

## New York State Department of Health

### **Year 4 Performance Incentive Initiative: Required Documentation Cover Sheet**

**PHAB Measure:**

4.2.2 A: Engagement with governing entities, advisory boards, and elected officials about policies and/or strategies that will promote the public's health

**Submitter:**

- Tompkins County

**Required Documentation:**

- RD1: Engagement with the governing entity, advisory board, and/or elected officials about policies and/or strategies that will promote the public's health

**Narrative:**

- Health & Human Services Committee Agenda and Final Notes, 7/18/16
- Health & Human Services Committee Agenda and Final Notes, 8/15/16
- Health & Human Services Committee Agenda and Final Notes, 12/19/16

*Collectively the documents achieve the required documentation,*

Tobacco use is a leading cause of chronic disease. The Health & Human Services (HHS) Committee of the Tompkins County Legislature called on TCHD staff to provide background information about increasing the tobacco purchasing age to 21. The Report/Discussion specified on the 7/18/16 agenda documents the initial fulfillment of this request. The discussion then continued at the 8/15/16 HHS Committee meeting and at the 12/19/16 meeting, as documented on the agenda and notes for those days.

## 4.2.2 A, RD1: Health & Human Services Committee Agenda and Final Notes, 7/18/16

### Health and Human Services Committee

#### Regular Meeting Agenda

Monday, July 18, 2016 3:30 PM

Legislature Chambers

1. Call to Order (3:30)
2. Changes to Agenda (3:30)
3. Public Comment (3:35)
4. Minutes Approval (3:40)
  - a. June 7, 2016
  - b. June 20, 2016
5. Chair's Report (3:45)
6. Reports (3:50)
  - a. **REPORT/DISCUSSION:** Implementation of Resolution-Freedom of Domestic Violence as a Human Right (Elizabeth Brundige, Assistant Clinical Professor of Law, Assistant Dean for International Programs & Director, Gender Justice Clinic, Cornell Law School) (ID #6441)
7. Comments from Committee Members (4:05)
8. County Administrator's Report (4:10)
9. Health Department (4:15)
  - a. **RESOLUTION:** Authorization to Increase Hours - Community Health Nurse Positions - Health Department (ID #6446)
  - b. **REPORT/DISCUSSION:** Advancing the minimum purchase age for tobacco products to 21 (T21) (ID #6448)
10. Mental Health (4:45)
  - a. **RESOLUTION:** Creation of Position - Community Mental Health Nurse to Provide Utilization Review - Tompkins County Mental Health Department (ID #6429)
11. County Administration (5:00)
  - a. **RESOLUTION:** Renewal of Alcohol and Drug Council of Tompkins County, Inc., Five-Year Lease (ID #6436)
12. Liaison Assignments (if time allows) (5:15)
13. Adjournment (5:30)  
  
**Budget Adjustment & Transfers (Info. Only)**  
2016 Budget Adjustment - DSS & Probation for 2015 Labor Settlement (ID #6425)  
4016 Comm Hlth Transfer (ID #6434)  
OHR Budget Transfer for Longevity (ID #6437)  
Budget Transfer 7.1.16 (ID #6438)

**Health and Human Services Committee**

**Regular Meeting Notes – FINAL**

**Monday, July 18, 2016 3:30 PM**

Legislature Chambers

**Attendance**

<b>Attendee Name</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
Leslyn McBean-Clairborne	Chair	Present	
Carol Chock	Vice Chair	Late	3:35 PM
Will Burbank	Member	Present	
Martha Robertson	Member	Excused	
Anna Kelles	Member	Present	
Catherine Covert	Clerk of the Legislature	Present	
Patricia Carey	Social Services Commissioner	Present	
Amie Hendrix	Director of Youth Services	Present	
Xavier Rusk	Office of Human Rights	Present	
Joe Mareane	County Administrator	Present	
Lisa Holmes	Director, Office for the Aging	Present	
Brenda Grinnell-Crosby	Public Health Administrator	Present	
Ted Schiele	Public Health Department	Present	
Marcia Lynch	Public Info. Officer, County Administration	Present	
Sharon MacDougall	Deputy Mental Health Commissioner	Present	
Jeremy Porter	Mental Health Department	Present	

Guests: Cornell Law School: Elizabeth Brundige, Amanda McRae, Lucia Dominquez, Sharon Hickey; Jamila Walida Simon, Human Rights Commission; Kamilah Edwards, Resident; Michael Smith, The Ithaca Voice; Angela Sullivan, Alcohol and Drug Council; Beverly Chin, Human Services Coalition; Heather Campbell, Advocacy Center

**Call to Order**

Mrs. McBean-Clairborne, Chair, called the meeting to order at 3:33 p.m.

