

The seal of the State of Texas is a large, faint, light blue circular emblem in the background. It features a five-pointed star in the center, surrounded by a wreath of olive and live oak branches. The words "THE STATE OF TEXAS" are inscribed around the perimeter of the seal.


TEXAS OPIOID ABATEMENT FUND COUNCIL

Texas Association of Regional Councils

September 28, 2022

Glenn Hegar

Texas Comptroller of Public Accounts

A decorative horizontal bar at the bottom of the slide, composed of several rectangular blocks in various shades of red, teal, and gold.



TEXAS OPIOID ABATEMENT FUND COUNCIL

Agenda

- Overview of the Opioid Abatement Fund Council and Duties to the Opioid Abatement Trust Fund
- Presentation of FY 2021 Revenue from settlement agreements/court orders
- Presentation of FY 2022 Revenue from settlement agreements/court orders
- Updates and next steps on implementation of administrative efforts by the comptroller's office



TEXAS OPIOID ABATEMENT FUND COUNCIL

Overview of the Texas Opioid Abatement Fund Council and Duties to the Opioid Abatement Trust Fund

- SB 1827 background
- Who makes up the Texas Opioid Abatement Fund Council?
- What is the Opioid Abatement Trust Fund?
- What is the Council's role in relation to the Trust Fund?
- Statewide Opioid Settlement Initiative



TEXAS OPIOID ABATEMENT FUND COUNCIL

SB 1827 from the 87th Legislative Regular Session Summary

- Prior to SB 1827, settlement funds flowed through general revenue according to Tex. Gov't Code § 402.007
- SB 1827 is the product of input from the legislature and political subdivisions using various supporting documents
 - Texas Term Sheet
 - Texas Global Settlement Agreement
 - List of Allowable Uses of Opioid Abatement Funds



TEXAS OPIOID ABATEMENT FUND COUNCIL

Who makes up the Opioid Abatement Fund Council?

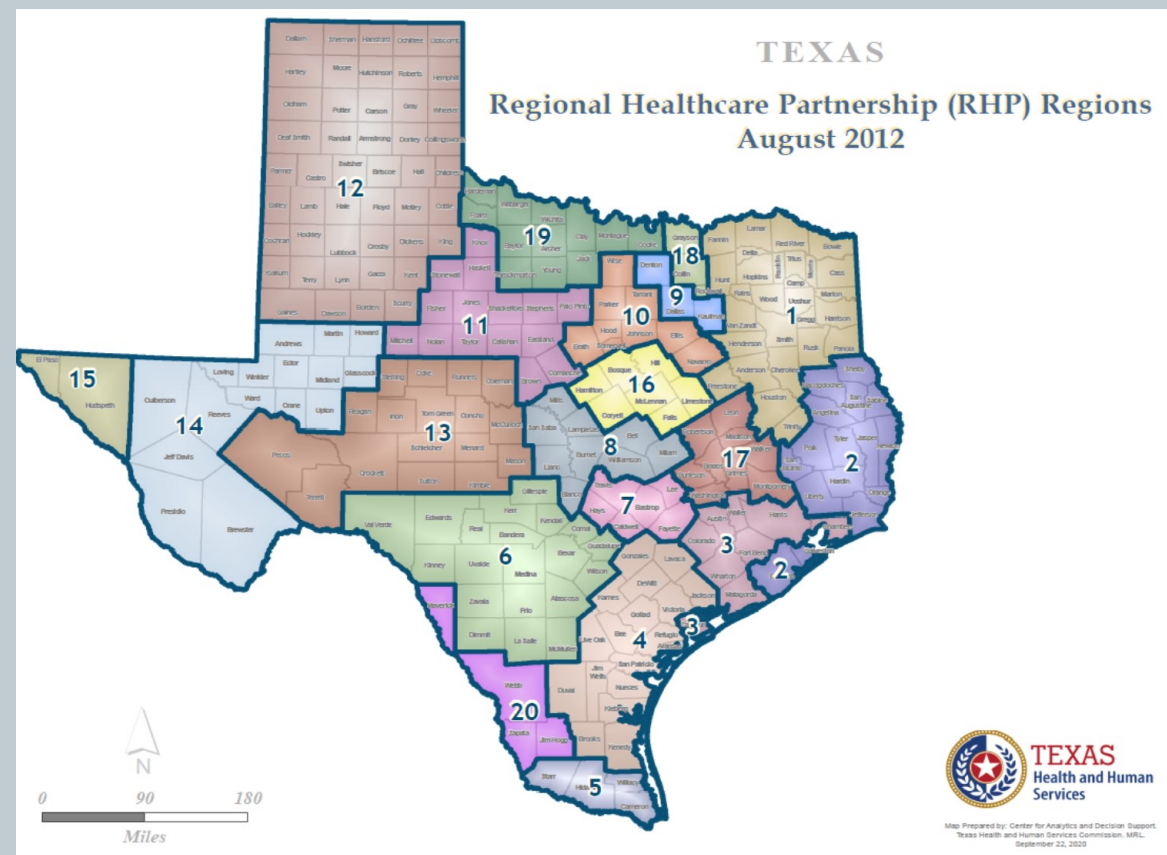
- *14 members*
- *Appointing offices include:*
 - *Governor (3 appointments)*
 - *Lieutenant Governor (1 appointment)*
 - *Speaker of the House of Representatives (1 appointment)*
 - *Attorney General (2 appointments)*
 - *Executive Commissioner of the Health and Human Services Commission (6 appointments)*
- *Comptroller (or designee) is a nonvoting member and presiding officer*



