

Pennsylvania Opioid Misuse and Addiction Abatement Trust
Public Meeting of June 20, 2024 | 9:15AM
Harrisburg University

MINUTES

Board of Trustee Attendees (12):

- Chair Tom VanKirk (In person)
- Shea Madden (In person)
- Commissioner Kevin Boozel (In person)
- Tumar Alexander (In person)
- Secretary Latika Davis-Jones (In person)
- Commissioner Robert Postal (Zoom)
- Senator Christine Tartaglione (Zoom)
- Senator Greg Rothman (Zoom)
- Steve Jasper (Zoom)
- Representative Jim Struzzi (Zoom)
- Commissioner Gene DiGirolamo (Zoom)
- Erin Dalton (Zoom)

Board of Trustees Not Attending (1):

- Representative Mark Rozzi

Other Attendees:

- Jayson Wolfgang, Buchanan Ingersoll & Rooney (In person)
- Jordan Yeagley, Buchanan Ingersoll & Rooney (In person)
- Lisa Ritter, Maher Duessel (In person)
- Heather Hiester, CCAP (In person)
- Briana Anderson, CCAP (In person)
- Amy Yeung, Penn State University (Zoom)
- Neil Mara, Office of Attorney General (Zoom)
- Tyler Ritchie, Office of Attorney General (Zoom)

Announcements

- Welcome to members of the public attending both in person and on Zoom.
- The Board of Trustees held an Executive Session immediately prior to the public meeting for the purpose of receiving litigation updates, as well as legal and tax advice. Participation in the executive session was limited to Trustees and their representatives, and guests from the Trust's advisors and partners.
- This meeting has been duly advertised as a public meeting in accordance with the Sunshine Act and is therefore open to the public as observers.
- Participation in the meeting is limited to Trustees, representatives from their offices and guests from the Trust's advisors and partners.
- The meeting was recorded and will be posted on the Trust's website.
- Tumar Alexander is the newly appointed Trustee from Philadelphia, replacing Dr. H Jean Wright II.
- Representative Jim Struzzi is the newly appointed Trustee from the House Republican Caucus, replacing Representative Craig Williams.
- A quorum of Trustees was present at the meeting.

Approval of Prior Meeting Minutes

Minutes from the public meeting held on May 2, 2024, were circulated in advance. Senator Greg Rothman requested the minutes be amended to reflect his vote of "no" on Allegheny County's Syringe Services Program; otherwise, he voted "yea." Chair Tom VanKirk indicated that he would entertain a motion to approve the minutes. A motion to approve the minutes, as amended, was made by Commissioner Kevin Boozel and seconded by Tumar Alexander. There was no further discussion, and the minutes were approved unanimously by the Trustees in attendance.

Report from Attorney General's Office Regarding Status of Wave 2 Settlements

Tyler Ritchie, Office of the Attorney General (OAG), provided an update on the Wave 2 settlements. He reported that estimated allocations for the Wave 2 settlements were sent to all Participating Subdivisions. While these estimates may change, the OAG is committed to securing the maximum amount entitled under the settlement agreements for Pennsylvania.

The OAG also noted that the Commonwealth Court has approved the Wave 2 settlements, but final details are still being addressed by the national administrators. Currently, the Wave 2 funds remain in escrow with the national administrators. Jayson Wolfgang, Buchanan, clarified that, along with Maher Duessel and CCAP, they are preparing notifications to the Participating Subdivisions, which will be sent out on September 1, 2024. These notifications will inform the Participating Subdivisions of the estimated funds that each can expect to receive in December 2024.

Commissioner Kevin Boozel inquired about the expenditure deadline for Wave 2 settlement funds. The OAG explained that these funds will adhere to the same 18-month expenditure deadline as Wave 1 funds.

However, once the Walmart settlement is finalized, it may be subject to a separate expenditure deadline, as Walmart plans to pay the majority of its funds within the first year. This extension is being requested by both the Counties and the Trust to allow additional time for the effective utilization of this significant settlement.

