

ARKANSAS TOBACCO CONTROL MEETING MINUTES

JANUARY 7, 2010

The Tobacco Control Board met on Thursday, January 7, 2010 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 6 - Board members present – Mr. Kevin Case, Mr. John Hauge, Mr. Steve Lightle, Mr. Gene McKissic, Mr. Danny Tate and Dr. Laura Sisterhen with 2 – Members absent - Dr. Tommy Wagner and Ms. Carol Dyer.

Mr. Steve Lightle, the Chairman, began the meeting with a “Welcome” to those attending. He then asked for a motion to approve the December 3, 2009 board meeting minutes. A motion was made and approved with 6 – Yes votes and 2 – Members absent.

Each January the Board has to consider approval of expense reimbursement of the current calendar year. A motion was made to approve board member expense reimbursement for calendar year 2010. The motion passed with 6 – Yes votes and 2 – members absent.

The owner of Augusta One Stop, Mr. Gamal Kamhan, of Augusta, AR requested to speak to the Board about obtaining a retail cigarette and tobacco permit. The Board granted his request. After hearing Mr. Kamhan, a motion was made to approve a permit once all outstanding fines were paid and drop the suspension that’s pending with 6 – Yes votes and 2 – Members absent.

“Old Business” included a wholesale permit application for Muswick LLC of Little Rock, AR. After discussion, a motion was made to grant Muswick LLC a new wholesale cigarette and tobacco permit with 5 – Yes votes, 1 - Abstention and 2 – Members absent.

The Chairman moved on to “New Business” and “Disciplinary Hearings”. Mr. Lightle introduced Ms. Faith Grisby, serving as Court Reporter. Mr. Lightle called on Mr. Roland Darrow, Staff Attorney, who presented the Default List dated January 7, 2010. After a roll call of those listed and no one responding as being present, a motion was made to find those listed in default, levy the maximum fines on all Sales to Minors cases, with A to Z Gas Station of North Little Rock and Stuttgart Superstop #67 of Stuttgart, AR being removed from the list. The motion was

approved with 6 – Yes votes and 2 – Members absent.

The Chairman closed the Disciplinary Hearing segment of the meeting.

Mr. Lightle then called on the Director, Mr. J.R. Thomas, who presented the “New Retail Permit” report. After review, a motion was made to approve the “New Retail Permits Issued” list dated December 3, 2009 through January 6, 2010” with 6 – Yes votes and 2 – Members absent.

Mr. Thomas asked the Board to review the “Accepted Offers of Settlement for Board Approval” report dated January 7, 2010 and asked for approval. A motion was made to approve the “Accepted Offers of Settlement” report dated January 7, 2010 with 6 – Yes votes and 2 – Members absent

The Director then called on Mr. Greg Sled, the Deputy Director, to give an update on enforcement activity and merchant education. Food Fast stores have met the requirements of the ATC Certified Training program along with 24 other stores in the state. In February there will be a merchant education training session held in Barling, AR.

The Chairman then asked if there were any “Court Updates”. Mr. Arnie Jochums, Asst. Attorney General, stated he felt like Judge Moody would have a ruling concerning McLane Corp. before the next meeting. Mr. Darrow, Staff Attorney, stated Ray’s Fast Trax in Bentonville has filed an appeal. Mr. Darrow will be filing a motion for a Summary Judgment.

The Chairman pointed out there were packets for board members who needed to fill out the Statements of Financial Interest. They are to be filed with the Secretary of State’s Office no later than January 31, 2010.

He then announced the next meeting date of February 4, 2010. All business of the Board had been conducted and a motion was made and approved to adjourn.

Minutes prepared by

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January 19, 2010