

**HEALTH & HUMAN SERVICES COMMITTEE**

***Of the***

***Suffolk County Legislature***

A meeting of the Health & Human Services Committee of the Suffolk County Legislature was held in the Rose Y. Caracappa Legislative Auditorium of the William H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, New York, on June 4, 2009.

**Members Present:**

Legislator Kate Browning - Chairperson  
Legislator John Kennedy - Vice Chair  
Legislator Thomas Barraga  
Legislator Jack Eddington  
Legislator DuWayne Gregory

**Also In Attendance:**

George Nolan - Counsel to the Legislature  
Sarah Simpson - Office of Counsel to the Legislature  
Barbara LoMoriello - Deputy Clerk/SC Legislature  
Maxvel Rose - Aide to Legislator Gregory  
Greg Moran - Aide to Legislator Nowick  
Paul Perillie - Aide to Majority Leader Cooper  
Linda Bay - Aide to Minority Leader Losquadro  
Diane Dono - Budget Review Office  
Craig Freas - Budget Review Office  
Ben Zwirn - Chief Deputy County Executive  
Brendan Chamberlain - County Executive Assistant  
Steve Tricarico - County Executive Assistant  
Dennis Brown - Bureau Chief/County Attorney's Office  
Janet DeMarzo - Commissioner/Department of Social Services  
Greg Blass - Chief Deputy Commissioner/Department of Social Services  
Ed Hernandez - Deputy Commissioner/Department of Social Services  
Linda O'Donohoe - Assistant to the Commissioner/Dept of Social Services  
Dr. Humayun Chaudhry - Commissioner/Department of Health Services  
Matt Miner - Deputy Commissioner/Department of Health Services  
Margaret Bermel - Dir of Health Adminis./Department of Health Services  
Joe Sanseverino - Community Development  
Debra Alloncius - Legislative Director/AME  
All Other Interested Parties

**Minutes Taken By:**

Alison Mahoney - Court Stenographer

*(\*The meeting was called to order at 2:06 PM\*)*

**CHAIRPERSON BROWNING:**

Good afternoon. We will start the Health and Human Services Committee with the Pledge of Allegiance led by Legislator Eddington.

Salutation

Okay, good afternoon. First of all, I'd like to say a special welcome. We have some nursing students in the Master's Program from St. Joseph's, so welcome to our committee. And any time you want to come back, you're always welcome.

We have some cards. We will start with -- okay. The first speaker is Spike Babaian; I hope I didn't destroy your name.

**MS. BABAIAN:**

That's all right, no one can say it.

**CHAIRPERSON BROWNING:**

And after that will be Josh Gregory.

**MS. BABAIAN:**

Hi. How are you? My name is Spike, I am the President of the Long Island Vapors Club. The Vapors Club is an organization that we started that uses electronic cigarettes. Sometimes it takes a little bit of support when you're deciding you don't want to smoke regular cigarettes anymore and encouragement, kind of like AA meetings except, you know, more friendly like.

We have -- we actually are a little bit out of order, we were going to have our secretary go first, but since I'm going first, I've brought a number of studies to go over that would have made a lot more sense if he had spoken first, but I'm going to try to give you some of the statistics. One of the arguments in the proposed legislation is that it's more of a concern of health and safety of Suffolk County residents. And of course, you know, we're concerned about our own health also, because it's our health and everybody around us and our children and our families. So I want to present some of the results of the studies done, because a lot of the news articles are misinforming people and misleading people.

The News 12 and the newspaper articles, the magazine articles are all saying these components that are in this E-cigarette are not tested and not studied and they're dangerous; they are studied and they are tested and they are not found to be dangerous. They've been tested and studied in the United States, the components of the liquid that's used to make the vapor. They have been tested and studied outside of the United States in the form of the vapor that's exhaled from the electronic cigarette, the actual liquid that's used in it. The main component of the liquid that makes the vapor when you puff out of an electronic cigarette that looks like smoke is called propylene glycol and 90 -- between 90 and 95% of the liquid that's in the -- that carries the nicotine and delivers it to the lungs through the mucus membrane is propylene glycol. Propylene glycol is also used in asthma inhalers to carry steroids and medicines to the lungs, it's also used to deliver medication to people who have lung problems and COPD, people with pulmonary disorders. All lung medication that's -- not all, 90% of lung medication that's taken into the lungs is taken through the form of propylene glycol as a delivery system. They use this because it's been studied so much that they know that it's safe for the lungs. It's also an anti-germicide, viricide, so it kills viruses and germs that could potentially do damage to someone who has lung problems and disorders.

