

ARKANSAS TOBACCO CONTROL MEETING MINUTES

APRIL 2, 2009

The Tobacco Control Board met on Thursday, April 2, 2009 for its monthly meeting in the Main Street Mall building, located at 101 E. Capitol Avenue, Little Rock, Arkansas, beginning at 10:00 a.m. in Suite 401. There were 7 - Board members present – Mr. Kevin Case, Mr. John Hauge, Mr. Gene McKissic, Mr. Steve Lightle, Mr. Danny Tate, Ms. Carol Dyer and Dr. Tommy Wagner, with 1 – Open Position.

Mr. Steve Lightle, the Chairman, began the meeting with a “Welcome” to those attending. He asked for a motion to approve the February 5, 2009 board meeting minutes. A motion was made to that effect and approved with 7 – Yes votes and 1 – Open position. He also asked for a motion to approve the March 5, 2009 board meeting minutes. A motion was made and approved with 7 – Yes votes and 1 – Open position.

The Chairman moved on to “New Business”. He introduced Mr. Greg Kirkpatrick, serving as Hearing Officer, and Ms. Faith Grigsby, as Court Reporter. The meeting was turned over to Mr. Kirkpatrick, who continued with the Disciplinary Hearing segment of the meeting.

The following case was presented to the Board:

Case # 2009-0212 Tobacco Outlet of Rogers #2 Rogers, AR

**VIOLATION: §5-27-227(a)(1) Selling to a minor, 3rd
Offense, \$400 fine and
2 – day suspension of
permit**

The business location was represented by Mr. Keith Williams.

After hearing all testimony, a motion was made and approved to find Tobacco Outlet of Rogers #2 in violation of §5-27-227(a)(1) Selling to a Minor, issue a fine of \$400 and 4 – day suspension of permit and all employees and managers are to attend the first available Arkansas Tobacco Control training session held in that area with 7 – Yes votes and 1 – Open position.

The Disciplinary Hearings were concluded. Mr. Lightle called on the Director, Mr. J.R. Thomas, to continue with “New Retail Permits Issued”. Mr. Thomas asked the Board to review and approve the permit applications issued from February 4, 2009 through April 2, 2009. A motion was made to that effect with 7 – Yes votes and 1 – Open position.

Mr. Thomas followed by presenting the “Accepted Offers of Settlement for Board Approval” report dated April 2, 2009. The Board was asked to review the report and approve. A motion was made and approved to accept the “Offers of Settlement” report dated April 2, 2009 with 7 – Yes votes and 1 – Open position.

Mr. Lightle asked if there were any “Staff Reports”. Mr. Thomas then called on Mr. Greg Sled, the Enforcement Agent Supervisor, to give an update on enforcement activity and merchant education.

The Chairman then asked if there were any “Court Updates”. Mr. Arnie Jochums of the Attorney General’s Office didn’t have anything to report. Mr. Roland Darrow, Staff Attorney, didn’t have any Court activity to report.

An announcement was made for the next meeting date of May 7, 2009.

All business of the Board had been conducted and the meeting was adjourned.

Minutes prepared by:

Janis L. Campbell
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April 24, 2009