**Changes to Agenda**

It was MOVED by Ms. Kelles, seconded by Mr. Burbank, and unanimously adopted by voice vote by members present, to add an appointment to the Mental Health Subcommittee to the agenda.

**Public Comment**

There was no member of the public who wished to speak.

**Minutes Approval**

June 7, 2016

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Mrs. McBean-Clairborne spoke from a workplace inclusion perspective and asked what the response is if an employee chooses not to increase their hours and asked that that question be looked at as a matter of practice and standards and have it documented.

<b>RESULT:</b>	<b>RECOMMENDED [UNANIMOUS]</b>
<b>MOVER:</b>	Will Burbank, Member
<b>SECONDER:</b>	Carol Chock, Vice Chair
<b>AYES:</b>	McBean-Clairborne, Chock, Burbank, Kelles
<b>EXCUSED:</b>	Robertson

WHEREAS, the Community Health Division has 1.0 FTE unfilled Sr. Community Health Nurse position that is funded in the Department’s target budget, and

WHEREAS, the division has evaluated the best use of those funds and reorganized the management/supervisory workload among two existing employees, now therefore be it

RESOLVED, on recommendation of the Health and Human Services and the Budget, Capital, and Personnel Committees, That one position of Supervising Community Health Nurse, labor grade 17, position ID 442, (17/601), competitive class, be increased from 35 hours to 40 hours per week, effective immediately,

RESOLVED, further, That one position of Sr. Community Health Nurse, labor grade 15, position ID 521, (16/218), labor grade 16, competitive class, be increased from 35 hours to 40 hours per week, effective immediately,

RESOLVED, further, That no additional funds are required to accommodate this change.  
**SEQR ACTION:** TYPE II-20

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**Advancing the minimum purchase age for tobacco products to 21 (T21) (ID #6448)**

**Mr. Schiele read the following statement:**

“Good afternoon. I was invited here to provide you with some background on “Tobacco 21”, raising the legal minimum age for purchasing tobacco products from 18 to 21 years old.

“I will begin by saying that there is strong evidence that increasing the tobacco purchase age to 21 will reduce youth smoking, reduce youth initiation of tobacco use, and ultimately reduce the prevalence of adult smokers and smoking caused chronic disease and premature death.

“However, I would be remiss if I did not also point out that such a strategy would be even more effective in reducing the impact of tobacco use and nicotine dependence if considered as part of a comprehensive program to reduce youth access to tobacco, nicotine delivery systems, and smoking paraphernalia. I’ll talk a little bit more about this before closing.

“To begin, I’ll give you the most current data I have for prevalence of tobacco use among youth and adults in Tompkins County. The data for adults is from the expanded Behavioral Risk Factors

**Two pages of this statement were omitted from this submission. The next page begins with discussion by committee members.**

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Mr. Schiele spoke to the issue of licensing and explained that option can provide many opportunities including restrictions, limitations, and other action plans. Ms. Kelles said she would like to not rush in passing a law, but look into comprehensive plans as Mr. Schiele spoke to.

Mr. Burbank agreed with Ms. Chock with looking carefully at the elements listed in the definition section and would also support bringing forward a law.

Mr. Schiele said his role is to provide information; he is not permitted to advocate. The education aspect is important and said he could provide more information about the licensing aspect of this issue, and said it is important that the County take its time at looking at this.

Mr. Burbank reported on the last Board of Health meeting and said Mr. Schiele was in attendance and discussed secondary smoke in an apartment complex in Ithaca and the frustration the Department had. He asked Mr. Schiele to attend a future meeting to share that story.

In response to Ms. Chock's question about whether counties have the authority to ban the sale of tobacco products within its borders, Mr. Schiele said counties do have that authority.