I'm going to send an e-mail to all of the members of the Legislature with a list of the articles that I'm going to be citing so that that way you have a record of them.

**LEG. BARRAGA:**

Can I ask a question?

**CHAIRPERSON BROWNING:**

Yes, go ahead.

**LEG. BARRAGA:**

Before you make your presentation, are you aware of the fact that the bill has been amended now?

**MS. BABAIAN:**

Yes. Yes, we were.

**LEG. BARRAGA:**

All right. So, I mean, it prohibits the sale for anyone under the age of 19.

**MS. BABAIAN:**

Yes. We actually -- we agree with the fact that it should be prohibited for 19 and under.

**LEG. BARRAGA:**

But it continues to sell it for anybody over the age of 19.

**MS. BABAIAN:**

Yes. The issue that we're having, the majority of the issue that we're having is that the bill restricts use of the device except in areas where smoking is allowed. And a lot of us have spent a lot of effort to not smoke and now they're going to put us in a group of people with second-hand smoke even though we are not smoking anymore, and we're using something that does not cause harm to the general public. So the concern is that although the bill has been amended to say we can use them just not in non-smoking areas, well, then you're putting us in smoking areas where our health is then at risk.

**LEG. BARRAGA:**

So what, do you want to use the device in non-smoking areas?

**MS. BABAIAN:**

The device is already -- well, the propylene glycol and the fog is already used in non-smoking areas, in plays --

**LEG. BARRAGA:**

So you want to continue that.

**MS. BABAIAN:**

Well, it's not a matter -- I should have stated that properly. It's already used in fog machines, smoke machines, in clubs, in bars, in plays, in playhouses, at the Patchogue Playhouse and all of the presenting venues that have any kind of performances, and it's done there because it's approved, because it doesn't cause any harm. So the issue is that why should we be restricted when the -- when what's being exhaled is already approved by the FDA as safe?

**LEG. BARRAGA:**

I understand your point but, you know, at some juncture you should maybe declare victory and go home.

**MS. BABAIAN:**

It's not to say that I we're not --

**LEG. BARRAGA:**

I mean, this was a major -- the sponsor of the bill obviously made a major change with reference to,

you know, allowing the sale for 19 and over. You know something? That was pretty good on his part, because the bill basically was going to just ban this device period.

**MS. BABAIAN:**

I mean, we're hoping in that we expect that the reason for those amendments and changes was because of a little bit of research on his part and recognizing that there studies that say that it's safe.

**LEG. BARRAGA:**

Well, Spike, make your presentation, but I don't expect -- I'd be very surprised if the prime sponsor changes this bill again. And I have a feeling that when it comes before the Legislature, based on the way it's been amended, it's going to pass almost unanimously.

**MS. BABAIAN:**

Okay. Well, what I would like to do then is at this point I have a number of studies. Again, I'll be e-mailing the studies with a list of the safety -- what's happened safe-wise as far as propylene glycol, the studies that have been done here and in other countries.

The summary of it is the propylene glycol vapors -- and when it's a vapor, it means that it's heated to a temperature where it goes from a liquid to a gas, which is why you see the puff of steam that comes out, and this has actually been tested in a number of places. In the 1940's, they tested it --

**CHAIRPERSON BROWNING:**

Can I stop you there? Because I know your three minutes is up and I know you do have -- two of your friends are here to speak on it also, so maybe they would like to pick up where you're dropping off, if that would be possible.

**MS. BABAIAN:**

All right. What I would like to do then is I will e-mail a list of all of the studies that I was going to site with the little notations.

**CHAIRPERSON BROWNING:**

Sure, you can do that. You can do that.

**MS. BABAIAN:**

And I'll let them give the general information, then.

**CHAIRPERSON BROWNING:**

Okay. Thank you.

**MS. BABAIAN:**

Thank you.

**CHAIRPERSON BROWNING:**

Josh Gregory?

