

# MSA COMPLIANCE ADVISORY BOARD MEETING AGENDA

Wednesday, June 14, 2023

10:00 a.m.

Via Teams

[Click here to join the meeting or call in \(audio only\)](#)

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**I. Call to Order/Intro**-----Michael Plumley

**II. Minutes approval**----- Michael Plumley

**III. Old business** ----- Michael Plumley

**A. FDA action**-----Michael Plumley

--On December 7, 2022, the U.S. District Court for the Eastern District of Texas ruled in favor of R.J. Reynolds that FDA's regulation requiring graphic cigarette warning labels is unconstitutional. FDA has appealed to the 5<sup>th</sup> Circuit Court of Appeals.

**B. KY Update**-----Steve Cambron, Others

--Kentucky MSA payment received in two wire transfers April 17-20. The total payment was \$118 million.

--One PM, TABESA, stopped making quarterly payments and the states are pursuing enforcement actions against it. The company was removed from the Kentucky Tobacco Directory in May.

--CT sent a letter on behalf of several states to the Substance Abuse and Mental Health Services Administration (SAMHSA) requesting an extension of the Synar waiver period in which states were not penalized based on violation rates due to the Covid restrictions. SAMSHA responded and said it is considering the request.

--No major tobacco legislation passed in the 2023 session.

**IV. New Business** -----All

1. STOP. Report on Formula 1 racing and tobacco product advertising.  
<https://exposetobacco.org/campaigns/driving-addiction/>

2. Agency Reports?

**V. Adjournment**- *\*Next meeting (tentative date): September 13, 2023.*