

In re Opioids: One Arizona Agreement ALHOA - Q&A

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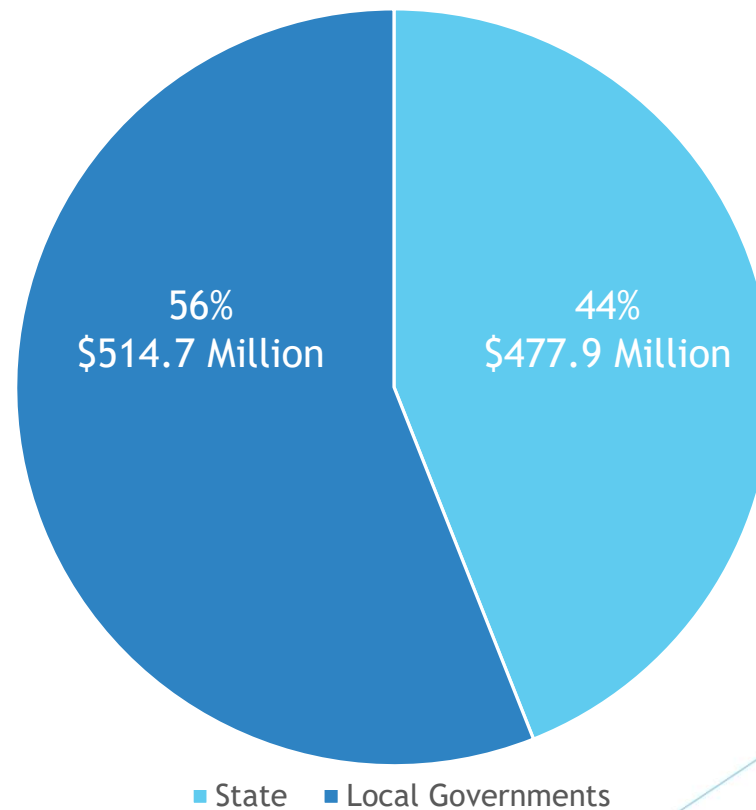




The information and content within this presentation are for general informational and educational purposes only. Because each Local Government may be situated differently, the information provided in this presentation does not, and is not intended to, constitute legal advice and should not be relied on.

In re Opioids: Allocation from One Arizona Distribution Agreement

ARIZONA ALLOCATION*



*These figures represent allocations from settlements with Distributors, Janssen, Teva/Allergan, and the Settling Pharmacies.

In re Opioids: Settlement Agreements

National Settlement Agreements v. One Arizona Distribution Agreement

- ▶ National Settlements Set the “Rules of the Road”
- ▶ Approved Uses
- ▶ Reporting & Record Keeping



Q&A

- ▶ **Q:** What lessons learned from the tobacco settlements were applied to the One Arizona Agreement?
- ▶ **A:** Tobacco settlements led to a historic decline in youth smoking. Opioid use can be next. The One Arizona Agreement was designed for:
 - ▶ **Flexibility:** Allowing LGs to steer funds towards the needs in their communities.
 - ▶ **Accountability:** Requiring LGs to report how funds are used.

In re Opioids: Approved Purposes

TREATMENT

PREVENTION

OTHER STRATEGIES

In re Opioids: Approved Purposes

Treatment

Treat Opioid Use Disorder

Support People in Treatment & Recovery

Connect People Who Need Help to the Help They Need

Address the Needs of Criminal-Justice-Involved Persons

Address the Needs of Pregnant or Parenting Women & Their Families

In re Opioids: Approved Purposes

Prevention

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graph LR; A[Prevention] --- B[Prevent Over-Prescribing & Ensure Appropriate Prescribing & Dispensing of Opioids]; A --- C[Prevent Misuse of Opioids]; A --- D[Prevent Overdose Deaths & Other Harms];
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Prevent Over-Prescribing & Ensure Appropriate Prescribing & Dispensing of Opioids

Prevent Misuse of Opioids

Prevent Overdose Deaths & Other Harms

In re Opioids: Approved Purposes

Other Strategies

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graph LR; A[Other Strategies] --- B[First Responders]; A --- C[Leadership, Planning & Coordination]; A --- D[Training]; A --- E[Research];
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First Responders

Leadership, Planning & Coordination

Training

Research

Q&A

- ▶ **Q:** Can funds be used to send youth to treatment for OUD and, if so, how should those expenditures be reported?
- ▶ **A:** Yes, funds can be used for treatment. *See* Approved Use A(2). Those expenditures should be reported by the program funded.

Q&A

- ▶ **Q:** To whom do cities and towns report their expenditures of opioid funds?
- ▶ **A:** Cities and towns report to their respective county contact and the county then reports to the state.

