

**To:** Board of County Commissioners  
Penny Postoak Ferguson, County Manager  
**From:** Julie Karins, Deputy County Manager  
**Date:** February 15, 2024  
**Re:** Spending Authorization for Opioid Settlement Funds

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**Issue:** Consider authorizing the allocation of Opioid Settlement Funds received from the Kansas Municipalities Fights Addiction Fund in the amount of \$657,930.42 for the purposes of treatment, combating and educating the community about the opioid epidemic.

**Suggested Motion:** I move the Board to authorize the allocation of Opioid Settlement Funds received from the Kansas Municipalities Fights Addiction Fund in the amount of \$657,930.42, for the purposes of treatment, combating and educating the community about the opioid epidemic.

**Background:** On June 13, 2019, the BOCC authorized the retention of a special counsel to file a lawsuit to recover damages sustained by Johnson County related to the opioid epidemic, including claims related to the manufacturing, marketing, promotion, distribution, dispensing, and prescription of opioids.

In 2021, the Kansas Legislature enacted the Kansas Fights Addiction Act, which authorizes litigating municipalities such as Johnson County to access opioid litigation settlement funds and become eligible for certain state grants by entering into an agreement releasing Johnson County's opioid claim to the Kansas Attorney General.

On December 16, 2021, the Board approved Resolution No. 109-21, Joining the Kansas Opioids MOU. Under the MOU, monies are equally allocated between cities and counties.

On July 21, 2022, the Board approved Resolution No. 048-22, Establishing a fund for receiving opioid allocations.

On April 6, 2023, Chairman's Note for the Record that he will be signing the opt-in participation documentation for an additional five (5) settlements in the nationwide opioid litigation involving pharmacies CVS, Walgreens, and Walmart, and manufacturers Teva and Allergan.

On June 22, 2023, the Board convened during a Committee of the Whole where the Board discussed the proposed recommendations for allocating the Opioid Settlement Funds for its initial use to combat and educate the Johnson County community, targeting investments in UCS of Johnson County and the Johnson County Prevention and Recovery Coalition. Additionally, it was proposed to open a special budgeting process for the allocation of the existing remaining funds for FY 2023/2024, and for all future opioid settlement funds to be allocated via the normal budgeting procedure.

On June 29, 2023, the Board approved the allocation of \$200,000, distributed evenly among UCS of Johnson County and the Johnson County Prevention and Recovery Coalition.

On December 14, 2023, the Board considered the allocation of additional Opioid Settlement Funds for the departments of the District Attorney, District Court, Health and Environment,

MED-ACT, and Sheriff; however, it tabled the requests for further review and study via a BOCC Committee of the Whole.

On February 1, 2024, during the Committee of the Whole meeting, the Board heard presentations from various departments requesting Opioid Funding. Each department representative explained how their funding requests aligned with the established criteria for combating the opioid crisis in Johnson County.

To date, the amount of opioid settlement funds received is \$1,640,316.18.

**Analysis:** Proposals were received and reviewed by the Opioid Committee, which consists of staff from several departments including the Sheriff, Department of Emergency Services, District Court, District Attorney’s Office, Mental Health, Department of Health and Environment, Budget and Financial Planning, Financial Management and Administration, and the County Manager’s Office. All the proposals received meet the eligibility criteria set forth by the Kansas Fights Addiction Fund and are recommended to be funded as follows:

Year	Dept	One-Time	Description
2024	DAT	\$ 36,250.00	.5 FTE Juvenile Diversion Officer 1/2 year
2024	DCA	\$ 53,200.00	Adult Drug Court Program
2024	DHE	\$ 30,000.00	QTOF Consultation Services
		\$ 15,000.00	UV-VIS Equipment
		\$ 6,048.00	Radox kits
		\$ 5,000.00	Certified Reference Materials/Standards
		\$ 1,500.00	UV-VIS Maintenance
2024	Med-Act	\$ 12,000.00	Narcan
		\$ 11,577.26	Supplies for administering medication
		\$ 55,000.00	Cardiac Monitor
		\$ 5,000.00	Stat Pack w/response supplies
		\$ 15,000.00	Point of Care i-Stat Blood Chemistry Analyzer
		\$ 10,000.00	First responder training/education
		\$ 5,000.00	Opioid education materials
2024	SHR	\$ 17,500.00	Co-Responder with MNH
		\$ 86,700.00	Narcan (3 per staff)
		\$ 11,560.00	Narcan holders (578)
		\$ 235,426.00	Mail Scanners (2)
		\$ 7,799.94	PAPRS – respirators (2)
		\$ 6,638.22	Face Shields/1 way valve mask
		\$ 31,731.00	Down Draft Table (2)
<b>Total</b>		<b>\$ 657,930.42</b>	

\*Proposals Attached Containing Additional Detail

**Funding Overview:** The funding of \$657,930.42 (One-Time) will come from the Opioid Settlement Fund. Funding of \$200,000 (Ongoing) for UCS and JoCo PRC was approved on June 29, 2023. The total of the funds to be allocated for FY2024 is \$857,930.42.

**Alternatives:** Do not authorize the allocation of the Opioid Settlement Funds as recommended.

**Recommendation:** Staff recommends the Board authorize the allocation of Opioid Settlement funds received from the Kansas Municipalities Fights Addiction Fund in the amount of \$657,930.42 distributed as outlined in the table above for the purposes of treatment, combating and educating the community about the opioid epidemic.

**Purchasing Review:** This item does not require Purchasing approval.

**Budget Review:** Budget and Financial Planning staff have reviewed and approve this item.

**Legal Review:** The Legal Department has reviewed and approved this item.