

TOBACCO CONTROL BOARD MEETING MINUTES

APRIL 3, 2008

The Tobacco Control Board met on Thursday, April 3, 2008, for its monthly meeting in the Main Street Mall building, located at 101 E. Capitol Avenue, Little Rock, Arkansas, beginning at 9:00 a.m. in Suite 401. There were 7 - Board members present - Mr. Mark Carter, Mr. Kevin Case, Mr. John Hauge, Mr. Gene McKissic, Mr. Ronald Rivers, Mr. Vince Macy and Dr. Tommy Wagner and 1 - Member absent - Mr. Kevin Dedner.

Mr. Ronald Rivers, the Chairman, called the meeting to order and opened with a "Welcome" to those in attendance. He asked for a motion to approve the March 6, 2008 board meeting minutes, which was made and approved with 7 - Yes votes and 1 - Member absent.

The Chairman moved on to "Old Business" - Rule 15 of the Rules and Regulations. After discussion by the Board, a motion was made and approved to adopt the Third Amended draft of Rule 15 with 6 - Yes votes, 1 - No vote and 1 - Member absent.

Mr. Rivers then moved on to "New Business". Mr. Roland Darrow, agency Attorney, presented a "Use and Benefit Order" request from the Director. The request consisted of a transfer of ownership of evidence that was seized and ordered destroyed by the Board in Case Numbers 2008-0237, 2008-0238, 2008-0241, 2008-0228, 2008-0239, 2008-0240, 2008-0060, 2008-0061, 2008-0083, 2008-0080, 2008-0079, 2008-0081, 2008-0078, and 2008-0082, consisting of various tobacco products and their wrapping and packaging materials, for the use and benefit of the Agency for educational display purposes, training and all other appropriate law enforcement uses. A motion was made and approved to approve the "Use and Benefit Order" request with 7 - Yes votes and 1 - Member absent.

Mr. J.R. Thomas, the Director, presented the "New Retail Permits Issued Report" for board approval. After review, a motion was made to approve the "New Retail Permits Applications" issued from March 6, 2008 through April 2, 2008 with 7 - Yes votes and 1 - Member absent.

He followed with a request to approve the "Accepted Offers of Settlement for Board Approval Report" dated April 3, 2008. A motion was made to the effect and approved with 7 – Yes votes and 1 – Member absent.

Mr. Rivers asked the Director for staff reports. Mr. Thomas called on Mr. Greg Sled, the Enforcement Supervisor, to report on the Sales to Minors activity and merchant education.

Court Updates followed. Mr. Arnie Jochums of the Attorney General's Office, didn't have anything to report. Mr. Roland Darrow, Staff Attorney, reported the Silver Star appeal was dismissed. The Tobacco Control Board was awarded the judgment and proposed fine amount previously handed down by the Board, plus Court costs. The Sav-A-Trip appeal is scheduled for April 24, 2008 in Benton County.

The Chairman announced the next meeting date of the Board would be Thursday, May1, 2008.

All business of the Board had been conducted. A motion was made and approved to adjourn the meeting with 7 – Yes votes and 1 – Member absent.

Minutes prepared by

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April 17, 2008