

**Pennsylvania Opioid Misuse and Addiction Abatement Trust
Board of Trustees' Public Meeting of June 5, 2025
County Commissioners Association of Pennsylvania | Zoom**

MINUTES

Board of Trustee Attendees (10):

- Chair Tom VanKirk (Zoom)
- Tumar Alexander (Zoom)
- Commissioner Kevin Booze (Zoom)
- Secretary Latika Davis-Jones (Zoom)
- Stuart Fisk (Zoom)
- Representative Jamie Flick (Zoom)
- Shea Madden (Zoom)
- Commissioner Robert Postal (Zoom)
- Senator Greg Rothman (Zoom)
- Senator Christine Tartaglione (Zoom)

Board of Trustees Not Attending (2):

- Representative Danielle Friel-Otten
- Steve Jasper

Other Attendees:

- Elizabeth Brindle, Representative Danielle Friel-Otten's Office (Zoom)
- Nathan McClellan, Senator Christine Tartaglione's Office (Zoom)
- Morgan Wagner, Senator Greg Rothman's Office (Zoom)
- Neil Mara, Office of Attorney General (Zoom)
- Jayson Wolfgang, Buchanan Ingersoll & Rooney (Zoom)
- Jordan Yeagley, Buchanan Ingersoll & Rooney (Zoom)
- Lisa Ritter, Maher Duessel (Zoom)
- Briana Anderson, Trust Administrator, CCAP (Zoom)
- Alexis Noble, CCAP (Zoom)
- Ashli Rudy, CCAP (Zoom)
- Dr. Dennis Scanlon, Penn State University (Zoom)
- Amy Yeung, Penn State University (Zoom)

Announcements by Chair Tom VanKirk

- This meeting of the Pennsylvania Opioid Misuse and Addiction Abatement Trust (“Trust”) has been duly advertised as a public meeting in accordance with the Sunshine Act and is therefore open to members of the public as observers.
- Participation in the meeting is limited to Trustees, representatives from their offices, and invited guests from the Trust’s advisors and partners.
- This meeting is being recorded, and the video will be available on the Trust’s website along with the minutes from this meeting.
- An Executive Session was held today immediately prior to this public meeting for the purpose of receiving legal updates and legal advice.
- A quorum of Trustees is present at this meeting.

Approval of Prior Meeting Minutes

Minutes from the Board of Trustees (“Board”) public meeting held on February 13, 2025, were circulated to the Board in advance of the meeting. Chair Tom VanKirk indicated that he would entertain a motion to approve the minutes. A motion to approve the minutes 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 the Office of Attorney General Regarding Status of Purdue/Sackler Settlement

Neil Mara from the Office of Attorney General (OAG) provided an update regarding ongoing litigation and proposed settlements with members of the Purdue Pharma and Sackler family (the “Purdue/Sackler Settlement”). He noted that the original Purdue/Sackler Settlement was overturned by the U.S. Supreme Court approximately a year ago. Since then, extensive mediation and negotiation have taken place, leading to a newly proposed settlement that has now been reached.

Mr. Mara explained that the second Purdue/Sackler Settlement is structured similarly to the other national opioid settlements. The States, and then Participating Subdivisions, will have the opportunity to review and decide whether to participate. The level of participation will influence the final payout amounts.

For Pennsylvania, the best-case estimate of potential proceeds is approximately \$200 million, distributed over a 15-year period. The approval process for Participating Subdivisions is

expected to commence soon. However, due to the legal complexities surrounding this settlement and the remaining work to be completed, no funds are expected to be available in calendar year 2025. Distributions are anticipated to begin in calendar year 2026.

In addition, Mr. Mara reported a separate, smaller proposed settlement involving eight generic opioid manufacturers. This proposed settlement is timed to align with the Purdue/Sackler Settlement approval process. The total best-case estimated value of this second settlement is approximately \$720 million nationwide. For Pennsylvania, the estimated share under optimal conditions is approximately \$30 million. Like the Purdue/Sackler Settlement, any distributions would not begin until 2026 at the earliest.