Report from Penn State University Regarding September 15th Reports

Amy Yeung, Penn State University, provided an update on the upcoming reporting tool for the second round of reporting, which is due in mid-September 2024. This reporting period will cover January 1, 2024, through June 30, 2024. She outlined several enhancements being made to the reporting tool, including pre-populating fields with responses provided in prior reporting cycles, language modifications, and the addition of new questions. Amy Yeung also reported that a pilot session for the updated tool is scheduled for July. Links to the tool, along with training webinars, will be distributed in August.

Report from Maher Duessel Regarding Tax Filings and Trust Financials

Lisa Ritter, Maher Duessel, provided an update on the Trust's tax filings and financial statements. She reported that the Commonwealth tax returns (RCT 101) for 2022 and 2023 have been filed. Although there was a potential \$500 penalty for the 2022 tax return, the Commonwealth granted a one-time forgiveness waiver.

Lisa Ritter also reported that the federal tax returns (1120 SF) for 2022 and 2023 have been filed. There has been no penalty correspondence from the federal government, though delays in processing could be a factor. Any updates will be provided at a future public board meeting, if necessary.

She reviewed a cash basis financial statement for the five months ending May 2024, noting interest income and a payment from the PA Distributors to the Trust. The statement included only administrative expenses, showing a net income of just over \$21 million. Bank balances are approximately \$31.5 million in the Wilmington Trust account and around \$350,000 in the M&T Bank account.

Senator Greg Rothman expressed concern regarding administrative expenses. Chair VanKirk confirmed that administrative expenses are anticipated to remain at or above current levels, explaining that, for example, the legal fees cover a range of activities including, but not limited to: report drafting and filings, Pennsylvania Right to Know Act requests, legal advice under the Commonwealth Court Order, and Sunshine Act compliance. He also noted that the Trust benefits from a 35% discount from its law firm's normal hourly rates.

Chair VanKirk further shared that the Trust's cumulative expenses, including CCAP administrative fees, legal fees, accounting fees, and the Penn State University contract for the period June 1, 2023 through May 31, 2026, total under \$1 million. In contrast, the Trust has accrued about \$2.9 million in interest. This means that the administrative expenses to date have been fully covered by interest, with around \$2 million in interest remaining. According to the Trust Order, the Trust may spend up to 1% of the settlement funds on administrative costs. However, the Trust has not yet needed to use these funds, as all administrative

expenses have been covered by interest income. Commissioner Gene DiGirolamo affirmed that he believes this level of administrative expense is reasonable.

Resolutions to Authorize an Extension Request Procedure

Chair VanKirk reported that, pursuant to a Board resolution, extensions were automatically granted by the Trust for funds receive in Payments 1 and 2. However, with another distribution scheduled for December 2024, Chair VanKirk recommended formalizing the extension request process. He explained that a formalized process would emphasize both the importance of spending the settlement funds in a timely manner and provide a structured way to request an extension if good faith efforts to spend or commit the funds have been exhausted. Chair VanKirk then presented the following resolution for approval:

RESOLVED, that, the Board of Trustees of the Pennsylvania Opioid Misuse and Addiction Abatement Trust hereby authorizes recipients of Trust Funds to request an extension of six (6) months from any applicable deadline for the expenditure of Trust Funds (an “Extension Request”).

An Extension Request must be submitted in writing to the County Commissioners Association of Pennsylvania (“CCAP”), the Trust’s Administrator. CCAP, in conjunction with the Trust’s counsel, will design a form that must be utilized to submit an Extension Request. An Extension Request not made using the designated form developed by CCAP will not be entertained by the Board, but will be summarily rejected by CCAP with an explanation including instructions on how to access the applicable form. The Board will review each Extension Request and take action on such request at a public meeting. An Extension Request must be received by the Trust prior to the applicable deadline for which an extension is sought, must demonstrate good faith efforts to date to spend funds received from the Trust in a timely manner, and will be granted for good cause shown as determined in the sole discretion of the Board.