**MR. GREGORY:**

Hello to everybody. I'm going to come from a different type of angle. I know -- I appreciate that the bill was amended and it is now legal to sell to 19 and older, but I have notice that a lot of people are unfamiliar with this product and what it has done for smokers.

My father, when I was 24, had passed away from lung cancer and now, being a father of three small children, I can't tell you how much better a smoker would feel using this instead of using a tobacco cigarette, just because of the exhale is a vapor and it's not something that is offensive to

non-smokers because it dissipates rather quickly.

I mean, it really -- if you guys would give us the opportunity to meet with you, each of you, if you have any questions, we would be happy to answer them on an appointment time. And if everyone just does a little research about the products, you'll see how beneficial they are to people. And that's pretty much -- I don't want to take up any more time, unless you have a question.

**CHAIRPERSON BROWNING:**

You know, out of curiosity, how long have these e-cigarettes existed? I mean, people have been using them?

**MR. GREGORY:**

Well, they were -- they were invented in 2003. They've been used in Europe and Asia since then, probably in Europe around 2004. They're relatively new to the United States, they have been here I believe since last April or May.

Testing also has been done. There are several different tests and there are large companies that are doing testing on the ingredients and they are coming back relatively positive, and we can also provide you with the testing for these.

**CHAIRPERSON BROWNING:**

Okay. Yeah, I know, because obviously since 2003 it's pretty new.

**MR. GREGORY:**

Well, it's only been here since last year, so it's very new to the United States.

**CHAIRPERSON BROWNING:**

I'll give you an example. I mean, I remember my Mom telling me about my grandmother during World War II and all the bombings that they were experiencing. Her nerves were so bad the doctor told her to smoke --

**MR. GREGORY:**

Right.

**CHAIRPERSON BROWNING:**

-- and it would help her to calm down, but now we know smoking is not good for you. So, you know, I think that it's a learning thing, you know, it's only, what, six years in existence?

**MR. GREGORY:**

Right.

**CHAIRPERSON BROWNING:**

I don't know that necessarily all the studies are conclusive and that we truly know everything about them. I mean, I know we are going to sit down and talk about it, I know you're coming to see me and I'm looking forward to hearing what you've got to say.

**MR. GREGORY:**

Okay.

**CHAIRPERSON BROWNING:**

Okay, Legislator Eddington has a question.

**MR. GREGORY:**

Okay.

**LEG. EDDINGTON:**

I have a little difficulty with this, because we're talking about a drug delivery system, a drug like nicotine that was banned as an herbicide because it was too deadly. And I obviously can't ban cigarettes, although I would love to.

**MR. GREGORY:**

Right.

**LEG. EDDINGTON:**

But you're asking me to approve another way of getting drugs into the population.

**MR. GREGORY:**

Okay, it's -- one of the things about this device is that it can be made with just the propylene glycol with zero nicotine. And from being a former smoker, a big draw to the smoking is actually the action, and that's why with a lot of people the patch is unsuccessful and the gum is unsuccessful because 60 to 70% of it is the act of smoking. So it can have no nicotine in it at all and that's the ultimate goal for people that are using them, is to lower their nicotine intake over time. But the nicotine that is in these cartridges is less nicotine than what's in a traditional cigarette.

**LEG. EDDINGTON:**

Well, I appreciate your information, but I still just can't see providing another way of getting drugs into our system. I mean, I'm a clinical social worker and a hypnotherapist, I'd rather hypnotize people than give them a lesser amount of drugs or give them what I used to do in sessions, an alternative to smoking, whether it's doing something with your fingers or just taking deep breaths or chewing gum. But I just can't get my head around giving people a drug delivery system, so.

**MR. GREGORY:**

What is your success rate with hypnotism?

**LEG. EDDINGTON:**

Well, actually, since I've been in the Legislature I haven't been doing it, but I would say at least half of the people that I dealt with were successful.

**MR. GREGORY:**

Okay. With the electronic cigarette, the success rate from -- I don't know if they're from poles, I don't know exactly where they're from -- it's about 77%.

**LEG. EDDINGTON:**

Yeah, I guess I'm not really questioning that.

**MR. GREGORY:**

Right.

**LEG. EDDINGTON:**

I'm questioning the delivery system. I'm not even really happy with patches, you know what I mean?

