Settlement Revenue Oversight Committee was called to order by Representative Joanne J. Ferrary, chair, at 10:24 a.m. on June 14, 2023 in Room 305 of the State Capitol in Santa Fe.

Present

Rep. Joanne J. Ferrary, Chair
Sen. Martin Hickey, Vice Chair
Sen. Linda M. Lopez
Rep. Elizabeth "Liz" Thomson
Rep. James G. Townsend

Absent

Sen. Gregg Schmedes

Advisory Members

Rep. Gail Chasey
Sen. Shannon D. Pinto
Rep. Luis M. Terrazas

Staff

Christopher Copeland, Staff Attorney, Legislative Council Service (LCS)
Andrea Lazarow, Bill Drafter, LCS
Cecilia Martinez, Staff, LCS

Guests

The guest list is in the meeting file.

Handouts

Handouts and other written testimony are in the meeting file and 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.

Welcome and Introductions (10:24 a.m.)

Representative Ferrary and Senator Hickey welcomed members of the committee and the public, and committee members introduced themselves.

Tobacco Settlement Fund: Fiscal Update (10:28 a.m.)

Ruby Ann Esquibel, principal analyst, Legislative Finance Committee (LFC), and Ismael Torres, chief economist, LFC, presented about the current state of the tobacco settlement funds. The presentation can be found here:

www.nmlegis.gov/handouts/TSROC%20061423%20Item%201%20LFC%20Fiscal%20Update.pdf.

EXECUTIVE SESSION (Closed Meeting): Tobacco Settlement Fund: Legal Update (11:30 a.m.)**Proposed Work Plan and Meeting Schedule (1:01 p.m.)**

The committee members discussed and approved a proposed work plan and meeting schedule for the 2023 interim.

Public Comment

There was no public comment.

Adjournment

There being no further business before the committee, the meeting adjourned at 1:50 p.m.

Revised: July 19, 2023

**TENTATIVE AGENDA
for the
SECOND MEETING
of the
TOBACCO SETTLEMENT REVENUE OVERSIGHT COMMITTEE**

**July 20, 2023
University of New Mexico Comprehensive Cancer Center
1201 Camino de Salud NE
Albuquerque**

Thursday, July 20

- 9:30 a.m. **Welcome and Introductions**
—Representative Joanne J. Ferrary, Chair
—Senator Martin Hickey, Vice Chair
- 9:45 a.m. (1) **Greeting and Updates from the University of New Mexico
Comprehensive Cancer Center (UNM CCC)**
—Yolanda Sanchez, Ph.D., Director and Chief Executive Officer,
UNM CCC
- 10:00 a.m. (2) **Nationwide Best Practices for Regulating Commercial Tobacco**
—Mark Meaney, Director, Commercial Tobacco Control Law and Policy,
Public Health Law Center
- 12:00 noon **Lunch**
- 1:00 p.m. (3) **Combating the Marketing Assault on BIPOC Communities**
—Jay Blackwell, M.A., C.P.S.W., L.M.H.C., Co-Chair, New Mexico
African American Tobacco Prevention Network (NMAAT)
—Kenneth Winfrey, L.C.S.W., R.Y.T., Co-Chair, NMAAT
- 2:00 p.m. (4) **Update: Regulating Tobacco and Nicotine Product Sales**
—Phillip A. Sanchez, Division Counsel and Interim Director, Alcoholic
Beverage Control Division, Regulation and Licensing Department
- 3:00 p.m. **Public Comment**
- 3:15 p.m. **Adjourn**

Due to technical issues, remote public comment via Zoom will not be available. Members of the public who are unable to attend the meeting are asked to please email their comments to andrea.lazarow@nmlegis.gov by noon on the day of the meeting. Staff will then provide the public comments to the committee chairs.

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

**July 20, 2023
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 Representative Joanne J. Ferrary, chair, on July 20, 2023 at 9:50 a.m. at the University of New Mexico Comprehensive Cancer Center (UNM CCC) in Albuquerque.

Present

Rep. Joanne J. Ferrary, Chair
Rep. Elizabeth "Liz" Thomson
Rep. James G. Townsend

Absent

Sen. Martin Hickey, Vice Chair
Sen. Linda M. Lopez
Sen. Gregg Schmedes

Advisory Members

Rep. Gail Chasey
Sen. Shannon D. Pinto

Rep. Luis M. Terrazas

Staff

Erika Falance, Interim Committee Coordinator, Legislative Council Service (LCS)
Rebecca Griego, Records Officer, LCS
Andrea Lazarow, Bill Drafter, LCS

Guests

The guest list is in the meeting file.