Following Mr. Mara's remarks, Chair Tom VanKirk expressed appreciation to the OAG for its continued efforts to secure funds for the Commonwealth of Pennsylvania. Mr. Mara confirmed he would pass on those acknowledgments to his colleagues.

Report from Penn State University Regarding Pennsylvania Opioid Settlement Data Website

Dr. Dennis Scanlon of Penn State University provided an update on the ongoing efforts by a consortium of researchers from Penn State, the University of Pittsburgh, and Temple University to develop the Pennsylvania Opioid Settlement Data Website. He explained that the research consortium has compiled and processed reporting data submitted by Participating Subdivisions to the Trust in order to build a public-facing website. Dr. Scanlon stated that before the website is publicly released, Counties and Litigating Subdivisions will have the opportunity to preview and validate their data to ensure accuracy and provide feedback.

Dr. Scanlon reported the website will feature both detailed, line-item information about remediation programs and aggregate summaries, presented in a format accessible to a general audience. Its primary goal is to inform the public about how opioid settlement funds are distributed and spent across the Commonwealth.

Dr. Scanlon clarified that although the website is based on data collected through reports to the Trust, it is an independently developed resource. Jayson Wolfgang, legal counsel from Buchanan Ingersoll & Rooney, confirmed that the data website is not being done on behalf of, nor is it the property of, the Trust and therefore the Board is not taking formal action or voting on the website. Rather, the research consortium has had full autonomy to present the data in a manner they believe best serves the public interest.

Dr. Scanlon concluded by noting that once final Trust decisions are incorporated from today's public meeting and Participating Subdivisions have reviewed their data, the website will be made

publicly available.

Representative Jamie Flick commended the research consortium for their prompt development of this resource and recognized the significance of the work.

Resolution Regarding Approval of Certain Uses of Trust Funds as Detailed in March 17, 2025, Reports

Chair Tom VanKirk provided an overview of the review process for the March 17, 2025, reports submitted by Counties and, for the first time, Litigating Subdivisions. This reporting is required by the July 12, 2022, Commonwealth Court Order creating the Trust (“Trust Order”), as amended on October 15, 2024 (“Amended Trust Order”). Because March 15, 2025, fell on a Saturday, the Trust adjusted the due date for the reports to March 17. Chair Tom VanKirk noted that compliance with the March 17 deadline was strong, reflecting continued engagement from Counties and now Litigating Subdivisions.

Chair Tom VanKirk shared that due to the high volume of remediation program submissions and the need for additional information in many cases, the Board unanimously approved a resolution at its February 8, 2024, public meeting requiring each County to submit an additional report annually on or around September 15. This additional reporting requirement will now also apply to Litigating Subdivisions.

On or about March 17, 2025, all 67 Counties and 49 of the 51 Litigating Subdivisions submitted reports to the Trust. These reports outlined spent and committed opioid settlement funds for specific remediation programs deemed by the Participating Subdivisions to be compliant with Exhibit E. The Working Groups met during April and May to review the submissions. Consistent with prior practice, each remediation program was categorized by the Working Groups as either “Recommended for Approval,” “Still Under Consideration,” or “Recommended Non-Compliant.”

Chair Tom VanKirk also provided a summary of program determinations from the previous two reporting cycles, highlighting that the vast majority of remediation programs were ultimately approved. He emphasized that the reporting and review process has been a learning experience for both the Trust and Participating Subdivisions.

In total, approximately 280 programs would be reviewed during the meeting. Chair Tom VanKirk then invited the Working Group leaders to present the remediation programs submitted in the March 17, 2025, reporting cycle, along with their corresponding recommendations. A spreadsheet was displayed during the meeting, listing these remediation programs by County in alphabetical order. For each remediation program, the Working Group leaders reviewed the following information:

- Participating Subdivision name;
- Remediation program number;
- Organization name;
- Remediation program name;
- Dollars reported as spent/committed; and,
- The Working Group's recommendation (i.e., approval, still under consideration, or disapproval)

Resolution No. 1 – March 17, 2025, Reports: Adams, Allegheny, Armstrong, Beaver, Berks and Blair County

The Working Group leaders then summarized the recommendations of their respective Working Groups for remediation programs reported by Adams, Allegheny, Armstrong, Beaver, Bedford, Berks, and Blair Counties.