Senator Christine Tartaglione made a motion to approve the resolution as presented. Commissioner Gene DiGirolamo seconded the motion. Clarification was requested on whether the Extension Request Form would be posted on the Trust’s website. Chair VanKirk responded that the form would be made available on the website as soon as it was developed by CCAP. Additionally, Participating Subdivisions would receive a communication on how to access the form once it is posted. With no further discussion, the motion was approved unanimously by Trustees in attendance.

Resolutions to Create a Dispute Resolution Committee

Chair VanKirk explained the need to formalize a dispute resolution process for beneficiaries under the Trust Order. He noted that establishing a formal process for presenting disputes to the Trust would save Participating Subdivisions both time and money. Chair VanKirk further explained that, if adopted, the proposed resolution would create a committee consisting of a quorum of Trustees, and that meetings of the committee would be open to the public. The intent was for beneficiaries to present their complaints either in person or virtually before the committee as a whole. Chair VanKirk then presented the following resolution for approval:

RESOLVED, that, the Board of Trustees of the Pennsylvania Opioid Misuse and Addiction Abatement Trust hereby authorizes the Chair of the Board to establish a Dispute Resolution Committee comprised of seven (7) members of the Board of Trustees (the “Dispute Resolution Committee”) to review any Complaint filed by a beneficiary of the Trust pursuant to Section VIII.G of the Trust Order. The Dispute Resolution Committee so established is hereby authorized to respond on behalf of the Board of Trustees to any such Complaints.

Any Complaint submitted to the Board of Trustees must be submitted in writing to the County Commissioners Association of Pennsylvania (“CCAP”), the Trust’s Administrator. The Dispute Resolution Committee, in conjunction with CCAP and counsel for the Trust, will develop a form by which all Complaints must be submitted. Any Complaint must be made in writing, utilizing the designated form, and must be filed with CCAP within a reasonable period of time from when the beneficiary knows or has reason to know of the basis of its Complaint. The Dispute Resolution Committee will have discretion to determine what constitutes a reasonable period of time under the circumstances.

The Dispute Resolution Committee will review Complaints made to the Board at a public meeting of the Dispute Resolution Committee and shall respond in writing to the beneficiary within sixty (60) days of such Complaint. Any beneficiary filing a Complaint shall be provided the opportunity to appear before the Dispute Resolution Committee to present evidence and arguments in support thereof, which shall occur at a public meeting of the Dispute Resolution Committee.

The Dispute Resolution Committee’s response to any beneficiary(ies) Complaint shall be deemed a final response by the Board of Trustees pursuant to Section VIII.G. of the Trust Order.

Tumar Alexander made a motion to approve the resolution, which was seconded by Commissioner Kevin Boozel. Commissioner Kevin Boozel inquired whether the complaints would be made public on the Trust’s website and whether appearing before the Dispute Resolution Committee would preclude beneficiaries from further appealing to the Commonwealth Court. Chair VanKirk responded that information regarding the Dispute Resolution Committee meetings would be posted on the Trust’s website and clarified that this process does not limit beneficiaries' rights to appeal to the Commonwealth Court.

Secretary Latika Davis-Jones then made a motion to modify the resolution so that the Dispute Resolution Committee's final response to beneficiaries must be approved by the full Board.

After discussion, Chair VanKirk then called for a vote on the proposed amendment to require the Dispute Resolution Committee to make only a recommendation to the full Board, with the Board responsible for making the final decision. The motion to amend was rejected by a majority of Trustees in attendance. Chair VanKirk then called for a vote on the main motion, which was approved by a majority of Trustees in attendance.