TEXAS OPIOID ABATEMENT FUND COUNCIL

Who makes up the Opioid Abatement Fund Council?

- *Members of the academia or the medical profession with significant experience in opioid interventions and who each are appointed to represent various groups within the regional health care partnership regions*





TEXAS OPIOID ABATEMENT FUND COUNCIL

Who makes up the Opioid Abatement Fund Council?

- *current or retired health care professionals holding or formerly holding a license under Title 3, Occupations Code (health professions), with significant experience in treating opioid-related harms*
- *employees of a hospital district*
- *member of a law enforcement agency and has experience with opioid-related harms*
- *the comptroller or the comptroller's designee as a nonvoting member and presiding officer*



TEXAS OPIOID ABATEMENT FUND COUNCIL

Texas Opioid Abatement Fund Council

The Honorable Glenn Hegar, presiding officer

Texas Comptroller of Public Accounts
Austin, Texas

Katherine L. Yoder, M.B.A.

Austin, Texas
Appointed by Governor Greg Abbott.

John G. Mills, D.O.

Port Bolivar, Texas
Appointed by Governor Greg Abbott.

Ronald P. "Ronnie" Enriquez, Jr.

Leander, Texas
Appointed by Governor Greg Abbott.

Sanjay P. Patel, M.D.

Odessa, Texas
Appointed by Attorney General Ken Paxton.

Carrie de Moor, M.D., F.A.C.E.P.

Frisco, Texas
Appointed by Attorney General Ken Paxton.

Pedro J. Fernandez, M.D.

Dallas, Texas
Appointed by Health and Human Services Executive Commissioner Cecile Erwin Young.

J. Douglas Thornton, Pharm.D., Ph.D., B.C.P.S.

Houston, Texas
Appointed by Health and Human Services Executive Commissioner Cecile Erwin Young.

John "Scott" Milton, M.D.

Lubbock, Texas
Appointed by Health and Human Services Executive Commissioner Cecile Erwin Young.

James Muns, M.D.

Heath, Texas
Appointed by Speaker of the Texas House of Representatives Dade Phelan.

Lori K. Holleran Steiker, Ph.D., A.C.S.W.

Austin, Texas
Appointed by Health and Human Services Executive Commissioner Cecile Erwin Young.

