

Larry Hogan
Governor
Boyd K. Rutherford
Lt. Governor



Jeffrey A. Kelly
Executive Director

Maryland Alcohol and Tobacco Commission

MARYLAND ALCOHOL AND TOBACCO COMMISSION SEPTEMBER MINUTES

DATE: September 23, 2021

TIME: 3:08 P.M.

PLACE: Maryland Alcohol and Tobacco Commission Headquarters
(Meeting conducted via Microsoft Teams, recorded for replay)

PRESENT: Chair Alan Silverstein
Vice Chair Barbara Wahl
Commissioner Elizabeth (Betty) Buck
Commissioner Erick Morrissette

ABSENT: Robert Poole

OTHERS: Executive Director Jeffrey A. Kelly, Alcohol and Tobacco Commission
Brooke Torton, Legal Research Center
Karyle Fogan, Comptroller of Maryland

CALL TO ORDER

Chair Alan Silverstein called the meeting of the Maryland Alcohol and Tobacco Commission (ATC) to order at 3:08 p.m.

APPROVAL OF THE MINUTES

Chair Alan Silverstein called for a motion to approve the meeting minutes for August 19, 2021. Barbara Wahl moved to approve and Eric Morrissette 2nd the motion. All members present voted in favor unanimously approving the previous month's minutes.

EXECUTIVE DIRECTOR REPORT

Executive Director Kelly reported on activity of the ATC since the last month's meeting.

- a. Enforcement – 163 tobacco inspections and 154 alcohol inspections were conducted resulting in several seizures of product and continuing progress with meeting annual productivity goals.
- b. Personnel Update
 - The management associate candidate has been selected is undergoing a background and reference check. The candidate will be introduced once the candidate is offered and accepts the position.
 - With the advice of the ATC Commissioners, Executive Director Kelly appointed William George as Director of the Field Enforcement Division within the ATC.

TOBACCO PRESENTATION

Brooke Torton is the managing director of the Legal Resource Center for Public Health Policy located at the University of Maryland School of Law and funded by the Maryland Department of Health.

Ms. Torton spoke about the pre-market tobacco product approval application process (PMTA) and she provided information on how to report to the FDA.

REPORTS, STUDIES, AND TRAINING

Executive Director Kelly presented information concerning various legislative requirements.

- a. Reports
 - Annual Alcohol and Tobacco Tax Report
 - Brewery Production Report
 - Underaged Tobacco Enforcement (The ATC collects the data of underage purchases)
- b. Establishing Best Practices
 - Feasibility of creating/maintaining an Alcohol Awareness database
 - Facilitate a source of training and information sharing (Periodic Training and Information Advisories are published for regulators, industry, and other interested parties)
 - Offering state-wide training for local inspectors (local inspectors attended a recent In-service training program with ATC agents)

HIRING A PAID ADVISOR (Commissioner Poole)

In Commissioner Poole's absence, Director Kelly said that Commissioner Poole had suggested bringing back Anthony Hatcher in some capacity. Mr. Hatcher is seeking other engagement at this point and would likely not be available to work with the ATC at this time.

DISPARITY AMONG COUNTY LIQUOR LAWS/GROCERY STORE SALES (Commissioner Poole)

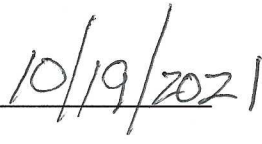
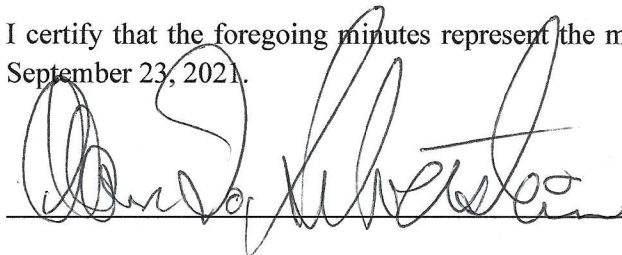
Commissioner Poole was not available to discuss this issue. Executive Director Kelly commented that this was a topic for educating Commission members on the local jurisdiction of retail alcohol sales and the many different manners employed by the jurisdictions.

ADJOURNMENT

Commissioner Betty Buck moved to adjourn the meeting and Barbara Wahl 2nd the motion. All members present voted in favor and the meeting was adjourned at 3:44 p.m.

**Next regular meeting date is October 21, 2021 at 3:00 p.m.*

I certify that the foregoing minutes represent the minutes of the Alcohol and Tobacco Commission meeting on September 23, 2021.



Alan I. Silverstein, Chair

Date