Ms. Kelles acknowledged the spiritual and ceremonial use of tobacco and believes any law should address that.

Mrs. McBean-Clairborne also spoke to the respect of culture and people's rights. It is important to have a more comprehensive look at this. She supports T21, but more discussion needs to be held.

Ms. Chock also stated for the record that it's not only Medicaid expenses people are asked to share in the public health impact, this is reflected in the cost of all health plans.

<b>RESULT:</b>	<b>COMPLETED</b>
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**Mental Health**

**Resolution No. 2016-143 - Creation of Position - Community Mental Health Nurse to Provide Utilization Review - Tompkins County Mental Health Department (ID #6429)**

Ms. MacDougall said this position is being requested as part of the Department's quality assurance and improvement unit to make it is up to regulatory expectations. She reported that last week the State Office of Mental Health came back and compared follow-up review and announced the Department passed. The State Office is very supportive of the creation of the quality assurance and improvement unit. One of the requirements is having a utilization review specialist and that is what this position will be responsible for; the individual will be reviewing 50-60 charts monthly and providing training.

In response to Mr. Burbank's question about the review of charts, Ms. MacDougall said there are three areas that are looked at: (1) admission review; (2) continued stay review (done every six months); and (3) concurrent review. She said that the quality assurance duties described have always been done; this new unit centralizes them.

## 4.2.2 A, RD1: Health & Human Services Committee Agenda and Final Notes, 8/15/16

Health and Human Services Committee  
Regular Meeting Agenda  
Monday, August 15, 2016 3:30 PM  
Legislature Chambers

1. Call to Order (3:30)
2. Changes to Agenda (3:30)
3. Public Comment (3:35)
4. Minutes Approval (3:40)
  - a. July 18, 2016
5. Chair's Report (3:45)
6. Comments from Committee Members (3:50)
7. County Administrator's Report (3:55)
8. Youth Services (4:00)
  - a. Budget Adjustment - 2016 State Allocations - Youth Services Department
9. Mental Health (4:15)
  - a. Appropriation from Contingent Fund to Purchase Five Electric Vehicles in the Department of Mental Health
- 10. Health Department (4:30)**
  - a. T-21 discussion (continued)**
11. Tompkins Community Action (4:45)
  - a. Update on potential housing site
12. Report on the State of Childcare in Tompkins County (Sue Dale-Hall) (5:00)
13. Municipal Drug Plan Discussion (5:15)
14. Liaison Assignments (if time allows) (5:25)
15. Adjournment (5:30)

**Members:** Leslyn McBean-Clairborne Chair, Carol Chock Vice Chair, Will Burbank, Martha Robertson, Anna Kelles

*Inclusion through Diversity*

**Health and Human Services Committee**  
 Regular Meeting Notes – FINAL  
**Monday, August 15, 2016 3:30 PM**  
 Legislature Chambers

**Attendance**

<b>Attendee Name</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
Leslyn McBean-Clairborne	Chair	Late	3:39 PM
Carol Chock	Vice Chair	Present	
Will Burbank	Member	Present	
Martha Robertson	Member	Present	
Anna Kelles	Member	Present	
Katrina McCloy	Deputy Clerk	Present	
Joe Mareane	County Administrator	Present	
Lisa Holmes	Director, Office for the Aging	Present	
Patricia Carey	Social Services Commissioner	Present	
Frank Kruppa	Public Health Director	Present	
Amie Hendrix	Director of Youth Services	Present	
Marcia Lynch	Public Info. Officer, County Administration	Present	
Karen Baer	Director of Human Rights	Present	
Kathleen Schlather	Executive Director, Human Rights Coalition	Present	
Ted Schiele	Public Health Department	Present	
Sue Dale-Hall	Chief Executive Officer, Child Development Council	Present	
Sarah Catatore	Compliance Program Coordinator	Present	
Lee Dillon	Executive Director, Tompkins Community Action	Present	

**Call to Order**

Ms. Chock, Vice-Chair, called the meeting to order at 3:31 p.m.

**Changes to Agenda**

Mr. Mareane introduced, Sarah Cantatore, as the new Compliance Program Coordinator.

