

**Tobacco Use Prevention & Control
Commission Meeting Minutes
May 20, 2022
Lucas State Office Building and Zoom Meeting
10:00 a.m. to 12:00 p.m.**

<p>Voting Members Present:</p> <ul style="list-style-type: none"> • Dr. Robert Nichols – Chair • Chad A Jensen • Lorene Mein, ARNP • Abi Harmison • Dr. George Belitsos 	<p>Non-Voting Members Present:</p> <ul style="list-style-type: none"> • Senator Herman Quirnbach • Melissa Walker • Courtney Sweet • Becky Blum, Iowa Medicaid Enterprise • Donn Stanley, Attorney General’s Office
<p>Voting Members Not Present:</p> <ul style="list-style-type: none"> • Chase Willis • Dr. Teresa Aoki – Vice Chair • Bridget Saffold • Willow Johnson 	<p>Non-voting Members Not Present</p> <ul style="list-style-type: none"> • Senator Julian Garrett • Representative Tom Jeneary • Representative Kristin Sunde • Dale Woolery, Off of Drug Control Policy
<p>Tobacco Use Prevention and Control Staff: Jerilyn Oshel, Sheri Stursma, Jane Larkin, Tabetha Gerdner, Adam Shanks; Garin Buttermore, Laura Bell, Jill Wright</p> <p>Guests: Erin Heiden, University of Northern Iowa; Jessica Ekman, Alcoholic Beverages Division; Beth Timmerman, American Lung Association; Emilee Harris, Iowa Tobacco Prevention Alliance; Penny McCaslin, Cerro Gordo County Public Health; Tiffani Pinkerton, Heartland Family Services; Michele Tilotta, Iowa Department of Public Health; Susan Dixon, Iowa Department of Public Health; Lorelle Mueting, Heartland Family Services; Kelley Garcia, Iowa Department of Public Health/Iowa Department of Human Services</p>	

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| I. | Introductions & Welcome
10:02 AM | Dr. Robert Nichols |
| II. | Approval of Meeting Minutes | Dr. Robert Nichols |
| | A. March 25, 2022 Minutes: No quorum, unable to approve. | |

III. Old Business

A. Discussion of Healthcare Trust Fund

Donn Stanley

Donn Stanley reported that he does not have much more information to give on the Healthcare Trust Fund. Stanley reported that the trust fund was originally set up taking the state's share of the money that wasn't securitized. Stanley stated that 78% of the money is securitized and the 22% that was not securitized comes to the state general fund.

B. Letter to General Assembly

Jerilyn Oshel

Jerilyn Oshel stated that this was approved and signed by Dr. Robert Nichols and sent out. Dr. Nichols stated no feedback was ever received. George Belitsos asked if House File 2523 passed and Oshel stated that it had not. Oshel stated that it made it out of House State Government Committee, but never made it out of Ways and Means.

IV. Legislative Report/Update

Legislators

Iowa Tobacco Prevention Alliance

Sen. Quirmbach: Dr. Nichols asked Senator Quirmbach for an update on Senate File 2263, abolishing senate confirmation. Senator Quirmbach confirmed that the Senate did pass a bill that eliminated confirmation for a number of boards and commissions. Quirmbach stated that Senate File 2263 is on the unfinished business calendar in the House and the that the full House did not act on it. Quirmbach stated \$4,021,000 is the recommendation for the FY23 budget and no change from the current fiscal year.

Iowa Tobacco Prevention Alliance (ITPA): Beth Timmerman reported that on April 28, the Food and Drug Administration (FDA) set forth two proposed rulings. Timmerman reported that one of those rulings is to prohibit menthol as a characterizing flavor in cigarettes and the other is to prohibit all characterizing flavors other than tobacco in cigars. Timmerman stated that there is open comment currently going on for these rulings until July 5.

V. New Business

A. Review and Update of Rules

Jerilyn Oshel/Susan Dixon

Susan Dixon gave an overview of the how the rules work. Dixon stated that she is responsible for shepherding the rules changes for the Department. Dixon stated it is a 180-day process to go through a rules changes. The example noted can be found [here](#). Oshel reported that Chapter 153 is overseen by the Board of Health, not the Commission. Oshel stated that Chapter 151 and 152 is overseen by the Commission and that Chapter 151 was updated in 2014.

B. Alignment Update

Kelly Garcia

Director Kelly Garcia gave an update on the Health and Human Services Alignment. Garcia gave an overview of the what the alignment is and what it is not. The powerpoint presented can be found [here](#). Sen Quirmbach asked what the current timeframe is for the end of the increase for Medicaid match.

Garcia stated that there has been no word that it will end and she believe that means it will be extended. Garcia stated that federal partners have given assurance that Iowa will have ample time to start disenrollment.

VI. Division Director's Report/Update

Jerilyn Oshel

- A. **Budget:** Oshel stated that contractor's report they are going to spend all funds. Oshel reported that Quitline will now provide free Nicotine Replacement Therapy (NRT) to Iowans after they answer one of three questions.

VII. TUPC Program Update:

- A. **Iowa Students for Tobacco Education Prevention (ISTEP)** ISTEP Youth
Courtney Sweet reported that there are 74 chapter throughout 46 counties registered this year. Sweet reported there is a council retreat on June 17, where they will learn communications training and start planning street marketing events for the next school year. Sweet reported that the 2022 ISTEP Summit was held on April 19 at the Iowa State Fairgrounds. Sweet reported there was 337 registrants, 268 were youth and 152 were in-person. Sweet reported that she was elected President and Abi Harmison was elected for Commission. Sweet stated they will be sharing evaluation results and a recording from summit day once they are available.

VIII. Other Attendee Reports

- A. **Attorney General's Office** Matt Gannon
Donn Stanley reported they are still engaged with big tobacco in arbitration. Stanley reported there are only nine states left in arbitration.
- B. **Office of Drug Control Policy (ODCP)** Dale Woolery
Not in attendance.
- C. **Iowa Medicaid Enterprise (IME)** Becky Blum
Becky Blum stated she had nothing to update.
- D. **Department of Education** Melissa Walker
Melissa Walker reported that the Department of Education was in collaboration with Iowa Department of Public Health in sending out a school vaping survey about vaping and e-cigarettes use among students. Walker reported it was sent out May 3, to school nurses across the state with a follow-up email on May 10. Tabetha Gerdner reported that the survey was around 20 questions and that it ended on May 13.
- E. **Alcoholic Beverages Division (ABD)** Jessica Ekman
Jessica Ekman reported they are still having reporting issues, but gave assurance the work is being completed and dollars are being spent.

IX. Public Comment

There was no one from the public that wished to comment.

X. Next TUPC Commission Meeting Agenda Topics

Dr. Robert Nichols

A. Next Commission Meeting July 29, 2022

B. Rules Progression for Chapter 151, 152 and 153 Ongoing Update

XI. Adjournment

Adjourned at 11:30 AM.