Q&A

- ▶ Q: Can local governments repurpose funds that were taken out for one purpose but would like to be used for another approved purpose?
- ▶ A: Yes, provided the funds are repurposed consistent with your internal budget procedures and protocols.

Q&A

- ▶ **Q:** Does an LG have to spend settlement funds in the same year they receive them?
- ▶ **A:** No, there is no requirement to spend the settlement funds immediately upon receipt.
 - ▶ But we do not recommend ‘banking’ funds for too long. The aim of the One Arizona Agreement is to get these funds into Arizona communities as soon as possible.

Q&A

- ▶ **Q:** When the cities and towns request their monies, must a county distribute the full amount of what is available?
- ▶ **A:** Under the One Arizona Agreement, cities and towns are entitled to their full share. Once details are exchanged regarding the transfer of funds, the full amount owed should be distributed to the respective city or town.

Q&A

- ▶ **Q:** Can counties ask cities and towns how they anticipate using their funds?
- ▶ **A:** There is no rule against asking, and this may be a good way to start a discussion if a county feels the funds may be put to better use through collaboration and/or cooperation.

Q&A

- ▶ **Q:** If an LG disburses some, but not all, of the funds it received in a year, how should it report that expenditure to the State?
- ▶ **A:** An LG need not spend all the funds it receives each year. The LG should simply report the funds expended as they are expended.

Q&A

- ▶ **Q:** Must a city or town expend the funds it receives before it can request a county disburse other available settlement monies?
- ▶ **A:** No, cities and towns may request and should receive funds as they are owed. This may in fact be beneficial for smaller governments, who may wish to accumulate multiple payments to fund larger projects.

Q&A

- ▶ **Q:** What should counties do with interest earned on funds held for cities and towns?
- ▶ **A:** Any interest earned from funds owed to cities and towns should be provided to the cities and towns to use consistent with the Approved Purposes.

Q&A

- ▶ **Q:** Certain cities and towns reported that they allocated their funding towards Partners Against Narcotics Trafficking (PANT), but failed to specify the purpose of the funds. Should a county ask PANT to describe how the funds were spent?
- ▶ **A:** No, it would be best if the cities and towns collected and provided this information to you because they must keep records reflecting how much they spent and for what purpose.

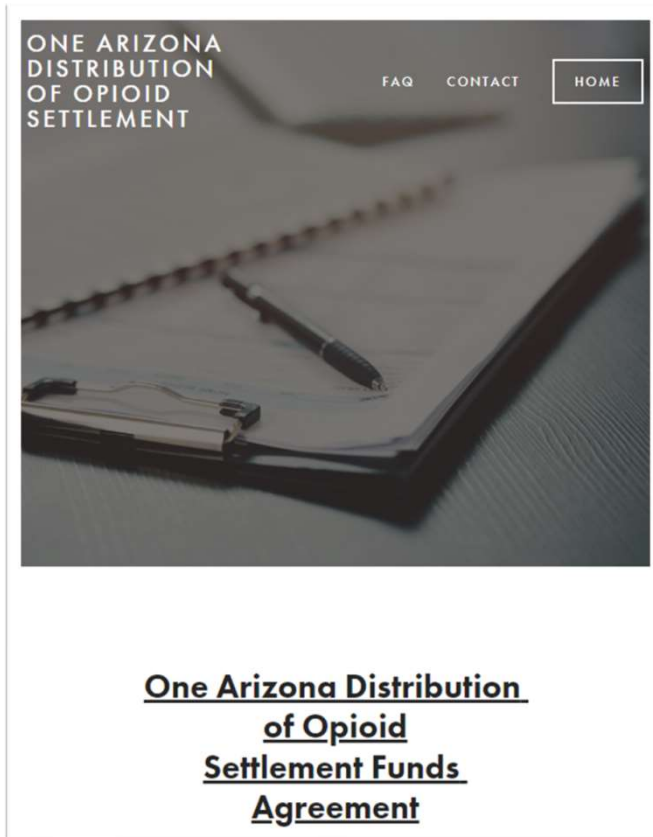
Q&A

- ▶ **Q:** When counties submit their reports to the State, must they also provide records reflecting the expenditure of those funds?
- ▶ **A:** No. But each local government is required to keep records reflecting its expenditures of opioid settlement funds.
 - ▶ These records must be kept for five (5) years.

Q&A

- ▶ **Q:** Is the NOAT II funding to be included in this fiscal year report or will that be on another form and reporting schedule?
- ▶ **A:** The expenditure of NOAT II funds will be reported separately.
 - ▶ The Trustees of NOAT II are still in the process of developing the format for those reports, which are due March 1, 2024. More information will be distributed as that format is finalized, which we expect to happen in the coming months.

Additional Resources



Please Visit:
www.One-Arizona.com

Additional Questions?

Please email OneAZQuestions@KellerRohrback.com