Ms. Chock announced there would be an executive session at the end of the meeting to discuss a real estate matter and there was no action expected.

**Public Comment**

There were no members from the public in attendance.

**Minutes Approval**

7/18/2016 Minutes

interviews are being conducted and she hopes to have two or three names to bring forward to the Foodnet Board.

Ms. Kelles asked Mr. Kruppa if there was a system in place to deal with the changes in Health Insurance Portability and Accountability Act (HIPAA) regulations. Mr. Kruppa stated there are basic protections in place but are continuing to work through the compliance program on the general HIPAA prospective and the high-tech HIPPA prospective. There are some new policies from Information Technology Systems (ITS) Department in the year to come. Public Health and Mental Health Departments have internal procedures in place and the reporting process of potential breaches has grown stronger. Good work has been done which has made some progress but there is still a ways to go. He also stated contractors are required to adhere to compliance and the Departments make sure they have the appropriate measures in place.

### **Health Department**

#### **T-21 discussion**

Ms. Kelles stated Ulster County and the City of Newberg have Comprehensive Plans that address raising the legal age for the purchase of tobacco products. At the last meeting there was interest expressed to explore comprehensive plans and to take the time necessary to implement it by the end of the year. Ms. Kelles and Mr. Schiele have been working together to gather the information necessary to support addressing this issue.

Ms. Kelles said there is a need to determine what information is necessary to make the case. Once the outlining problems are established the rationale, evidence, and precedent can be determined to support raising the age to 21. She spoke of tracking and permitting of the agencies who sell tobacco products that will allow for repercussions to be administered. There is the need to explore what precedent, if there is one, has been established.

Mr. Kruppa assured the Committee nothing would be established without Legislature support and stated the Environmental Health division would be significantly involved. The Department is looking into this and any proposed ideas would go through the Board of Health prior to bringing it to the Legislature.

Mrs. McBean-Clairborne stated at the last meeting it was established that this is not something that should be moved quickly on and a thorough understanding is needed in regard to what happens in Tompkins County. A complete look at what other areas have done is needed because this needs to be much more of a comprehensive approach and should be what is best suited in Tompkins County. The other side of all of this also needs to be taken into consideration and review of agencies to regulate and not allow businesses to sell tobacco products. A very well-balanced approach needs to be taken on this.

Mr. Schiele explained there is an abundance of data and information available. The State Tobacco Grant contracts with the "The Policy Center" located in Boston and they can help assist because they look at legal issues associated with this. There are attorneys available that are available for consultation with the County Attorney. There is precedent and examples available of counties that have been doing this for a period of time.

Ms. Robertson asked for clarification on what is being proposed. Mr. Schiele recalled the passing of the Clean Air Act by Tompkins County which aided in the passing of the State law. He suggested that this may be a good time to explore the licensing options.

Mrs. McBean-Clairborne thanked Ms. Kelles for all the work she has put into this.

**Agenda**

**Health and Human Services Committee**

Monday, December 19, 2016 3:30 PM

Legislature Chambers

1. **Call to Order (3:30)**
  2. **Changes to Agenda (3:30)**
  3. **Public Comment (3:35)**
  4. **Minutes Approval (3:45)**
    - a. November 21, 2016
  5. **Chair's Report (3:50)**
  6. **Comments from Committee Members (3:55)**
  7. **County Administrator's Report (4:00)**
  8. **Appointments (4:05)**
    - a. **Appointment:** Advisory Board Appointment(s) (ID #6709)
  9. **Health Department (4:10)**
    - a. **Resolution:** Adoption of Local Law No. \_\_ of 2017 – Tobacco 21 (ID #6764)
    - b. **Resolution:** Authorizing a Public Hearing on Proposed Local Law No. \_\_ of 2017 – Tobacco 21 (ID #6763)
  10. **Mental Health (4:40)**
    - a. **Resolution:** Authorization to Execute Agreement - Development of a Mobile Crisis Team - Tompkins County Mental Health Department (ID #6758)
  11. **Liaison Assignments (if time allows) (4:55)**
  12. **Adjournment (5:00)**
- Bdgt Adj. & Transfers (Info. Only)**
- a. Information Item: 6797 Furniture Transfer (ID #6755)
  - b. Information Item: Budget Transfer 11.17.16 (ID #6722)
  - c. Information Item: 4090 Environmental Health Transfer (ID #6756)
  - d. Information Item: 4012 WIC Transfer and Adjustment (ID #6759)
  - e. Information Item: 4012 Budget Transfer (ID #6760)