May 22, 2024 Requests for Additional Information and Resolutions Regarding Certain Programs Reported Therein

Pursuant to the Trust Order, each County was required to submit a report to the Board of Trustees by March 15, 2024, demonstrating the actual expenditures of Trust funds and the amount of Trust funds received but not yet spent by the end of the preceding calendar year. Additionally, Litigating Subdivisions were encouraged, and potentially may be required in the future, to furnish such reports.

At the May 2, 2024, public meeting, the Board reviewed and voted on recommendations from the Working Groups, which had met in April. Each program was either characterized as recommended for approval, still under consideration, or recommended non-compliant. Following the May 2, 2024, public meeting, Counties were notified of the categorization of their program(s) and, for those programs still under consideration, the Trust sought additional information to determine compliance with Exhibit E. Counties were asked to submit additional information by May 22, 2024, and most of them complied with that deadline. The Working Groups then met again in early June to review the additional information and prepare recommendations for this meeting.

Chair VanKirk explained the steps that occurred before deliberating on the programs and recommendations of the Working Groups:

- The Board reviewed the recommendations made by the Working Groups to fulfill its responsibilities under the Trust Order, enabling the public to better understand how Trust funds were utilized to address opioid remediation.
- Following this meeting and subsequent Board actions, each County will receive communication from the Trust detailing approved programs compliant with Exhibit E to the Settlement Agreements, along with requests for additional information regarding programs still under consideration by the Board.
- Any programs found not compliant with Exhibit E will also be identified in the follow-up communication.
- Pursuant to the Trust Order, Counties and Litigating Subdivisions must utilize Trust funds within 18 months of receipt. However, acknowledging the need for recipients to plan the expenditure of Trust funds, the Board unanimously passed a resolution on September 7, 2023, granting requests for a 6-month extension for funds received in Wave 1 payments 1 and 2, which occurred in September 2022 and December 2022, respectively. These extensions have been granted to requesting Counties and Litigating Subdivisions, and the Board will communicate applicable deadlines accordingly.
- During the process of requesting additional information, it was discovered that certain Counties, specifically Bucks and Philadelphia, had programs with multiple sub-programs that required individual review. Consequently, the number of programs still under consideration increased significantly from approximately 360 to almost 450.

With these points clarified, the Board of Trustees proceeded to review the programs categorized as still under consideration at the May 2, 2024, public meeting and the recommendations of the Working Groups.

A spreadsheet containing a list of these programs by County in alphabetical order was displayed. Each Working Group leader identified the program by County name, Program number as reported in the March 15 report from that County, Program Name, Dollars reported as spent/committed, and the Working Group's recommendation (approved, still under consideration, or non-compliant).

The Working Group leaders then summarized the recommendations of their respective Working Groups with respect to programs reported by Adams, Allegheny, Beaver, Berks, Blair, and Bucks Counties. Bucks County Program No. 6 was originally submitted as one program that encompassed a number of separate sub-programs / mini grants, which were segregated out into Nos. 6-1 through 6-19.

RESOLUTION NO. 1 – FOLLOW-UP REPORTS: ADAMS, ALLEGHENY, BEAVER, BERKS, BLAIR, BUCKS COUNTY

RESOLVED, that, the Board of Trustees of the Pennsylvania Opioid Misuse and Addiction Abatement Trust (the "Trust"), based on the recommendations of the Working Groups that met and reviewed the follow-up reports from Counties, hereby approves the following programs as compliant with the applicable settlement terms as set forth in Exhibit E described and incorporated into the July 12, 2022 Order of the Commonwealth Court that created the Trust:

- Adams County Program No.: 2
- Allegheny County Program Nos.: 4, 7-8, 14
- Beaver County Program Nos.: 1, 3-4
- Berks County Program Nos.: 1, 24
- Blair County Program No.: 1
- Bucks County Program Nos.: 1-2, 6-1 through 6-19, 7, 10, 14, 16

Commissioner Robert Postal made a motion to approve the resolution as presented. Shea Madden seconded the motion. The motion was approved unanimously by Trustees in attendance.

