

Minutes of the Public Meeting of March 30, 2023
Pennsylvania Opioid Misuse and Addiction Abatement Trust

AGENDA

Attendees:

Tom Vankirk - Chair
Heather Hiester – CCAP
Lisa Schaefer – CCAP
Tyler Ritchie – OAG
Neil Marra – OAG
Brianna Trout – OAG
Senator Christine Tartaglione - Trustee
Nathan McClellan – Sen Tartaglione’s office
Robert Postal - Trustee
Kevin Boozel - Trustee
Shea Madden - Trustee
Latika Davis-Jones, DDAP– Trustee
Sierra Cuellar, ACDHS – On behalf of Erin Dalton (Trustee)
Gene DiGioralmo - Trustee
Dr. Jean Wright – Trustee

Items to Note:

- Meeting is being recorded
 - Public is invited as observers
 - Quorum present
1. Report by Chair Regarding Prior Meetings of the Trust
 - Trust created by order of the Commonwealth Court to collect and distribute funds as a result of the Opioid Settlements
 - 5 Meetings throughout the year, beginning in July 2022
 - 13 Trustee members
 - 1st payment came in from J&J in August 2022
 - Reviewed 3 separate proposals from Banks, selected M&T/Wilmington Trust
 - Developed an allocation formula, allocate money to counties 70%, 15% to municipalities, 15% to the State of PA.
 - Trust will continue to work with the Attorney General’s office to reach settlements
 - After distributing funds, the Trust will see that funds are being spent in accordance with Exhibit E
 - It is the Trust’s intention to be as transparent as possible
 2. Proposal to Retain County Commissioners Association of Pennsylvania (“CCAP”) to Perform Administrative Services
 - Received a proposal from CCAP to perform Administrative Services and Website creation and maintenance. This also includes meeting planning and execution,

coordination with press to comply with the Sunshine Act. CCAP will also act as a liaison for local government for receiving funds

- Total annual cost \$113,000
 - Website Services include:
 - Provide development and hosting services, collecting information on how funds are being spent, and tracking compliance with Exhibit E
 - The website will provide section for Trust meeting minutes and ensure transparency. The trust will continue to document Q&A that will supply the Frequently Asked Questions (FAQs) page content.
 - Section for Counties and subdivisions to ask questions about how funds can be utilized.
 - Total cost for 2023 = \$12,700.
 - Initial content \$10,000.00, 2023 hosting cost \$2,500, Domain cost \$200.00.
 - Reoccurring annual costs \$2,700.00
 - Subject to an annual 7% increase thereafter
 - Chair suggests motion to approve CCAP proposal
 - Senator Tartaglione made motion
 - Shea Madden seconds motion
 - Kevin Boozel and Robert Postal (CCAP Board members) abstained from the vote
 - All in favor, no opposition
3. Status of Settlements with Teva, Allergan, CVS, WalMart and Walgreens
- It is not the Trust's responsibility to settle the cases, however any funds received would be managed by the trust
 - Presentation by Neil Mara, Deputy Attorney General
 - "Wave 2" Settlement overview
 - Wave 1 was with the opioid distributors
 - 2 Manufacturers (Teva and Allergan) and 3 Pharmacy chains (CVS, WalMart, and Walgreens)
 - Website Nationalopioidsettlement.com
 - Has all settlement agreements, includes executive summaries and FAQs about the settlement
 - Total value for PA \$832,220,814.72
 - The combined value of the 5 settlements over their entire period
 - Best case scenario
 - Requires maximum participation from all counties and municipalities
 - If participation is less than 100%, this number will decrease
 - Teva
 - Max value 3.34 billion over 13 years
 - PA Share \$135,18,002.49 (maximum participation)
 - Base 45%/Incentives 55%

- Teva and Allergan must be joined or rejected together (Allergan bought Teva)
- Allergan
 - Max value 2.02 billion over 7 years
 - PA Share \$82,551,041.37 (max participation)
 - Base 45%/Incentives 55%
- Walmart
 - Max value 2.74 billion over 7 years
 - PA Share \$123,055,430.32 (maximum participation)
 - Base 38%/Incentives 62%
- Walgreens
 - Max value 5.52 billion over 15 years
 - \$236,294,460.64 (maximum participation)
 - 41%/59%
- CVS
 - Max value 4.9 billion over 10 years
 - PA Share \$196,338,252.88 (maximum participation)
 - Base 38%/Incentives 62%
- April 18th 2023 is the sign on Deadline
- Heather Hiester with CCAP gave brief overview of website PAOpioidTrust.org
- 4. Proposal by Penn State/ University of Pittsburgh/Temple University to Assist in Securing Data Regarding Use of Opioid Funds
 - Chair Tom VanKirk gave brief overview of joint proposal
 - Proposed technical assistance to the Trust and CCAP to meet fiduciary and public accountability requirements and assist counties and municipalities to increase impact and efficiency
 - Develop a standardized data collection tool with semi-annual reporting
 - Analyze reported data on fund use and provide reports to stakeholders
- 5. Consideration of Outside Counsel to the Trust
 - Make sure the Trust is covered in ensuring funds are being spent appropriately in accordance with Exhibit E
- 6. New Business
 - No new business
 - Commissioner Boozel made motion to adjourn meeting
 - All in favor, no opposition