Shea Madden reported that for Adams County Program No. 3, the Working Group recommended a determination of non-compliance, as the program did not appear to have a clearly established connection to Opioid Use Disorder (OUD) as an abatement strategy outlined in Exhibit E. Additionally, it did not appear to be sufficiently related to OUD treatment or prevention.

Chair Tom VanKirk then requested the following resolution:

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 March 17, 2025 reports, 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, as amended on October 15, 2024 (“Amended Trust Order”):

- **Adams County Program Nos.: 4 through 6**
- **Allegheny County Program No.: 24**
- **Armstrong County Program Nos.: 4 through 7**

- **Beaver County Program No.: 10**
- **Berks County Program No.: 31**
- **Blair County Program Nos.: 4 and 6**

Representative Jamie Flick made a motion to approve the resolution as presented. Senator Christine Tartaglione seconded the motion. Stuart Fisk abstained from the vote for Allegheny County only; otherwise, he voted yea. 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:

- **Adams County Program No.: 3**

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

Resolution No. 2 – March 17, 2025, Reports: Bucks, Butler, Cameron, Carbon, Centre, Chester and Clarion County

The Working Group leaders then summarized the recommendations of their respective Working Groups for remediation programs reported by Bucks, Butler, Cameron, Carbon, Centre, Chester, and Clarion Counties.

Stuart Fisk shared that Cameron County Program No. 2 was first reported during the March 15, 2024, reporting cycle and was determined to be non-compliant at the August 22, 2024, public meeting. Cameron County appealed the decision to the Trust's Dispute Resolution Committee (DRC), which recommended that the program be reviewed again by the full Board at its February 13, 2025, public meeting.

At that meeting, the Board partially approved the portion of the program associated with personnel costs for Children and Youth Services (CYS). However, the Board requested additional information regarding the portion of the program related to personnel costs in the County Probation Office, so it could be re-evaluated by the relevant Working Group. Cameron County did not submit the requested information. Additionally, because law enforcement activities are not allowable under Exhibit E, the portion of the program allocated to personnel costs in the County Probation Office is now recommended as non-compliant.

Secretary Latika Davis-Jones requested further information on why Carbon County Program No. 3

remains under consideration. Briana Anderson, Trust Administrator, explained that the Working Group is seeking a more detailed program description. Jordan Yeagley, legal counsel from Buchanan Ingersoll & Rooney, added that Participating Subdivisions with programs still under consideration following the meeting will receive formal requests outlining the specific additional information requested by the working groups.

Shea Madden reported that for Centre County Program No. 17, the Working Group recommended a determination of non-compliance, as the program did not appear to have a clearly established connection to OUD as an abatement strategy outlined in Exhibit E. Additionally, it did not appear to be sufficiently related to OUD treatment or prevention.

Chair Tom VanKirk then requested the following resolution:

RESOLVED, that, the Board of Trustees of the Trust, based on the recommendations of the Working Groups that met and reviewed the March 17, 2025 reports, hereby approves the following programs as compliant with the applicable settlement terms as set forth in Exhibit E described and incorporated into the Amended Trust Order:

- **Bucks County Program Nos.: 41 through 46; 48 and 49.**
- **Butler County Program No.: 9**
- **Carbon County Program Nos.: 4 through 13**
- **Centre County Program Nos.: 9 through 16; 18**
- **Chester County Program Nos.: 40 through 42**
- **Clarion County Program Nos.: 2 through 4**

Commissioner Robert Postal made a motion to approve the resolution as presented. Secretary Latika Davis-Jones seconded the motion. Commissioner Kevin Boozel abstained from the vote for Butler County only; otherwise, he voted yea. 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:

- **Cameron County Program No.: 2**

- **Centre County Program No.: 17**

Commissioner Robert Postal made a motion to approve the resolution as presented. Commissioner Kevin Boozel seconded the motion. Mr. Wolfgang clarified that only the portion of Cameron County Program No. 2 relating to probation officer personnel costs in the County Probation Office is being disapproved. Shea Madden voted no for Centre County Program No. 17 only. The motion was otherwise approved by a majority of Trustees in attendance.