**MR. GREGORY:**

Right.

**LEG. EDDINGTON:**

But to give a new delivery system of drugs, I'm just not going to be in favor of, so. But I appreciate your information and your response.

**MR. GREGORY:**

Okay. And if you would give us the opportunity to meet with you, if you have any questions, instead of taking up more time here, that would be great.

**LEG. EDDINGTON:**

Thank you.

**CHAIRPERSON BROWNING:**

Thank you. Any more questions? Okay.

**LEG. BARRAGA:**

Just a quick question.

**CHAIRPERSON BROWNING:**

Okay. Legislator Barraga.

**LEG. BARRAGA:**

Just for clarification.

**MR. GREGORY:**

Yes.

**LEG. BARRAGA:**

You know, a regular tobacco cigarette, as I understand it, there's something like 597 approved additives of which 43 are known carcinogens. In the system we're talking about, you've got two ingredients, as you point out, nicotine and propylene glycol, but neither one is carcinogenic; correct?

**MR. GREGORY:**

Correct, because it's not combusted.

**LEG. BARRAGA:**

I understand that, okay. That's correct, right?

**MR. GREGORY:**

Yes.

**LEG. BARRAGA:**

Okay, thank you.

**MR. GREGORY:**

Thank you. Okay, thank you, everyone.

**CHAIRPERSON BROWNING:**

Thank you, Josh. Next is William Friedman.

**MR. FRIEDMAN:**

Good afternoon, everybody. And before I start, I'd like to say that I am aware that the legislation has been amended and my comments are with regards to the new legislation.

Good afternoon. My name is Bill Friedman and I'm a member of the Long Island Vapors Club. I am also a resident of Suffolk County. I am here today to address pending legislation that will have a very negative effect on my life and health if approved in its current form. Legislator Jon Cooper is proposing Local Law 1347-2009 that would ban the sale of devices known as electronic cigarettes to parties under the age of 19 and prohibit the use in public areas except in areas designating to allow the smoking of traditional tobacco cigarettes.

While I fully support the parts of the proposed law that would prohibit the sale to parties under 19 years of age, I find the latter half of the proposed law to be founded in misinformation. It troubles me that the decision, with such a dramatic effect on my personal health and well-being, could be made without proper information, so I have come here today to try and dispel some of the

information that I believe has been supplied to the Honorable Mr. Cooper in an improper fashion.

The proposed law alleges that when an electronic cigarette user exhales the visible vapor produced from an electronic cigarette, it is a cloud of undetermined substances; this is not accurate. The content of the exhaled vapor is known to the scientific community and none of the components in the exhaled vapor has been identified to be anything detrimental in substantial enough quantity to the health of others. The body of Local Law 1347-2009 also alleges that electronic cigarettes are untested, and this does not appear to be entirely accurate. Studies have been conducted with the United States regarding the individual components used to make the liquids that are used in the electronic cigarettes, and in all cases, every component used has been expressly approved for use in food products that are deemed safe for human consumption.

The majority element used in the liquid that is turned into vapor by electronic cigarettes is a substance known as propylene glycol. Not only is propylene glycol expressly approved for use in food products, but it has also been studied in other capacities. Propylene glycol is fully approved for use in commercial fog machines used in many parts of the entertainment industry. Even in the form of heated vapor, propylene glycol has been approved for use in public displays as well as deemed a safe substance for individuals to perform their jobs in the presence of.

While it may be true that all the components together have not been tested within the United States, it is not accurate that they have not been tested anywhere. In New Zealand, a study of the components altogether was done and the result was to declare the product safe for use; to date, New Zealand is the only place I am aware of that a study was done before rushing to judgment. There is nothing to indicate that the byproducts of electronic cigarettes pose any risk to the public other than their aesthetic resemblance to traditional tobacco cigarettes. If anything, the preponderance of evidence suggests they are not any kind of risk at all to the public health.