Emmanuel Elueze, M.D., Ph.D., M.P.A., F.A.C.P.

Tyler, Texas
Appointed by Health and Human Services Executive Commissioner Cecile Erwin Young.

Robert Guevara, M.D.

Harlingen, Texas
Appointed by Health and Human Services Executive Commissioner Cecile Erwin Young.

Denise Wilkes, M.D., Ph.D.

Kemah, Texas
Appointed by Lieutenant Governor Dan Patrick.



TEXAS OPIOID ABATEMENT FUND COUNCIL

What is the Opioid Abatement Trust Fund?

- *Held at the Texas Treasury Safekeeping Trust Company (TTSTC), which is outside of the state treasury*
- *Trust Fund's assets may be invested with state's financial resources*
- *Revenue Sources include:*
 - *money obtained under statewide opioid settlement agreement;*
 - *Interest and dividends as a result of investing; and*
 - *other income of the fund*
- *TTSTC will also disburse the funds from the Trust Fund in accordance with statute*



TEXAS OPIOID ABATEMENT FUND COUNCIL

What is the Council's role in relation to the Trust Fund?

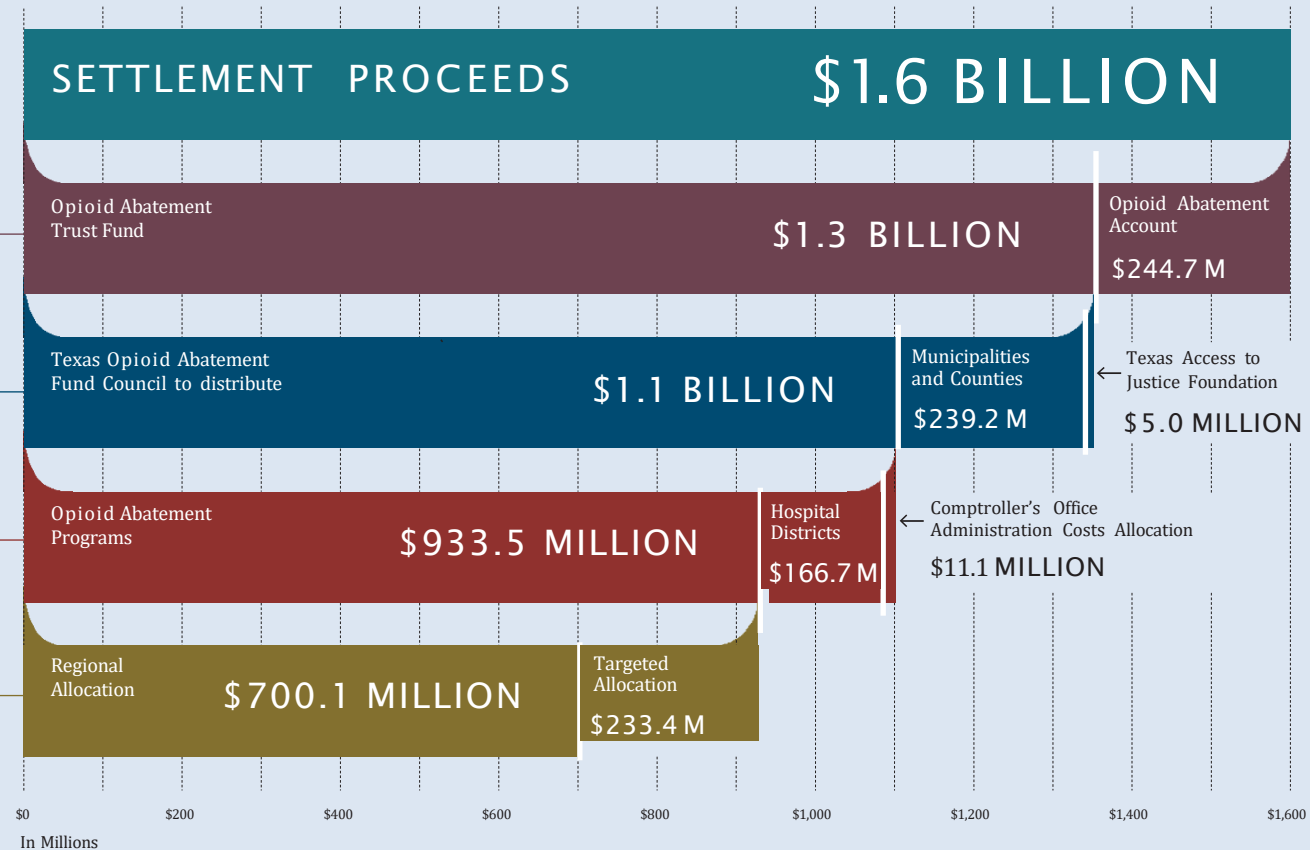
- “[E]nsure that money recovered by this state through a statewide opioid settlement agreement is allocated fairly and spent to remediate the opioid crisis in this state by using efficient and cost-effective methods that are directed to regions of this state experiencing opioid-related harms” *Tex. Gov’t Code § 403.503(a)*
- *Select the funding priorities, which includes one or more evidence-based opioid abatement strategies, under Tex. Gov’t Code § 403.509*
 - *Grants will need to follow regional and targeted allocation approaches*
 - *Trust Fund is the source for the grants*
- *Develop an application and award process for funding under Tex. Gov’t Code § 403.509*