Resolution No. 3 – March 17, 2025, Reports: Clearfield, Crawford, Dauphin, Delaware, Elk, Erie and Forest County

The Working Group leaders then summarized the recommendations of their respective Working Groups for remediation programs reported by Clearfield, Crawford, Dauphin, Delaware, Elk, Erie, and Forest Counties.

Chair Tom VanKirk then requested the following resolution:

RESOLVED, that, the Board of Trustees of the Trust, based on the recommendations of the Working Groups that met and reviewed the March 17, 2025 reports, hereby approves the following programs as compliant with the applicable settlement terms as set forth in Exhibit E described and incorporated into the Amended Trust Order:

- **Clearfield County Program Nos.: 3 and 4**
- **Crawford County Program Nos.: 6 through 8; 10**
- **Dauphin County Program Nos.: 20 through 27**
- **Delaware County Program Nos.: 34 through 36; 38 through 41; 43**
- **Elk County Program No.: 8**
- **Erie County Program Nos.: 14 through 18; 20 through 24**
- **Forest County Program Nos.: 6 through 8**

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

Resolution No. 4 – March 17, 2025, Reports: Franklin, Fulton, Indiana, Lackawanna, Lawrence, Lebanon, Lehigh and Luzerne County

The Working Group leaders then summarized the recommendations of their respective Working Groups for remediation programs reported by Franklin, Fulton, Greene, Indiana, Lackawanna, Lancaster, Lawrence, Lebanon, Lehigh, and Luzerne Counties.

Chair Tom VanKirk then requested the following resolution:

RESOLVED, that, the Board of Trustees of the Trust, based on the recommendations of the Working Groups that met and reviewed the March 17, 2025 reports, hereby approves the following programs as compliant with the applicable settlement terms as set forth in Exhibit E described and incorporated into the Amended Trust Order:

- **Franklin County Program Nos.: 4; 9 through 16**
- **Fulton County Program No.: 5**
- **Indiana County Program Nos.: 6 through 9**
- **Lackawanna County Program No.: 2**
- **Lawrence County Program Nos.: 12 through 14**
- **Lebanon County Program Nos.: 4 and 5**
- **Lehigh County Program No.: 9**
- **Luzerne County Program Nos.: 4 through 6; 9 through 12**

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

Following this resolution, Chair Tom VanKirk called a recess at 11:55 AM. The meeting resumed at approximately 12:15 PM with a quorum of Trustees still present.

Resolution No. 5 – March 17, 2025, Reports: Monroe, Montgomery, Northumberland, Perry and Philadelphia County

The Working Group leaders then summarized the recommendations of their respective Working

Groups for remediation programs reported by Lycoming, Monroe, Montgomery, Northumberland, Perry, and Philadelphia Counties.

Shea Madden reported that for Montgomery County Program Nos. 31 and 32, the Working Group recommended a determination of non-compliance. Neither program appeared to have a clearly established connection to OUD as an abatement strategy outlined in Exhibit E. Additionally, based on the information then-available to the Working Groups, the programs did not appear to be sufficiently related to OUD treatment or prevention.

Morgan Wagner, from Senator Greg Rothman's office, requested further clarification on why Montgomery County Program No. 32 was deemed non-compliant. Mr. Wolfgang explained that, based on the report and supporting documentation, which was minimal, the Working Group felt that the program did not appear to be sufficiently connected to the prevention or treatment of OUD.

Chair Tom VanKirk reported that Philadelphia County Program No. 117 included the previously requested information regarding administrative fees paid to the Scattergood Foundation for administering several grant programs throughout Philadelphia County. While some of those programs were deemed non-compliant, most required follow-up due to a lack of initial detail. He also noted that although a significant portion of opioid settlement funds appeared to be allocated to administrative costs, the Scattergood Foundation was responsible for managing a wide range of grants. Commissioner Boozel added that there had been concerns about the lack of clarity around the Scattergood Foundation's role and associated costs, so it was helpful that the additional information had finally been provided.