**Health and Human Services Committee**

**Regular Meeting Notes – FINAL**  
**Monday, December 19, 2016 3:30 PM**  
Legislature Chambers

**Attendance**

<b>Attendee Name</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
Leslyn McBean-Clairborne	Chair	Present	
Carol Chock	Vice Chair	Present	
Will Burbank	Member	Late	3:35 PM
Martha Robertson	Member	Present	
Anna Kelles	Member	Present	
Katrina McCloy	Deputy Clerk	Present	
Joe Mareane	County Administrator	Present	
Lisa Holmes	Director, Office for the Aging	Present	
Karen Baer	Director of Human Rights	Present	
Xavier Rusk	Paralegal, Office of Human Rights	Present	
Amie Hendrix	Director of Youth Services	Present	
Kathleen Schlather	Executive Director, Human Services Coalition	Present	
Sharon McDougal	Deputy Mental Health Commissioner	Present	
Frank Kruppa	Public Health Director	Present	

Guests: Jennifer Hamilton, Cortland County Health Department

**Call to Order**

Mrs. McBean-Clairborne, Chair, called the meeting to order at 3:33 p.m.

**Changes to Agenda**

There were no changes to the agenda.

**Public Comment**

There were no members of the public present.

**Minutes Approval**

November 21, 2016

Mr. Burbank arrived at this time.

Ms. Robertson requested the minutes be changed to clarify what she said at the meeting. It was MOVED by Ms. Kelles, seconded by Ms. Chock, and unanimously adopted by voice vote, to amend the minutes as follows:

Under Office of Human Rights, Continued Departmental Review, the third paragraph shall read:

“Ms. Robertson requested that Ms. Baer fully educate the Legislature on what the options and implications are regarding the negotiations, so the Legislature can decide on the best strategy as this

Jenny Chai - term expires December 31, 2019

## **Health Department**

### **Tobacco-21 (T-21)**

Ms. Kelles clarified the plan was to include Tompkins County in the Tobacco-21 (T-21) efforts and move forward with increasing the legal age to 21 years old to purchase tobacco products, electronic nicotine delivery systems, shisha, or smoking paraphernalia.

**Mr. Kruppa** stated the Health Department has reviewed this internally and a decision was made to move forward with the proposed T-21 Local Law. The Department is comfortable with this from a health promotion stand point and an environmental health perspective.

The proposed Local Law would increase the age to purchase tobacco products, electronic nicotine delivery systems, shisha, or smoking paraphernalia from 18 years to 21 years of age in Tompkins County and would require signage in facilities that sell these products. There are penalties associated with violations of the Law and direction given to law enforcement and the Health Department for enforcement.

Ms. Kelles addressed concerns she has heard regarding this being a “slippery slope” and the Law being similar to the way illicit drugs are treated. There are different distinctions included in this Law that do not include criminalization of possession but rather make it illegal to purchase. Some other conversations she has been involved in include the military argument that a person can enter the military at 18 years old but not be able to buy a cigarette at the same age. Others have addressed concerns with her regarding the reduction of tobacco product sales for local businesses. She explained the research has shown that potential sales have been reduced by 2% and it has been determined individuals in that 2% are of significantly lower income, lower education, and lower SES with significantly higher stressors combined with the fact that tobacco is a very addictive drug. She said this is a small group and believes the protection is worthwhile.

Ms. Hamilton addressed the military argument as one of the top issues discussed among Cortland County Legislators. She said tobacco is very unique and questioned how an addictive substance that causes premature death or a lifetime of dependence on nicotine can be compared to being ready to fight for one’s country. Tobacco is a drug with a great deal of science and statistics that support the impact nicotine has on an adolescent brain. All branches of the military have denounced the use of tobacco within the military as it impacts readiness and fitness and is in favor of raising the purchase age of tobacco products.