STATEWIDE OPIOID SETTLEMENT INITIATIVE

Texas currently expects to receive an estimated \$1.6 billion* over 18 years from [settlement agreements](#) with, and court judgments against, companies related to their role in the opioid crisis.

The Texas Opioid Abatement Fund Council, administered by the Texas Comptroller of Public Accounts, was created by the 87th Legislature to ensure the money is fairly distributed using efficient, cost-effective methods.

- Part of the money goes to the Opioid Abatement Account, a General Revenue-dedicated account that will fund programs by legislative appropriation.
- Most of the money goes to the Opioid Abatement Trust Fund held by the Texas Treasury Safekeeping Trust Company. Of this money:
 - Portions are directly allocated to the Texas Access to Justice Foundation and to municipalities and counties.
 - Part is provided for hospital districts, while a small percentage is allowed for administration.
 - The remainder is distributed by the council, with 75% divided among the Texas Health and Human Services regional healthcare partnership areas and 25% to select programs.



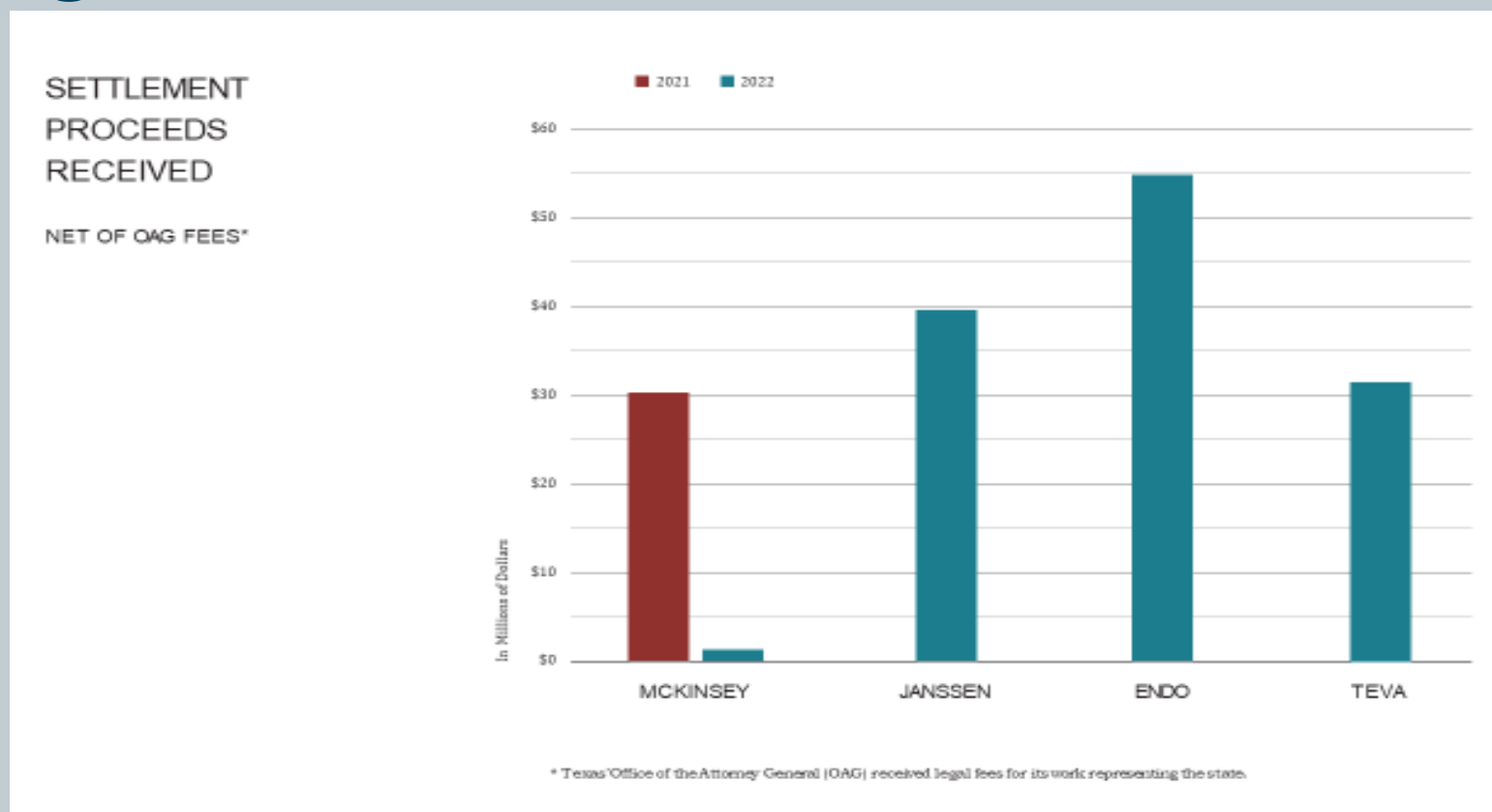
*Includes only funds designated for the Opioid Abatement Trust Fund and Opioid Abatement Account in accordance with statute. The funds will come in at different times as described in the individual settlement agreements. The amount may vary based on future settlements and changes to settlement agreements.

Note: Totals may not sum because of rounding.