I no longer smoke tobacco cigarettes that are proven to be carcinogenic. I find the idea that I will be forced into smoking areas and subject to secondhand smoke to be an unacceptable resolution. I was under the impression that the purpose of the smoking bans in Suffolk County was to protect the health of the public at-large and this law would do the exact opposite by forcing me into a situation that has proven to be detrimental to my health. I urge all parties involved in the decision making process to please examine the facts and do the right thing to protect my health, as was the intention of the original restriction on public smoking in the first place. The right thing to do is not force me to walk into a den of identified carcinogens to use something that has no identified public health risks. Thank you for your time and thank you for listening.

**CHAIRPERSON BROWNING:**

Thank you. And I believe -- Legislator Kennedy, did you have a question?

**LEG. KENNEDY:**

The only question that I have for you, sir, is what I have been able to read about this so far is that there's been some type of approval for vending this, or in a different way; how do you get this product? Where do you go to get a fake cigarette in this liquid method?

**MR. FRIEDMAN:**

There are brick and mortar retailers within most of the malls on Long Island, and there are also several different on-line vendors as well.

**LEG. KENNEDY:**

So then the product has been reviewed and approved by the FDA? Is there any kind of Federal oversight regarding it?

**MR. FRIEDMAN:**

I'm not telling you that it's been approved by the FDA; it has not been approved by the FDA. The FDA is currently investigating this product.

**LEG. KENNEDY:**

So it's an untested product that's been put out there into the chain of commerce.

**MR. FRIEDMAN:**

Yes, exactly like many herbal supplements that we all take on a daily basis.

**LEG. KENNEDY:**

I'm interested in having this conversation about this product, that's the one that's before us. Okay, thank you.

**MS. BABAIAN:**

It's not untested.

**CHAIRPERSON BROWNING:**

Thank you. Anybody else; no? Okay.

With that, Commissioner Chaudhry, if you would like to come forward.

I know we do have to table this for Public Hearing. The Public Hearing will be next Tuesday at --

**MR. PERILLIE:**

No, it's going to be in Riverhead on the 23rd.

**CHAIRPERSON BROWNING:**

Oh, it's going to be in Riverhead?

**MR. PERILLIE:**

Yes, we advertised it; right, George?

**MR. NOLAN:**

Yes.

**CHAIRPERSON BROWNING:**

Okay. So when is it again?

**MR. NOLAN:**

The 23rd will be the next Public Hearing.

**CHAIRPERSON BROWNING:**

On the 23rd of this month in Riverhead at 2:30 Public Hearings begin, so if you would like to come and speak on it again, you may.

Commissioner Chaudhry, if you'd like to -- I did call you and asked if you'd like to kind of give us a little insight on it.

**COMMISSIONER CHAUDHRY:**

Sure. Thank you very much. Good afternoon, everyone. I would like to take this opportunity to express my support of Introductory Resolution 1347 pertaining to E-cigarettes which, as was alluded to, was introduced by Legislator Cooper, laid on the table on April 28th and amended on June the 1st, 2009.

This product is a nicotine delivery system in its most common form and is being promoted out there, and you can go on the Internet and see this, as both a healthy product and as an aide to smoking cessation. The statements we've heard this afternoon notwithstanding, there is no scientific evidence to substantiate either claim. The World Health Organization has issued a formal statement saying

that it does not consider E-cigarettes to be a legitimate smoking cessation aid and has asked retailers to stop using advertising that said it was.

Now, with that said, the revised resolution -- and I will echo comments made by Legislator Barraga -- would permit their use for those over the age of 19 to purchase and to use at their own peril, of course, assuming the FDA doesn't ban it outright, in their homes and in cars. The FDA has blocked, as some of you may know, a number of imports of E-cigarettes to the United States citing E-cigarettes as a nicotine delivery system that is subject to its approval. And it is correct that they are doing some investigations to determine if they should do an outright ban as some countries have done such as Australia.

Finally, I will mention that something that needs to be kept in mind, that nicotine, even in low concentrations, acts a stimulant in mammals and is one of the main factors responsible for the dependence-forming properties of tobacco smoking. According to the American Heart Association, nicotine addiction has historically been one of the hardest addictions to break. Anything we can do as public health officials and Legislators working together to prevent children from getting this addiction is a step in the right direction. A ban on the sale or offer of sale of E-cigarettes to persons under the age of 19 is the right thing to do.

**CHAIRPERSON BROWNING:**

Does anyone have a question? Okay. You know, as far as E-cigarettes are concerned and cigarettes are concerned, is there a difference; is one not as harmful as the other?