Handouts

Handouts and other written testimony are in the meeting file and 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.

Thursday, July 20

Welcome and Introductions (9:50 a.m.)

Representative Ferrary welcomed members of the committee and the public and invited committee members to introduce themselves.

Greeting and Updates from the UNM CCC (9:54 a.m.)

Yolanda Sanchez, Ph.D., director and chief executive officer, UNM CCC, provided a presentation on statistics and information about the UNM CCC, which is partially funded through tobacco settlement revenue. The presentation can be found here:

<https://www.nmlegis.gov/handouts/TSROC%20072023%20Item%201%20UNM.pdf>.

Nationwide Best Practices for Regulating Commercial Tobacco (10:22 a.m.)

Mark Meaney, director, Commercial Tobacco Control Law and Policy, Public Health Law Center, gave a presentation on the legality of marketing, sales and other aspects of commercial tobacco. Mr. Meaney said that the Public Health Law Center will be able to provide information to the committee regarding definitions that may help with wording in future legislation, as well as ideas to improve legislation based on current laws. The presentation can be found here:

<https://www.nmlegis.gov/handouts/TSROC%20072023%20Item%202%20New%20Mexico%20Policy%20Landscape%20and%20Options.pdf>.

Combating the Marketing Assault on Black, Indigenous and People of Color (BIPOC) Communities (1:04 p.m.)

Jay Blackwell, M.A., C.P.S.W., L.M.H.C., co-chair, New Mexico African American Tobacco Prevention Network (NMAAT), and Kenneth Winfrey, L.C.S.W., R.Y.T., co-chair, NMAAT, presented information about the NMAAT and provided details about tobacco marketing in BIPOC communities. Key points included assisting the Nicotine Use Prevention and Cessation program in its efforts to combat nicotine marketing in BIPOC communities; recognizing the importance of evaluation and the use of data when looking at possible solutions to reduce nicotine use in New Mexico communities and populations; and requesting increased funding to quantify the impact of tobacco marketing in BIPOC communities. The presentation can be found here:

<https://www.nmlegis.gov/handouts/TSROC%20072023%20Item%203%20NMAAT%20Packet.pdf>.

Update: Regulating Tobacco and Nicotine Product Sales (2:07 p.m.)

Phillip A. Sanchez, division counsel and interim director, Alcoholic Beverage Control Division, Regulation and Licensing Department, presented information about licensing requirements in regard to distance from schools and licensed wholesalers, as well as statistics on tobacco and nicotine retailers and sales of tobacco and nicotine throughout the state.

Public Comment (2:46 p.m.)

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

Adjournment

There being no further business before the committee, the meeting adjourned at 2:51 p.m.

Revised: August 31, 2023

**TENTATIVE AGENDA
for the
THIRD MEETING
of the
TOBACCO SETTLEMENT REVENUE OVERSIGHT COMMITTEE**

**September 6, 2023
Isleta Eagle Golf Course
4001 NM-47
Albuquerque**

Wednesday, September 6

- 8:30 a.m. **Call to Order and Introductions**
—Representative Joanne J. Ferrary, Chair, Tobacco Settlement Revenue Oversight Committee (TSROC)
—Senator Martin Hickey, Vice Chair, TSROC
- 8:45 a.m. **Approval of Minutes**
- 9:00 a.m. (1) **Welcome and Overview of the Isleta Pueblo Casino Indoor Smoking Ban**
—Max Zuni, Governor, Pueblo of Isleta
—Diana Howard, Interim Chief Executive Officer, Isleta Resort and Casino
—Charles Walter, Chief Human Resources Officer, Isleta Resort and Casino
- 9:45 a.m. (2) **Tobacco Settlement Fund: Fiscal Update**
—Eric Chenier, Principal Analyst, Legislative Finance Committee (LFC)
—Kelly Klundt, Principal Analyst, LFC
- 10:45 a.m. (3) **EXECUTIVE SESSION (Closed Meeting): Tobacco Settlement Fund: Legal Update**
—Julie Meade, Tobacco Bureau Chief, Assistant Attorney General, Office of the Attorney General
- 12:00 noon **Lunch**
- 1:00 p.m. (4) **Department of Health (DOH) Nicotine Use Prevention and Control (NUPAC) Program**
—Pat Allen, Secretary, DOH
—LeAnn Allison, Program Director, NUPAC Program Population and Community Health Bureau, Public Health Division, DOH
—Esther Hoang, Program Manager, NUPAC Program Population and Community Health Bureau, Public Health Division, DOH