TEXAS OPIOID ABATEMENT FUND COUNCIL

Presentation of FY 2021 and 2022 Revenue from settlement agreements/court orders





TEXAS OPIOID ABATEMENT FUND COUNCIL

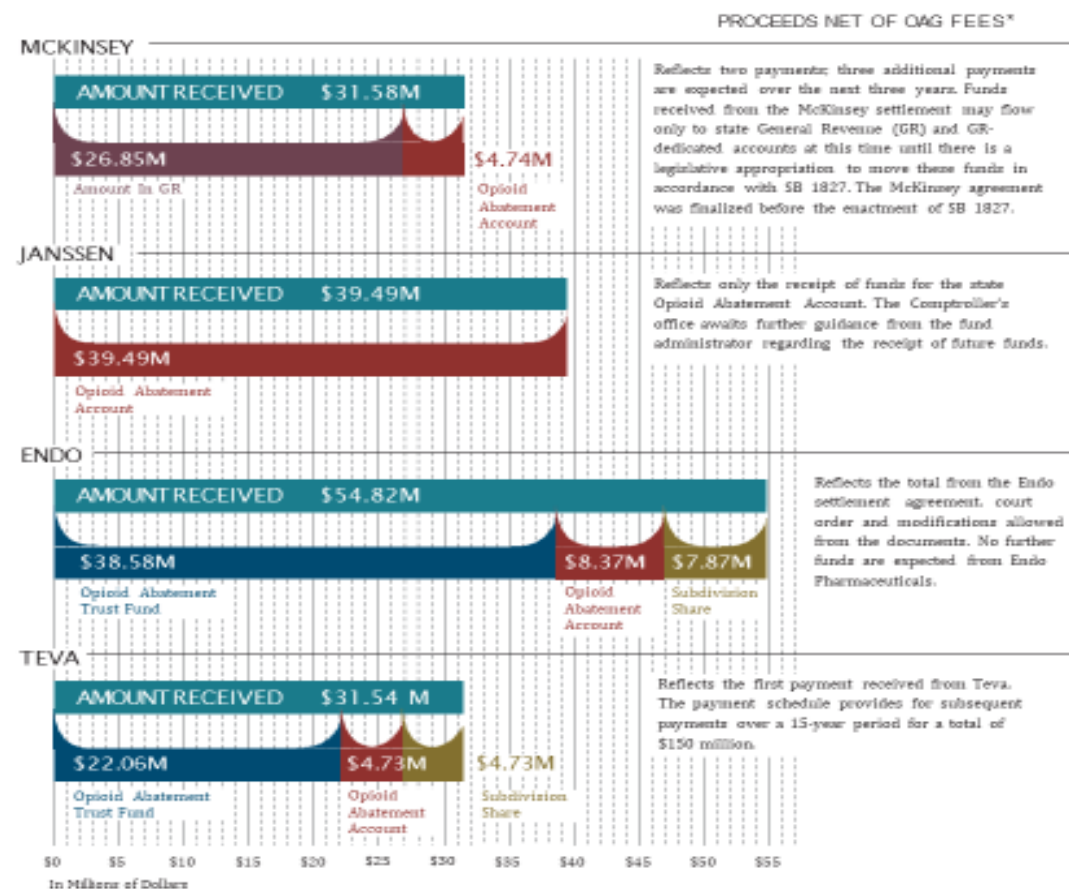
Presentation of FY 2021 and 2022 Revenue from settlement agreements/court orders

DISTRIBUTION OF OPIOID SETTLEMENT PROCEEDS

Texas has participated in agreements with several companies to resolve legal claims for their role in the opioid crisis. Among them are opioid marketing consultant McKinsey, pharmaceutical companies Endo and Teva, and opioid manufacturer Johnson & Johnson ("Janssen").

* Texas' Office of the Attorney General (OAG) received legal fees for its work representing the state.