**COMMISSIONER CHAUDHRY:**

Again, there isn't enough evidence to suggest that E-cigarettes are not harmful. You know, it does -- when it's used -- it is correct that sometimes it can be used without nicotine, but you don't always know if that's the product that the people are going to be using, especially when you're concerned about children. So anything that can be a stepping stone as it relates to people under the age of 19, even if it doesn't contain nicotine because it simulates the act of cigarette smoking, could be a starter drug, if you will, or a starter product that could lead to cigarette smoking down the road, so that's the concern for those under the age of 19.

But in terms of hard, scientific evidence, there are anecdotal reports of it providing some assistance to those who have a problem with smoking. But there are lots of other legitimate nicotine products out there that have been tested over the years for which there is substantial scientific evidence that are also available.

**CHAIRPERSON BROWNING:**

Thank you. Legislator Gregory?

**LEG. GREGORY:**

I see that you addressed the issue about nicotine, but my concern and my focus is more on the public consumption aspect and where you're putting these people, potentially, in a situation where they would have to smoke with or use these devices -- I don't want to say smoking, necessarily -- but use these devices with other smokers or with smokers and addressing some of the issues that they had mentioned, putting themselves in harm's way when these devices -- I haven't seen an argument articulated that they're similar to an actual cigarette, even though they promote themselves as E-cigarettes. Is the vapor as harmful as regular tobacco smoke where we would have to segregate them from the general population?

**COMMISSIONER CHAUDHRY:**

The way the modified resolution reads -- and I'll reiterate, people are free above the age of 19 to not only purchase it but to use it in their own homes and vehicles. Beyond that, there are some challenges in terms of enforcement and logistics. If you permit people above the age of 19 to use these products in areas where cigarettes are not permitted, there would be logistics issues. Do you expect proprietors of restaurants and bars to check at the door if someone has a cigarette versus an

E-cigarette? Some E-cigarettes have nicotine, some don't; how does one determine if a product has nicotine or not as you come to the door? Even if you are permitted in, how do the other patrons know that you're smoking an E-cigarette versus a regular cigarette? In the dark or at a distance they're identical, you can't always tell.

We also have in the Health Department an enforcement arm in our office of tobacco enforcement. I can imagine scenarios where, you know -- normally what happens is if cigarettes, traditional cigarettes are being utilized where they shouldn't be, we would get a complaint and then we would act on that complaint to determine if that's happening. That would be a challenge if these were permitted.

**LEG. GREGORY:**

But we didn't ban smoking cigarettes because of the nicotine; am I correct? We banned it because of the chemicals involved and the emissions of the smoke. I mean, nicotine may be included in that, but I mean, you know, nicotine is just -- you know, it's an addictive drug but the carcinogens from the smoke is something that I think drove the ban itself, and now they're saying that those same health aspects or risks are not associated with E-cigarettes.

**COMMISSIONER CHAUDHRY:**

I think the jury is still out in terms of how harmful this is. You know, as far as we know, there is a concern on the part of the FDA that this is a drug delivery device, as Legislator Eddington pointed out, so this is not benign in that sense. And I think that until we have hard, scientific evidence in terms of in some of the claims that have been made, you know, it's not wise to permit something like this. The World Health Organization, as I indicated, has come out fairly definitively on the side of not even advertising that this is something that can be used as an aid to quitting smoking.

**LEG. GREGORY:**

All right. I'll leave it at that.

**CHAIRPERSON BROWNING:**

Okay, thank you. Any more? Okay. Thank you. Commissioner.

**MS. BABAIAN:**

Can I leave the studies with someone that you guys can look at?

**CHAIRPERSON BROWNING:**

You can give them to the Clerk, yes.

**MS. BABAIAN:**

Because everyone -- it's killing me to hear --

**CHAIRPERSON BROWNING:**

No, that's okay. You can hand them to the Clerk and she'll make sure we get them.

**MS. BABAIAN:**

Thank you.

**CHAIRPERSON BROWNING:**

Thank you. Okay. I don't know if anyone from DSS would like to make any comments, anything you would like to say? You want to make a comment?

**LEG. EDDINGTON:**

Yes.