Chair Tom VanKirk then requested the following resolution:

RESOLVED, that, the Board of Trustees of the Trust, based on the recommendations of the Working Groups that met and reviewed the March 17, 2025 reports, hereby approves the following programs as compliant with the applicable settlement terms as set forth in Exhibit E described and incorporated into the Amended Trust Order:

- **Monroe County Program Nos.: 8 and 9**
- **Montgomery County Program Nos.: 9 through 15; 18 and 19; 22; 24 through 30; 33 through 40; 44 through 49**
- **Northumberland County Program No.: 2**
- **Perry County Program No.: 5**

- **Philadelphia County Program No.: 117**

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

- **Montgomery County Program Nos.: 31 and 32**

Senator Christine Tartaglione made a motion to approve the resolution as presented. Commissioner Robert Postal seconded the motion. Shea Madden voted no for Montgomery County Program No. 31 only. The motion was otherwise approved by a majority of Trustees in attendance.

Resolution No. 6 – March 17, 2025, Reports: Potter, Schuylkill, Somerset, Tioga, Warren, Westmoreland and Wyoming County

The Working Group leaders then summarized the recommendations of their respective Working Groups for remediation programs reported by Potter, Schuylkill, Somerset, Susquehanna, Tioga, Warren, Washington, Westmoreland, and Wyoming Counties.

Mr. Yeagley explained that Washington County initially reported a single remediation program, which the Working Group determined to encompass several distinct abatement strategies that should have been reported as separate programs. Washington County fulfilled that request; however, the Working Group has not yet had the opportunity to review the separate programs, so they are categorized as “still under consideration.”

Chair Tom VanKirk then requested the following resolution:

RESOLVED, that, the Board of Trustees of the Trust, based on the recommendations of the Working Groups that met and reviewed the March 17, 2025 reports, hereby approves the following programs as compliant with the applicable settlement terms as set forth in Exhibit E described and incorporated into the Amended Trust Order:

- **Potter County Program No.: 10**
- **Schuylkill County Program No.: 4**
- **Somerset County Program No.: 17**

- **Tioga County Program Nos.: 12 through 14**
- **Warren County Program No.: 3**
- **Westmoreland County Program Nos.: 14 through 17**
- **Wyoming County Program No.: 4**

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

Resolution No. 7 – March 17, 2025, Reports: Allentown City, Bensalem Township, Berks County DA, Chester County DA, City of Lock Haven, Clearfield County DA, Dauphin County DA, Delaware County DA and Erie County DA

The Working Group leaders then summarized the recommendations of their respective Working Groups for remediation programs reported by Allentown City, Bensalem Township, Berks County District Attorney, Bristol Township, Bucks County District Attorney, Chester County District Attorney, City of Lock Haven, Clearfield County District Attorney, Dauphin County District Attorney, Delaware County District Attorney, and Erie County District Attorney.

Stuart Fisk shared that Chester County District Attorney Program No. 1 was recommended as non-compliant because it supported personnel costs for a Deputy District Attorney, which is considered law enforcement and is not allowable under Exhibit E.

Chair Tom VanKirk then requested the following resolution:

RESOLVED, that, the Board of Trustees of the Trust, based on the recommendations of the Working Groups that met and reviewed the March 17, 2025 reports, hereby approves the following programs as compliant with the applicable settlement terms as set forth in Exhibit E described and incorporated into the Amended Trust Order:

- **Allentown City Program Nos.: 1 through 3**
- **Bensalem Township Program Nos: 1, 2 and 4**
- **Berks County District Attorney Program Nos.: 1, 3 through 5**
- **Chester County District Attorney Program No.: 3**
- **City of Lock Haven Program Nos.: 1 through 3**

- **Clearfield County District Attorney Program Nos.: 1 through 3**
- **Dauphin County District Attorney Program Nos.: 2 and 3**
- **Delaware County District Attorney Program Nos.: 3 and 4**
- **Erie County District Attorney Program Nos.: 1 through 6**