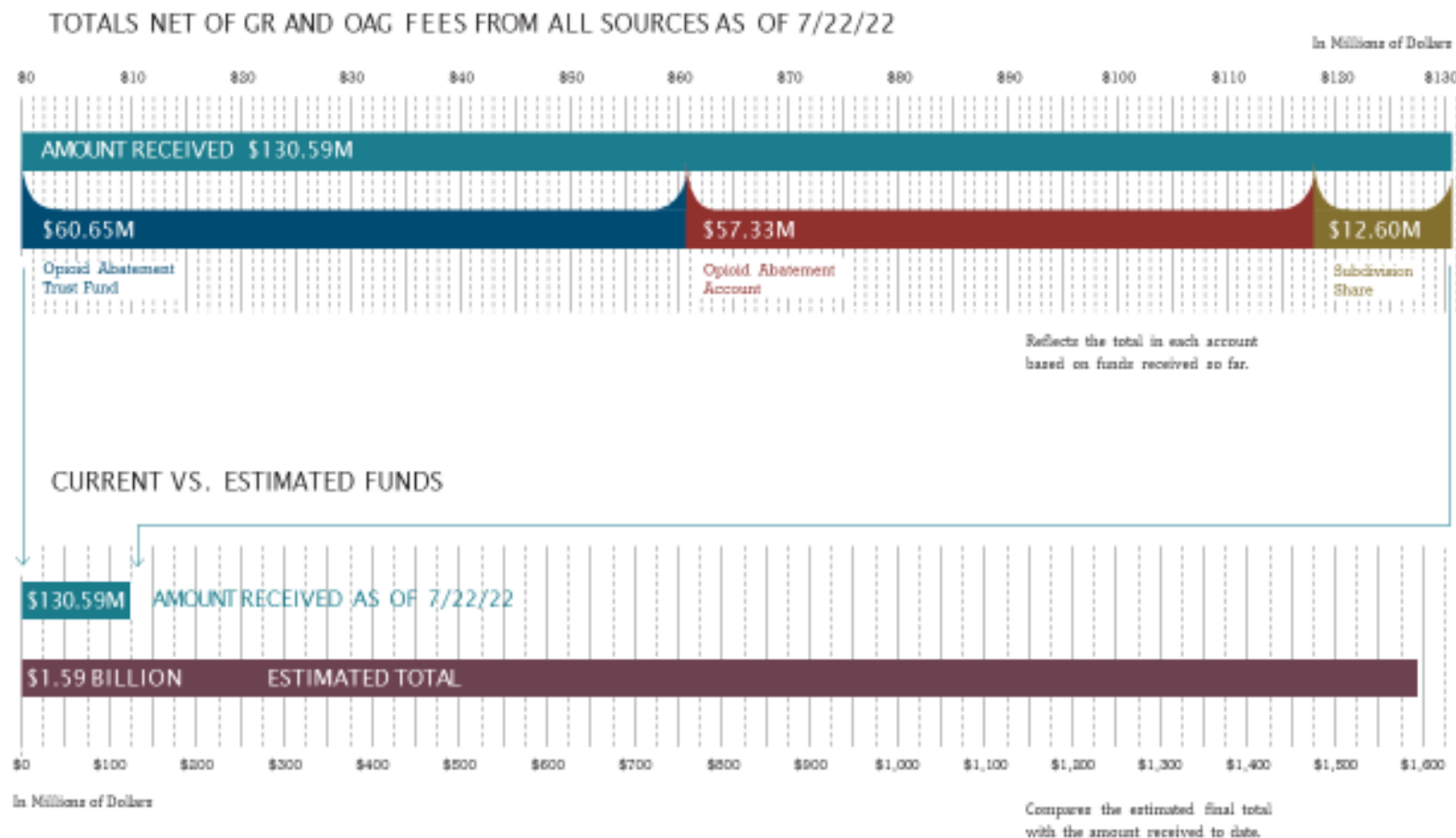
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TEXAS OPIOID ABATEMENT FUND COUNCIL

Presentation of FY 2021 and 2022 Revenue from settlement agreements/court orders



Note: Totals may not sum because of rounding.



TEXAS OPIOID ABATEMENT FUND COUNCIL

Updates and next steps on implementation of administrative efforts by the comptroller's office

- Monitored and interpreted the settlement agreements
- Established the CPA website to host settlement agreement related documents
- Texas Treasury Safekeeping Trust Company and CPA's Fiscal Management collaborated on the following:
 - Process to communicate and receive funds with the Fund Administrator
 - Accounting system for the flow of funds once received
 - Outreach plan for local government distribution



TEXAS OPIOID ABATEMENT FUND COUNCIL

Updates and next steps on implementation of administrative efforts by the comptroller's office

- Created a division within the Comptroller's office to provide the administrative support for the Council
- Actively building staff to provide administrative support
- Researching and developing grant management systems



TEXAS OPIOID ABATEMENT FUND COUNCIL

Questions?

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<https://comptroller.texas.gov/programs/opioid-council/>