AND FURTHER RESOLVED, that, the Board of Trustees of the Trust, based on the recommendations of the Working Groups, hereby disapproves the following programs as non-compliant with the applicable settlement terms as set forth in Exhibit E:

- Adams County Program No.: 1
- Blair County Program No.: 2
- Bucks County Program Nos.: 13, 17

Commissioner Kevin Boozel made a motion to approve the resolution as presented. Shea Madden seconded the motion. The motion was approved unanimously by Trustees in attendance.

The Working Group leaders then summarized the recommendations of their respective Working Groups with respect to programs reported by Butler, Cambria, Cameron, Centre, Chester, and Dauphin Counties.

Morgan Wagner, representing Senator Greg Rothman, requested that Chester County Program No. 12 be reclassified from “still under consideration” to “recommend approval” to align it with other coroner programs. Chair VanKirk explained that the Trust could review its position on coroner programs once it confirmed that expanded toxicology testing would be used for targeted outreach and treatment, not for punitive or policing purposes. No further motion was made or discussion undertaken.

Additionally, Morgan Wagner, representing Senator Greg Rothman, requested that Dauphin County Program No. 3 be moved from “recommended non-compliant” to “still under consideration.” The request was based on the concern that women in the program were asked to self-report their addiction details and might have hesitated to disclose this information due to fear and stigma. No Trustees in attendance seconded the motion.

Senator Greg Rothman made a motion for Dauphin County No. 16 to be disapproved. No Trustees in attendance offered a second and the motion failed.

RESOLUTION NO. 2 – FOLLOW-UP REPORTS: BUTLER, CAMBRIA, CENTRE, CHESTER, DAUPHIN COUNTY

RESOLVED, that, the Board of Trustees of the Pennsylvania Opioid Misuse and Addiction Abatement Trust (the “Trust”), based on the recommendations of the Working Groups that met and reviewed the follow-up reports from Counties, hereby approves the following programs as compliant with the applicable settlement terms as set forth in Exhibit E described and incorporated into the July 12, 2022 Order of the Commonwealth Court that created the Trust:

- Butler County Program Nos.: 3-4
- Cambria County Program No.: 1
- Centre County Program Nos.: 1, 3-8
- Chester County Program Nos.: 8-11, 13, 20-22, 28-29, 32-33
- Dauphin County Program Nos.: 1, 4, 6, 14-16, 19

Tumar Alexander made a motion to approve the resolution as presented. Commissioner Robert Postal seconded the motion. Commissioner Boozel abstained from the vote for Butler County only (all programs); otherwise, he voted yea. Senator Greg Rothman voted “no” for Dauphin County Program No. 16 only. The motion was approved by a majority of the Trustees in attendance.

AND FURTHER RESOLVED, that, the Board of Trustees of the Trust, based on the recommendations of the Working Groups, hereby disapproves the following programs as non-compliant with the applicable settlement terms as set forth in Exhibit E:

- Chester County Program No.: 14
- Dauphin County Program No.: 3

Senator Christine Tartaglione made a motion to approve the resolution as presented. Commissioner Kevin Boozel seconded the motion. The motion was approved by a majority of the Trustees in attendance

Senator Greg Rothman made a motion to change Chester County Program No. 12 from “still under consideration” to “recommend approval.” Commissioner Robert Postal seconded the motion. Commissioner Kevin Boozel voiced concern that altering the status of this particular program could bypass the newly established Dispute Resolution Committee, which was created to address such issues. The motion was disapproved by a majority of the Trustees in attendance.

The Working Group leaders then summarized the recommendations of their respective Working Groups with respect to programs reported by Elk, Erie, Fayette, Huntingdon, Jefferson, Juniata, Lancaster, Lawrence, Lebanon, and Lehigh Counties. Chair Tom VanKirk noted that Lancaster County Program No. 5 is the first program to be voluntarily withdrawn. Chair Tom VanKirk reviewed Lawrence County No. 7 stating that it was initially categorized as non-compliant but has been reconsidered as recommend approval.