- 2:30 p.m. (5) [Medicaid Cessation and Prevention Programs](#)
—Alanna Dancis, D.N.P., Chief Medical Officer, Medical Assistance
Division, Human Services Department
- 3:30 p.m. (6) [People Experiencing Poverty and Behavioral Health Work](#)
—Erin Marshall, Esq., Chief Executive Officer and Owner, Constellation
Consulting, LLC
—Suzanne Lawson, M.B.A., R.W.J.F.F., C.F.R.E., Chief Operations
Officer, Constellation Consulting, LLC
- 4:30 p.m. **Public Comment**
- 4:45 p.m. **Adjourn**

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

**September 6, 2023
Isleta Eagle Golf Course
4001 NM-47
Albuquerque**

The third meeting of the Tobacco Settlement Revenue Oversight Committee was called to order by Representative Joanne J. Ferrary, chair, on September 6, 2023 at 9:09 a.m. at the Isleta Eagle Golf Course in Albuquerque.

Present

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

Absent

Sen. Gregg Schmedes
Rep. James G. Townsend

Advisory Members

Rep. Gail Chasey
Rep. Luis M. Terrazas

Sen. Shannon D. Pinto

Staff

Erika Falance, Interim Committee Coordinator, Legislative Council Service (LCS)
Rebecca Griego, Records Officer, LCS
Andrea Lazarow, Bill Drafter, LCS

Guests

The guest list is in the meeting file.

Handouts

Handouts and other written testimony are in the meeting file and 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 6

Welcome and Introductions (9:09 a.m.)

Representative Ferrary and Senator Hickey welcomed members of the committee and the public and invited committee members to introduce themselves.

Approval of Minutes (9:11 a.m.)

On a motion made, seconded and duly passed, the minutes of the July 20, 2023 meeting were approved.

Welcome and Overview of the Isleta Pueblo Casino Indoor Smoking Ban (9:12 a.m.)

Eugene Jiron, first lieutenant governor, Pueblo of Isleta; Diana Howard, chief financial officer, Isleta Resort and Casino; Charles Walter, chief human resources officer, Isleta Resort and Casino; and Karl Waitner, chief executive officer, Isleta Resort and Casino, provided a presentation on the indoor smoking ban at the Isleta Resort and Casino, including statistics and data on the positive impacts of the ban.

Tobacco Settlement Fund: Fiscal Update (9:58 a.m.)

Eric Chenier, principal analyst, Legislative Finance Committee (LFC), and Kelly Klundt, principal analyst, LFC, discussed the current state of the Tobacco Settlement Fund, as well as projections for the future and ways to ensure the stability of the fund. The presentation can be found here:

<https://www.nmlegis.gov/handouts/TSROC%20090623%20Item%202%20Tobacco%20Fund%20Fiscal%20Update.pdf>.

Motion (11:05 a.m.)

On a motion made, seconded and duly passed, the committee voted to write a letter to the governor and the LFC requesting that the Tobacco Settlement Permanent Fund be made whole again, as money removed in 2016 has not been replenished.

EXECUTIVE SESSION (Closed Meeting): Tobacco Settlement Fund: Legal Update (11:13 a.m.)

Department of Health (DOH) Nicotine Use Prevention and Control (NUPAC) Program (1:15 p.m.)

Pat Allen, secretary, DOH; LeAnn Allison, program director, NUPAC Program Population and Community Health Bureau, Public Health Division, DOH; and Esther Hoang, program manager, NUPAC Program Population and Community Health Bureau, Public Health Division, DOH, presented information about the NUPAC program and its goals, as well as New Mexico nicotine-use statistics. The presentation can be found here:

<https://www.nmlegis.gov/handouts/TSROC%20090623%20Item%204%20NUPAC%20Update.pdf>.

Medicaid Cessation and Prevention Programs (2:33 p.m.)