Commissioner Kevin Boozel made a motion to approve the resolution as presented. Tumar Alexander seconded the motion. The motion was approved unanimously by 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 District Attorney Program No.: 1**

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

Resolution No. 8 – March 17, 2025, Reports: Hanover Township, Lehigh County DA, Middletown Township, Norristown Borough, Plains Township, Wampum Borough, West Norriton Township, Westmoreland County DA and Wright Township

The Working Group leaders then summarized the recommendations of their respective Working Groups for remediation programs reported by Hanover Township, Lehigh County District Attorney, Middletown Township, Norristown Borough, Northampton County District Attorney, Pittsburgh City, Plains Township, SEPTA, Wampum Borough, West Norriton Township, Westmoreland County District Attorney, Wright Township, and Wyoming Borough.

Commissioner Kevin Boozel shared that Westmoreland County District Attorney Program No. 1 was recommended as non-compliant because it included funding for a police vehicle used for patrolling and personnel costs for a school resource officer, both of which are considered law enforcement and are not allowable under Exhibit E.

Chair Tom VanKirk then requested the following resolution:

RESOLVED, that, the Board of Trustees of the Trust, based on the recommendations of the Working Groups that met and reviewed the March 17, 2025 reports, hereby approves the following programs as compliant with the applicable settlement terms as

set forth in Exhibit E described and incorporated into the Amended Trust Order:

- **Hanover Township Program No.: 1**
- **Lehigh County District Attorney Program No.: 1**
- **Middletown Township Program No.: 1**
- **Norristown Borough Program No.: 1**
- **Plains Township Program No.: 1**
- **Wampum Borough Program No.: 1**
- **West Norriton Township Program No.: 1**
- **Wright Township Program No.: 1**

Commissioner Robert Postal made a motion to approve the resolution as presented. Senator Christine Tartaglione seconded the motion. The motion was approved unanimously by 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:

- **Westmoreland County District Attorney Program No.: 1**

Stuart Fisk made a motion to approve the resolution as presented. Commissioner Kevn Boozel seconded the motion. The motion was approved unanimously by the Trustees in attendance.

Chair Tom VanKirk shared that the majority of remediation programs submitted were approved, which he noted seems to reflect a growing familiarity with the reporting process. He expressed satisfaction with the high level of compliance demonstrated by the Litigating Subdivisions, who were required to report for the first time in March 2025 under the Amended Trust Order.

Chair Tom VanKirk recognized the significant contributions of the Working Group leaders—Commissioner Kevin Boozel, Stuart Fisk, and Shea Madden—for their dedication and leadership throughout the review process. He also acknowledged the commitment of the Working Group members, many of whom participated in meetings lasting several hours, engaging in thorough and thoughtful review of each remediation program submitted.

Resolution Regarding Aliquippa City and Mahoning Township Failure to Comply with Minimum Reporting Requirements

Chair Tom VanKirk addressed an outstanding compliance issue regarding two Litigating Subdivisions—Aliquippa City and Mahoning Township—who failed to submit required reports to the Trust.

At the outset of the meeting, Chair Tom VanKirk noted that all Litigating Subdivisions complied with the reporting requirements of the Amended Trust Order, with the exception of these two. He reiterated that both were sent multiple reminders and notices of delinquency in advance of the deadline of March 17, 2025. Despite these efforts, neither entity submitted a report, nor did they respond to follow-up communications.

Chair Tom VanKirk extended special thanks to Ms. Anderson, who repeatedly attempted to secure compliance from both Litigating Subdivisions, making substantial efforts on behalf of the Trust. However, as of the date of the meeting, Aliquippa City and Mahoning Township remained completely unresponsive.

In response, Chair Tom VanKirk proposed that Aliquippa City and Mahoning Township each be sent a notice, giving them three months from the date of the meeting to cure their noncompliance. If they fail to do so, the Trust would then consider exercising its authority under the Amended Trust Order to reduce or withhold future distributions and reallocate those opioid settlement funds to the Commonwealth Account, as permitted by the Amended Trust Order.