Ms. Hamilton said the 2% reduction in retail sales Ms. Kelles referred to is a national figure and 90% of the 2% sales are purchased and then supplied to youth under the age of 18. The 18 to 21 year olds currently purchasing tobacco are supplying individuals from the ages of 15 to 17 years of age.

**Mr. Kruppa** stated the Board of Health approved a motion to ask the Legislature to support the T-21 Local Law and raise the age to purchase tobacco in Tompkins County to 21 years of age.

In response to questions raised, Mr. Kruppa clarified the owner and operator of a retail establishment would be responsible and fined if the Law was not followed.

Ms. Chock inquired as to who enforces the purchasing of alcohol. Ms. Hendrix stated the purchase of alcohol is enforced by law enforcement.

Ms. Chock stated she is appreciative of the work done by the Health Department and believes that it is the job of Legislators to take the information and evaluate other factors involved. She is concerned the Law may penalize more poor youth than wealthier youth in regard to social activities. She is not ready to include other herbs at this time and may consider proposing a ban on the sale of tobacco at all ages in Tompkins County.

Ms. Chock referenced a book related to this subject that made it clear that the figures are more of a national average and actual local figures are not known. Two factors of concern to her that may not have been taken into account are:

- The potential impact of increased advertising of new tobacco products as they are developed.
- The possible impact of raising the legal age for purchasing tobacco on alcohol or other drug use. Her concern is youth wanting to do something that is perceived as “cool” that may result in an increase in the sale of alcohol to underage youth.

**Mr. Kruppa** stated there are detailed answers to some of these concerns and he will provide them following the meeting. This proposal is based on the research they have available and what fits best with public health laws and policies being implemented across the country. The reality is that tobacco kills and there is no safe way to use it. This law will limit who is able to purchase tobacco in the County. He believes this is a measured approach to help the children and young adults of Tompkins County and be in line with other counties across New York State.

Ms. Hamilton stated Chautauqua, Cattaraugus, Schenectady, Albany, Suffolk, New York City, and Cortland Counties have already passed T-21 legislation and Onondaga and Steuben Counties are currently considering it.

Ms. Robertson requested a memo be provided prior to this going to the Legislature that lists counties in New York State that have passed a similar law.

Ms. Kelles stated the reason the age of 21 is being used instead of an older age is due to brain development in adolescents and young adults and how the addiction to tobacco affects that development. She also spoke of public health being a delicate balance between taking personal and individual rights and having the justification of protecting the health of the public. The argument for this local law is based on protecting young adults from the dramatic impact on the adolescent brain development and protecting that specific group who are significantly more vulnerable to the effects of tobacco. Ms. Kelles said she supports the local law.

Mr. Burbank stated he will not support this law. He spoke of those individuals who are age 18 and required to register for the draft and putting their lives on the line for the Country and being denied the ability to make that choice seems fundamentally and philosophically wrong to him.

Ms. Chock inquired about self-service vending machines and suggested adding the statement “Prohibits self-service access to prohibited products,” from the Chautauqua County Law that relates to vending machines. Mr. Kruppa stated he will look into this.

Ms. Robertson stated a person is required by law to be 21 years of age to enter a bar where a vending machine may exist. **Mr. Kruppa** explained that when the original law for 18 years of age was written bars were more stand-alone establishments but he said he will look into that. Ms. Robertson stated when a Public Hearing is set it is done so with the proposed Law written and a change to the

vending machine portion at a later date would be a significant enough change for another hearing to be needed.

Ms. Chock asked if the Weights and Measures Department could do enforcement since it is already visiting establishments. Mr. Kruppa explained the Health Department is required to visit establishments on an annual basis and discussed the options regarding enforcement and implementation. He said there will be an evaluation of the additional cost of work related to enforcement if this is passed in 2017.

Ms. Kelles said a revised law should include whether or not the County is going to monitor self-service purchasing machines. Mr. Kruppa stated he would review this request with the Department. The intent of the document was to deal with one issue, to raise the age from 18 to 21 years; however, other local laws related to the sale of tobacco can also be reviewed. Access to vending machines that sell tobacco products would be prohibited for those under the age of 21.