Alanna Dancis, D.N.P., chief medical officer, Medical Assistance Division, Health Care Authority Department (HCA), provided a presentation about the different programs that the HCA offers for tobacco prevention and cessation. The presentation can be found here:

<https://www.nmlegis.gov/handouts/TSROC%20090623%20Item%205%20Medicaid%20Update.pdf>.

People Experiencing Poverty and Behavioral Health Work (3:08 p.m.)

Erin Marshall, Esq., chief executive officer and owner, Constellation Consulting, LLC, and Suzanne Lawson, M.B.A., R.W.J.F.F., C.F.R.E., chief operations officer, Constellation Consulting, LLC, provided a presentation on their collaborative efforts with the NUPAC program and opportunities they see for future nicotine-related issues in New Mexico. The presentation materials can be found here:

<https://www.nmlegis.gov/Committee/Handouts?CommitteeCode=TSROC&Date=9/6/2023&ItemNumber=6>.

Public Comment (3:39 p.m.)

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

Adjournment

There being no further business before the committee, the meeting adjourned at 3:49 p.m.

Revised: October 20, 2023

**TENTATIVE AGENDA
for the
FOURTH MEETING
of the
TOBACCO SETTLEMENT REVENUE OVERSIGHT COMMITTEE**

**October 23, 2023
Dona Ana Community College-East Mesa Campus
East Mesa Main Building, Room 207
2800 North Sonoma Ranch Boulevard
Las Cruces**

Monday, October 23

- 9:30 a.m. **Call to Order and Introductions**
—Representative Joanne J. Ferrary, Chair, Tobacco Settlement Revenue Oversight Committee (TSROC)
- 9:45 a.m. **Approval of Minutes**
- 10:00 a.m. (1) **[Welcome to Dona Ana Community College](#)**
—Mónica Torres, Ph.D., Chancellor, New Mexico State University System of Community Colleges
- 10:15 a.m. (2) **[Sunland Park Racetrack and Casino Smoking Policies](#)**
—Fred Heinrich, General Counsel and Compliance Officer, Sunland Park Racetrack and Casino
- 11:15 a.m. (3) **[Special Investigations Unit — Tobacco Enforcement](#)**
—Sergeant Lee Mullen, Special Investigations Unit, Investigations Bureau, New Mexico State Police Division, Department of Public Safety
- 12:15 p.m. **Lunch**
- 1:00 p.m. (4) **[Chronic Disease Prevention](#)**
—Laurel McCloskey, Executive Director, Chronic Disease Prevention Council
- 2:00 p.m. (5) **[Indian Affairs Department \(IAD\) Tobacco Cessation and Prevention Programs](#)**
—Monica Maestas, Chief Financial Officer, IAD

- 3:00 p.m. (6) [Nicotine and New Mexico's Youth](#)
- Jessica Garcia, M.P.H., Program Specialist I, Unified Prevention Coalition for Dona Ana County, Center for Health Innovation
 - Kristen Ortega, M.P.H., Smoke-Free Project Coordinator, Action for Healthy Kids
 - Audrey Garcia, Program Officer, A Smoke-Free Paso del Norte, Paso del Norte Health Foundation
 - Amanda Gozur, Associate Youth Engagement Manager, Rescue Agency New Mexico, LLC
 - Diego Romero, Arrowhead Park Early College High School, Evolvment Youth Advocates
 - Kurtis Reese, Arrowhead Park Early College High School, Evolvment Youth Advocates

4:00 p.m. **Public Comment**

4:30 p.m. **Adjourn**

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

**October 23, 2023
Dona Ana Community College-East Mesa Campus
East Mesa Main Building, Room 207
2800 North Sonoma Ranch Boulevard
Las Cruces**

The fourth meeting of the Tobacco Settlement Revenue Oversight Committee was called to order by Representative Joanne J. Ferrary, chair, on October 23, 2023 at 9:40 a.m. at the East Mesa Main Building of Dona Ana Community College-East Mesa Campus in Las Cruces.

Present

Rep. Joanne J. Ferrary, Chair
Rep. Elizabeth "Liz" Thomson

Absent

Sen. Martin Hickey, Vice Chair
Sen. Linda M. Lopez
Sen. Gregg Schmedes
Rep. James G. Townsend

Advisory Members

Rep. Luis M. Terrazas

Rep. Gail Chasey
Sen. Shannon D. Pinto

Guest Legislator

Sen. William P. Soules

Staff

Erika Falance, Committee Coordinator, Legislative Council Service (LCS)
Andrea Lazarow, Bill Drafter, LCS

Minutes Approval

Because the committee will not meet again this year, the minutes for this meeting have not been officially approved by the committee.