Chair Tom VanKirk then requested the following resolution:

RESOLVED, that the Board of Trustees of the Pennsylvania Opioid Misuse and Addiction Abatement Trust, pursuant to Section X.C. of the Amended Trust Order, hereby puts Aliquippa City and Mahoning Township on notice that each Participating Subdivision must, within three (3) months of the date of this meeting, submit a report to the Trust under Section V.D.11. the Amended Trust Order. This official action will further be communicated in writing today to Aliquippa City and Mahoning Township in accordance with the form of Notice to Cure distributed to Trustees in advance of this meeting. If either of these Participating Subdivisions fails to file such a report within said time period, the Trust may reduce or withhold future distributions to these Litigating Subdivisions and re-allocate any difference to the Commonwealth Account in accordance with Section X.C. of the Amended Trust Order.

Senator Christine Tartaglione made a motion to approve the resolution as presented. Representative Jamie Flick seconded the motion. The motion was approved unanimously by the Trustees in

attendance.

Resolution Regarding Extension Requests for Adams, Blair, Greene, and Philadelphia Counties

Chair Tom VanKirk reported that, since the last public meeting held February 13, 2025, the Trust received extension requests from Adams, Blair, Greene, and Philadelphia Counties. These Counties requested additional time to expend opioid settlement funds that were distributed by the Trust in August and December 2022.

Chair Tom VanKirk explained that Participating Subdivisions are entitled to seek extensions under the provisions of the Amended Trust Order and the rules previously adopted by the Trust.

The extension requests were submitted as follows:

- Adams County on March 7, 2025
- Philadelphia County on April 16, 2025
- Greene County on June 2, 2025
- Blair County also on June 2, 2025

Chair Tom VanKirk then requested the following resolution:

RESOLVED, that, the requests of Adams, Blair, Greene and Philadelphia County, for extensions of an additional six (6) months to spend the funds received in December 2023 are hereby approved. These Counties shall spend or commit all such opioid settlement funds by December 31, 2025, unless a further extension is requested and granted by the Trust.

Senator Christine Tartaglione made a motion to approve the resolution as presented. Representative Jamie Flick seconded the motion. The motion was approved unanimously by the Trustees in attendance.

Resolution Regarding Authorization to Grant or Deny Extension Requests

Chair Tom VanKirk proposed establishing a process to improve the Trust's responsiveness to extension requests. Specifically, he suggested that the Chair be granted the authority to approve extension requests on behalf of the Trust as an administrative matter. Chair Tom VanKirk noted that this change would allow for a more efficient approach, particularly in time-sensitive situations.

Chair Tom VanKirk then requested the following resolution:

RESOLVED, that, the Board of Trustees (“Board”) of the Pennsylvania Opioid Misuse and Addiction Abatement Trust hereby authorizes the Chair of the Board to grant or deny requests from Participating Subdivisions for the extension of spending deadlines. Extension requests shall only be granted for reasonable cause shown as to why the relevant opioid settlement funds could not be expended or committed within the pre-existing deadline(s).

Senator Christine Tartaglione made a motion to approve the resolution as presented. Tumar Alexander seconded the motion. Commissioner Kein Boozel made a motion to amend the resolution so that the Chair may grant or deny first requests from Participating Subdivisions, and additional requests will go to the full Board. Senator Christine Tartaglione accepted this as a friendly amendment and seconded the motion as amended. The motion as amended was approved unanimously by the Trustees in attendance.

Resolution Regarding Alignment of Expenditure Deadlines

Chair Tom VanKirk explained that he asked counsel for the Trust to explore the possibility of aligning expenditure deadlines for Counties and Litigating Subdivisions, now that Litigating Subdivisions are obligated to report to the Trust under the Amended Trust Order.

Mr. Yeagley elaborated that at the public meeting on May 2, 2024, the Board passed a resolution automatically granting extension requests for funds distributed by the Trust in August and December 2022. While the vast majority of Counties applied for the extension, some did not, resulting in varying expenditure deadlines. Under the proposed resolution, all Counties would receive the benefit of the automatic extension, effectively granting a retroactive extension to Counties until December 31, 2024.