Ms. Chock inquired about Shisha and if this law is only referring to the tobacco portion of Shisha. Mr. Kruppa stated the definitions mirror those included in State laws and is consistent with those laws. Mrs. McBean-Clairborne requested further clarification regarding combination products as defined in the proposed law. Mr. Kruppa stated it refers to things approved by the US Food and Drug Administration (FDA) covered under the Federal Food and Drug and Cosmetic Act. This language is included to ensure that the law does not inadvertently ban something approved for sale by the FDA.

Mr. Burbank stated he has received notification of a concern regarding the Ellis Hollow Apartments where the smell of tobacco smoke has been moving between apartments. Mr. Kruppa explained one of the goals of the Tobacco Program is to have policies in place to protect people in connected living dwellings. He stated Mr. Schiele had been working with this group and after a plan was presented to the property owners, there were no further actions taken.

Ms. Baer stated if the tenants that are being impacted by the smoke have a disability that is irritated by the passage of smoke then there are fair housing laws that may apply.

Ms. Hamilton stated there have been cases where the tenants have sued the property owners and won their suit based on situations similar to the one Mr. Burbank mentioned. There have been trends regarding property owners passing smoke free policies for their properties.

Mrs. McBean-Clairborne thanked everyone for the discussion and requested Committee members contact with Mr. Kruppa with their questions and concerns addressed in advance of the January 2017 Health and Human Services Committee meeting so full disclosure can be made to the public. She expects a final draft of the local law to be presented at that meeting. In the meantime, she will inform Legislators of the work being done on this.

**Resolution No. - Adoption of Local Law No. \_\_ of 2017 – Tobacco 21 (ID #6764)**

<b>RESULT:</b>	<b>NO ACTION TAKEN</b>
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WHEREAS, a public hearing has been held before the Tompkins County Legislature to hear all persons interested in proposed Local Law No. \_\_ of 2017, and

WHEREAS, the Tompkins County Legislature has determined that adoption of Local Law No. \_\_

of 2017 is in the public interest, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee and the Tompkins County Board of Health, That proposed Local Law No. \_\_ of 2017 - Tobacco 21 is hereby adopted,

RESOLVED, further, That the Clerk of the Board shall publish in the official newspaper of the County a notice of adoption containing a synopsis of said local law and shall within twenty days file one certified copy in the Office of the County Clerk, and one copy with the Secretary of State.

**SEQR ACTION:** TYPE II-20

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**Resolution No. - Authorizing a Public Hearing on Proposed Local Law No. \_\_ of 2017 – Tobacco 21 (ID #6763)**

<b>RESULT:</b> <b>NO ACTION TAKEN</b>
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WHEREAS, Tompkins County has a substantial interest in reducing the number of individuals of all ages who use cigarettes and other tobacco products, and a particular interest in protecting adolescents from tobacco dependence and the illnesses and premature death associated with tobacco use, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee and the Tompkins County Board of Health, That a public hearing be held before the Tompkins County Legislature in Legislative Chambers of the Governor Daniel D. Tompkins Building, 121 East Court Street, Ithaca, New York, on Tuesday, January 17, 2017, at 5:30 o'clock in the evening thereof concerning proposed Local Law No. \_\_ of 2017 - Tobacco 21. At such time and place all persons interested in the subject matter will be heard concerning the same,

RESOLVED, further, That the Clerk of the Board is hereby authorized and directed to place proper notice of such public hearing in the official newspaper of the County.

**SEQR ACTION:** TYPE II-20

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**Mental Health**

**Resolution No. - Authorization to Execute Agreement - Development of a Mobile Crisis Team - Tompkins County Mental Health Department (ID #6758)**

Mr. Kruppa provided a brief description of the proposed Mobile Crisis Team to deal with behavioral health issues that may occur in the County. The main goal of the team is to provide a social worker and case worker in a situation to avoid unnecessary involvement of law enforcement or hospitalization. The service provided by this team would be available 24 hours a day, which is an expansion of the current emergency outreach services that is currently only available during normal working hours of 8:30 a.m. to 4:30 p.m.

Mr. Kruppa said he is hoping to work with the crisis suicide line where referrals would be made and the calls would be triaged. A determination would then be made if the crisis line could support the