RESOLUTION NO. 3 – FOLLOW-UP REPORTS: ELK, ERIE, FAYETTE, HUNTINGDON, JUNIATA, LANCASTER, LAWRENCE, LEHIGH COUNTY

RESOLVED, that, the Board of Trustees of the Pennsylvania Opioid Misuse and Addiction Abatement Trust (the “Trust”), based on the recommendations of the Working Groups that met and reviewed the follow-up reports from Counties, hereby approves the following programs as compliant with the applicable settlement terms as set forth in Exhibit E described and incorporated into the July 12, 2022 Order of the Commonwealth Court that created the Trust:

- Elk County Program Nos.: 1-2
- Erie County Program Nos.: 1-2, 5-8, 10, 12
- Fayette County Program No.: 5
- Huntingdon County Program Nos.: 1, 3-6
- Juniata County Program Nos.: 1, 3-6
- Lancaster County Program Nos.: 2-4
- Lawrence County Program No.: 7
- Lehigh County Program Nos.: 2-3

Commissioner Kevin Boozel made a motion to approve the resolution as presented. Tumar Alexander seconded the motion. Commissioner Robert Postal abstained from the vote for Huntingdon and Juniata Counties only (all programs); otherwise, he voted yea. Senator Greg Rothman voted “no” for Huntingdon and Juniata Counties Program No. 5 only. The motion was approved by a majority of the Trustees in attendance.

AND FURTHER RESOLVED, that, the Board of Trustees of the Trust, based on the recommendations of the Working Groups, hereby disapproves the following programs as non-compliant with the applicable settlement terms as set forth in Exhibit E:

- Erie County Program Nos.: 9, 11

Shea Madden made a motion to approve the resolution as presented. Secretary Latika Davis-Jones seconded the motion. The motion was approved unanimously by Trustees in attendance.

The Working Group leaders then summarized the recommendations of their respective Working Groups with respect to programs reported by McKean, Mercer, Mifflin, Montgomery, Montour, and Northampton Counties. Chair VanKirk explained that the Working Group decided that more information was needed for Montgomery County Program No. 6 since it was reported that only upwards of 25% was for opioid use disorder.

RESOLUTION NO. 4 – FOLLOW-UP REPORTS: MCKEAN, MERCER, MIFFLIN, MONTGOMERY, MONTOUR, NORTHAMPTON COUNTY

RESOLVED, that, the Board of Trustees of the Pennsylvania Opioid Misuse and Addiction Abatement Trust (the “Trust”), based on the recommendations of the Working Groups that met and reviewed the follow-up reports from Counties, hereby approves the following programs as compliant with the applicable settlement terms as set forth in Exhibit E described and incorporated into the July 12, 2022 Order of the Commonwealth Court that created the Trust:

- McKean County program no.: 5
- Mercer County program nos.: 1, 4-6, 8-9, 11
- Mifflin County program nos.: 1, 3-6
- Montgomery County program no.: 3
- Montour County program no.: 1
- Northampton County program nos.: 4-5, 7

Tumar Alexander made a motion to approve the resolution as presented. Secretary Latika Davis-Jones seconded the motion. Commissioner Robert Postal abstained from the vote for Mifflin County only (all programs); otherwise, he voted yea. Senator Greg Rothman voted “no” for Mifflin County Program No. 5 only. The motion was approved by a majority of the Trustees in attendance.

The Working Group leaders then summarized the recommendations of their respective Working Groups with respect to programs reported by Philadelphia County. Chair VanKirk stated that Philadelphia County’s Program Nos. 8 and 9 were broken out in more detail to include the sub-programs / mini grants.