**CHAIRPERSON BROWNING:**

Okay, Legislator Eddington.

**LEG. EDDINGTON:**

I would just like to take this opportunity to congratulate Ed Hernandez who just became a Doctorate of Social Work for the State University of Stony Brook. So I congratulate you; you did a great job.

**CHAIRPERSON BROWNING:**

Congratulations.

*Applause*

**DEPUTY COMMISSIONER HERNANDEZ:**

Thank you.

**CHAIRPERSON BROWNING:**

So I guess no reports. Anybody else have any questions for the Health Department? No, no questions. It looks like we're going to have an early day. Take advantage, right, while it's good?

**Tabled Resolutions**

We have Tabled Resolutions, ***IR 1223-09 - Directing the Suffolk County Department of Health services to establish an on-line Health Care Directives Registry for Suffolk County residents (Gregory).***

**LEG. GREGORY:**

Motion to table.

**CHAIRPERSON BROWNING:**

Motion to table by Legislator Gregory; second, Legislator Kennedy.

All in favor? Opposed? Abstentions? ***It's tabled (VOTE: 5-0-0-0).***

***1290-09 - Adopting Local Law No. -2009, A Local Law to enact a grading policy for food establishments (Losquadro).***

**MR. NOLAN:**

It's got to be tabled.

**CHAIRPERSON BROWNING:**

It's got to be tabled? I'll make a motion to table for Public Hearing.

**LEG. EDDINGTON:**

Second.

**CHAIRPERSON BROWNING:**

Second, Legislator Eddington. All in favor? Opposed? Abstentions?

***It's tabled (VOTE: 5-0-0-0).***

***IR 1347-09 - Adopting Local Law No. -2009, A Local Law banning the sale of E-cigarettes in Suffolk County (Cooper).*** I'll make a motion to table for Public Hearing. Second, Legislator Eddington. All in favor? Opposed? Abstentions? ***Tabled (VOTE: 5-0-0-0).***

***IR 1429-09 - Amending the 2009 Adopted Operating Budget to accept and appropriate additional 100% State Aid from the New York State Office of Mental Health for Skills Unlimited, Inc. (County Executive).*** I'll make a motion --

**LEG. BARRAGA:**

Second.

**CHAIRPERSON BROWNING:**

-- to approve and place on the Consent Calendar. Second, Legislator Barraga. All in favor? Opposed? Abstentions? ***Approved and placed on the Consent Calendar (VOTE: 5-0-0-0).***

***1430-09 - Amending the 2009 Adopted Operating Budget to accept and appropriate additional 100% State Aid from the New York State Office of Alcoholism and Substance Abuse Services*** -- okay, Mr. Brown is coming up, I wonder why -- ***to Long Island Gay and Lesbian Youth, Inc., for the purchase of surveillance equipment (County Executive)***. I'll make a motion to approve and place on the Consent Calendar.

**LEG. BARRAGA:**

Second.

**CHAIRPERSON BROWNING:**

Second, Legislator Barraga. All in favor? Opposed? Abstentions.

It carries, ***approved and placed on the consent calendar (VOTE: 5-0-0-0)***. Mr. Brown, did you want to speak on something?

**MR. BROWN:**

Only with respect to 1347; I had thought that it was closed on the May 12th hearing.

**MR. NOLAN:**

It's been amended and it's been determined it's a substantial change, so we're going to reopen the Public Hearing.

**MR. BROWN:**

Okay, thanks.

**CHAIRPERSON BROWNING:**

Oh, that's what it is. Okay.

***IR 1453-09 - Accepting and appropriating a 100% reimbursed grant from the U.S. Department of Housing and Urban Development for an Emergency Shelter Grants Program and authorizing the County Executive to execute an agreement (County Executive)***. I guess I'll make a motion to approve, place on the Consent Calendar.

**LEG. KENNEDY:**

Second.

**CHAIRPERSON BROWNING:**

Second, Legislator Kennedy. All in favor? Opposed? Abstentions?

Okay, motion carries, ***approved and placed on the consent calendar (VOTE: 5-0-0-0)***.

With that, I guess no one else has anything to say, so motion to adjourn, Legislator Eddington. We're adjourned. I can't believe it.

***(\*The meeting was adjourned at 2:36 PM\*)***