Guests

The guest list is in the meeting file.

Handouts

Handouts and other written testimony are in the meeting file and 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.

Monday, October 23

Welcome and Introductions (9:40 a.m.)

Representative Ferrary welcomed members of the committee and the public and invited committee members to introduce themselves.

Approval of Minutes (9:42 a.m.)

On a motion made, seconded and duly passed, the minutes of the June 14, 2023 and September 6, 2023 meetings were approved.

Welcome To Dona Ana Community College (9:56 a.m.)

Mónica Torres, Ph.D., chancellor, New Mexico State University System of Community Colleges, provided a presentation on demographics, enrollment, program information and statistics for the college. The presentation can be found here:

<https://www.nmlegis.gov/handouts/TSROC%20102323%20Item%201%20DACC%20Welcome.pdf>.

Sunland Park Racetrack and Casino Smoking Policies (10:33 a.m.)

Fred Heinrich, general counsel and compliance officer, Sunland Park Racetrack and Casino, presented about the smoking policies and rationale behind them at the Sunland Park facilities. The presentation materials can be found here:

<https://www.nmlegis.gov/Committee/Handouts?CommitteeCode=TSROC&Date=10/23/2023&ItemNumber=2>.

Special Investigations Unit (SIU) — Tobacco Enforcement (11:02 a.m.)

Sergeant Lee Mullen, SIU, Investigations Bureau, New Mexico State Police Division, Department of Public Safety; Captain Patrick Bucksath, SIU, Investigations Bureau, New Mexico State Police Division, Department of Public Safety; and Thomas Bizzell, SIU, Investigations Bureau, New Mexico State Police Division, Department of Public Safety, presented information about the work the SIU does for tobacco products enforcement and the challenges faced by the unit, as well as opportunities for growth in the future. The presentation can be found here:

<https://www.nmlegis.gov/handouts/TSROC%20102323%20Item%203%20Special%20Investigations%20Unit.pdf>.

Chronic Disease Prevention (1:15 p.m.)

Laurel McCloskey, executive director, Chronic Disease Prevention Council; Andreas Loeser, New Mexico Allied Council on Tobacco; Alex Ross-Reed, executive director, HEAL+ New Mexico; Jay Blackwell, M.A., C.P.S.W., L.M.H.C., co-chair, New Mexico African American Tobacco Network; and Janna Vallo, Southwest Tribal Tobacco Coalition, presented about the New Mexico Allied Council on Tobacco and the work the organization does to prevent tobacco use by many different demographic groups in the state. The presentation can be found here:

<https://www.nmlegis.gov/handouts/TSROC%20102323%20Item%204%20NMACT.pdf>.

Nicotine and New Mexico's Youth (2:02 p.m.)

Jessica Garcia, M.P.H., program specialist I, Unified Prevention Coalition for Dona Ana County, Center for Health Innovation; Kristen Ortega, M.P.H., smoke-free project coordinator, Action for Healthy Kids; Audrey Garcia, program officer, A Smoke-Free Paso del Norte, Paso del Norte Health Foundation; Amanda Gozur, associate youth engagement manager, Rescue Agency New Mexico, LLC; Diego Romero, Arrowhead Park Early College High School, Evolvment Youth Advocates; and Kurtis Reese, Arrowhead Park Early College High School, Evolvment Youth Advocates, provided a presentation on efforts to educate parents and teachers on vaping and prevent New Mexico's youth from using nicotine products. The presentation materials can be found here:

<https://www.nmlegis.gov/Committee/Handouts?CommitteeCode=TSROC&Date=10/23/2023&ItemNumber=6>.

Motion to Send Letter (3:18 p.m.)

On a motion made, seconded and duly passed, the committee voted to send a letter of support for Evolvment Youth Advocates to the Public Education Department in regard to an upcoming vote to repeal and replace New Mexico Administrative Code 6.12.4.

Public Comment

There was no public comment.

Adjournment

There being no further business before the committee, the meeting adjourned at 3:20 p.m.



LEGISLATIVE COUNCIL SERVICE
SANTA FE, NEW MEXICO