Mr. Yeagley also noted that, unlike Counties, Litigating Subdivisions were not required to report until the Amended Trust Order, entered in October 2024, which caused some confusion over expenditure deadlines. The resolution therefore provides Litigating Subdivisions with an automatic prospective extension until December 31, 2025.

Chair Tom VanKirk stressed the importance of all Participating Subdivisions carefully reviewing these changes, as applicable deadlines differ based on whether the beneficiary is a County or a Litigating Subdivision, and then may differ on a case-by-case basis. Mr. Yeagley further emphasized that existing extension procedures remain available for any Participating Subdivision needing additional time beyond these new deadlines.

Chair Tom VanKirk then requested the following resolution:

RESOLVED, that, the deadline for expenditure by all Counties of opioid settlement funds distributed by the Trust in August and December 2022 is hereby retroactively extended to December 31, 2024. If Counties have failed to expend or commit such opioid settlement funds by the applicable deadline, the Trust may reduce or withhold future distributions consistent with Section X.C. of the Amended Trust Order.

FURTHER RESOLVED, that, the deadline for expenditure by all Litigating Subdivisions of opioid settlement funds distributed by the Trust in August and December 2022 and December 2023 is hereby extended to December 31, 2025. If Litigating Subdivisions have failed to expend or commit such opioid settlement funds by the applicable deadline, the Trust may reduce or withhold future distributions consistent with Section X.C. of the Amended Trust Order.

Representative Jamie Flick made a motion to approve the resolution as presented. Senator Christine Tartaglione seconded the motion. The motion was approved unanimously by the Trustees in attendance.

Resolution Regarding Authorization for 2025 Commonwealth Distribution

Chair Tom VanKirk stated that, under the Trust Order, all annual payments to Counties—excluding those made in 2022—are to be completed by December 15th of each year, with the Commonwealth’s portion to be made by June 15th of each year.

He noted that in 2023, the Board allowed for early distribution of the Commonwealth’s share in mid-December, rather than waiting until June. However, no such request was made by the Commonwealth this year, and therefore, the payment schedule remains consistent with the Trust Order.

Chair Tom VanKirk further explained that although the payment allocation was reviewed and included in the materials approved at the public meeting on November 21, 2024, formal approval is still required to authorize the release of 2024 funds to the Commonwealth. He then introduced a motion to approve the distribution of \$21,231,000 to the Commonwealth, based on calculations prepared by the Trust’s accountant.

Chair Tom VanKirk then requested the following resolution:

RESOLVED, that, based on the spreadsheet calculations prepared by the Trust’s accountant, Maher Duessel, the Board of Trustees hereby authorizes distribution of the

Trust Funds designated for the Commonwealth Account as identified in the Updated September 1 Notice with such distributions to occur on or before June 15, 2025, in accordance with Section V.D.6 of the Amended Trust Order.

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

New Business

Chair Tom VanKirk noted that the Board previously approved a resolution at its February 13, 2025, public meeting to hold a public listening session, providing an opportunity for members of the public to share comments with the Trust. He clarified that this session is not intended for the Trust to provide a response to the comments, but rather to provide a platform for the community to share their perspectives. While the Sunshine Act does not require public participation at public meetings of the Trust's Board, the Trustees recognize the value of hearing from the public.

Chair Tom VanKirk highlighted that Counties have been conducting their own listening sessions and forums to seek public input on how funds are spent. He emphasized that it remains the Participating Subdivisions' responsibility to decide on how to spend their opioid settlement funds, while the Trust's role is to ensure those decisions comply with Exhibit E.

He then announced that a public listening session had been scheduled for August 21, 2025, to follow the upcoming Board meeting in Somerset County at Seven Springs Mountain Resort. Members of the public interested in participating must register via an online form on the Trust's website that will be available approximately July 1.

Chair Tom VanKirk invited any questions and, hearing none, concluded the meeting by thanking everyone for their attendance.

Chair Tom VanKirk then adjourned the meeting at 1:32 PM.