Before reviewing Philadelphia County’s Program No. 8, Commissioner Kevin Boozel explained that this program is broken up into three sections, and is labeled as such (e.g., 8(a)1). The Trustees then engaged in a discussion regarding prevention programs. Particularly, Commissioner Robert Postal and Senator Christine Tartaglione explained that they needed to see more detail tying the prevention activities to opioid use disorder. Secretary Latika Davis-Jones shared that many of the programs listed by Philadelphia are utilized elsewhere in the Commonwealth, but most make some mention of combatting or preventing substance use disorder.

RESOLUTION NO. 5 – FOLLOW-UP REPORTS: PHILADELPHIA COUNTY

RESOLVED, that, the Board of Trustees of the Pennsylvania Opioid Misuse and Addiction Abatement Trust (the “Trust”), based on the recommendations of the Working Groups that met and reviewed the follow-up reports from Counties, hereby approves the following programs as compliant with the applicable settlement terms as set forth in Exhibit E described and incorporated into the July 12, 2022 Order of the Commonwealth Court that created the Trust:

- Philadelphia County Program Nos.:
 - 8(a) 1-6
 - 8(a) 8
 - 8(a) 10
 - 8(b) 2
 - 8(b) 4-7
 - 8(b) 10
 - 8(b) 12-13
 - 8(b) 15
 - 8(c) 9
 - 8(c) 32

Senator Christine Tartaglione made a motion to approve the resolution as presented. Tumar Alexander seconded the motion. Senator Greg Rothman voted “no” for Philadelphia County Program Nos. 8(a)4, 8(a)5, 8(b)7, and 8(b)10 only. The motion was approved by a majority of the Trustees in attendance.

AND FURTHER RESOLVED, that, the Board of Trustees of the Trust, based on the recommendations of the Working Groups, hereby disapproves the following programs as non-compliant with the applicable settlement terms as set forth in Exhibit E:

- Philadelphia County Program Nos.: 9(a) - 9(e)

Commissioner Kevin Boozel made a motion to approve the resolution as presented. Commissioner Robert Postal seconded the motion. Tumar Alexander voted “no.” The motion was approved by a majority of the Trustees in attendance.

The Working Group leaders then summarized the recommendations of their respective Working Groups with respect to programs reported by Somerset, Sullivan, Tioga, Venango, Washington, Westmoreland, Wyoming, and York Counties.

RESOLUTION NO. 6 – FOLLOW-UP REPORTS: SOMERSET, SULLIVAN, TIOGA, VENANGO, WYOMING, YORK COUNTY

RESOLVED, that, the Board of Trustees of the Pennsylvania Opioid Misuse and Addiction Abatement Trust (the “Trust”), based on the recommendations of the Working Groups that met and reviewed the follow-up reports from Counties, hereby approves the following programs as compliant with the applicable settlement terms as set forth in Exhibit E described and incorporated into the July 12, 2022 Order of the Commonwealth Court that created the Trust:

- Somerset County Program Nos.: 3-4, 8
- Sullivan County Program No.: 1
- Tioga County Program Nos.: 1, 5, 7, 9
- Venango County Program No.: 1
- Wyoming County Program No.: 1
- York County Program Nos.: 5, 7, 11

Commissioner Kevin Boozel made a motion to approve the resolution as presented. Senator Christine Tartaglione seconded the motion. The motion was approved unanimously by Trustees in attendance.

AND FURTHER RESOLVED, that, the Board of Trustees of the Trust, based on the recommendations of the Working Groups, hereby disapproves the following programs as non-compliant with the applicable settlement terms as set forth in Exhibit E:

- Somerset County Program No.: 2

Commissioner Kevin Boozel made a motion to approve the resolution as presented. Commissioner Robert Postal seconded the motion. The motion was approved unanimously by Trustees in attendance.

New Business

No new business was identified.

Chair VanKirk adjourned the meeting at 1:05 PM.