

## REQUEST FOR BOARD ACTION

### HENDERSON COUNTY BOARD OF COMMISSIONERS

**MEETING DATE:** January 6, 2025

**SUBJECT:** Resolution – Opioid Settlement Fund Expenditure Authorization

**PRESENTER:** Jodi Grabowski, Strategic Behavioral Health Director

**ATTACHMENT(S):** Yes

1. Budget Amendment
2. Resolution

#### **SUMMARY OF REQUEST:**

At the Board's June 19, 2024 meeting, the Board was presented with the plan for FY 24-25 for Opioid Settlement Funds. Among the strategies was funding for Naloxone of \$5,000. Additional funding of \$10,000 is needed for the purchase of Naloxone.

The Board must adopt a Resolution per the Memorandum of Agreement Between the State of North Carolina and Local Governments on Proceeds Relating to the Settlement of Opioid Litigation which dictates the process for drawing from the Special Revenue Fund. Sufficient available funding exists for this requested resolution.

#### **BOARD ACTION REQUESTED:**

The Board is requested to adopt the Resolution authorizing the expenditures and revenues associated with the Opioid Settlement Fund [Fund 51] and Strategic Behavioral Health for the strategy that allows the purchase of Naloxone.

#### **SUGGESTED MOTION:**

*I move the Board adopt the Resolution authorizing the expenditures and revenues associated with the Opioid Settlement Fund [Fund 51] and Strategic Behavioral Health for the strategy allowing the purchase of Naloxone.*

**What expense line-item is to be increased?**

Account	Line-Item Description	Amount
515500-523900	MEDICAL SUPPLIES	\$10,000
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

**What expense line-item is to be decreased? Or what additional revenue is now expected?**

Account	Line-Item Description	Amount
514599-401000	FUND BALANCE APPROPRIATED	\$10,000
_____	_____	_____
_____	_____	_____
_____	_____	_____

**Justification** *Please provide a brief justification for this line-item transfer request.*

BUDGET AMENDMENT TO APPROPRIATE OPIOID SETTLEMENT FUND BALANCE FOR THE PURCHASE OF NALOXONE. BOC APPROVED 1.6.2025.

_____ Authorized by Department Head	_____ Date
_____ Authorized by Budget Office	_____ Date
_____ Authorized by County Manager	_____ Date

<i>For Budget Use Only</i>	
Batch #	_____
BA #	_____
Batch Date	_____

**HENDERSON COUNTY  
NORTH CAROLINA**

**Before the Board of Commissioners**

**A RESOLUTION BY THE COUNTY OF HENDERSON  
TO DIRECT THE EXPENDITURE OF OPIOID SETTLEMENT FUNDS**

BOARD OF COMMISSIONERS ENACTMENT \_\_\_\_\_

WHEREAS Henderson County previously joined national settlement agreements with companies engaged in the manufacturing, distribution, and dispensing of opioids, including settlements with drug distributors Cardinal, McKesson, and AmerisourceBergen, and the drug maker Johnson & Johnson and its subsidiary Janssen Pharmaceuticals; and,

WHEREAS the allocation, use, and reporting of funds stemming from these national settlement agreements and certain bankruptcy resolutions (“Opioid Settlement Funds”) are governed by the Memorandum of Agreement Between the State of North Carolina and Local Governments on Proceeds Relating to the Settlement of Opioid Litigation (“MOA”); and

WHEREAS Henderson County has received Opioid Settlement Funds pursuant to these national settlement agreements and deposited the Opioid Settlement Funds in a separate special revenue fund as required by section D of the MOA; and

WHEREAS section E.6 of the MOA states:

*E.6. Process for drawing from special revenue funds.*

- a. *Budget item or resolution required.* *Opioid Settlement Funds can be used for a purpose when the Governing Body includes in its budget or passes a separate resolution authorizing the expenditure of a stated amount of Opioid Settlement Funds for that purpose or those purposes during a specified period of time.*
  
- b. *Budget item or resolution details.* *The budget or resolution should (i) indicate that it is an authorization for expenditure of opioid settlement funds; (ii) state the specific strategy or strategies the county or municipality intends to fund pursuant to Option A or Option B, using the item letter and/or number in Exhibit A or Exhibit B to identify each funded strategy, and (iii) state the amount dedicated to each strategy for a stated period of time.*

NOW, THEREFORE BE IT RESOLVED, in alignment with the MOA, Henderson County authorizes the expenditure of opioid settlement funds as follows:

1. First strategy authorized
  - a. Name of strategy: Naloxone Distribution.
  - b. Strategy is included in Exhibit A (Exhibit A, Exhibit B)
  - c. Item letter and/or number in Exhibit A or Exhibit B to the MOA: A,7
  - d. Amount authorized for this strategy: not to exceed \$10,000.
  - e. Period of time during which expenditure may take place: January 6, 2025, through June 30, 2025.
  - f. Description of the program, project, or activity: Funding will support programs or organizations that distribute naloxone to persons at risk of overdose or their social networks, such as post-overdose response teams, programs that provide naloxone to persons upon release from jail or prison, emergency medical service providers or hospital emergency departments that provide naloxone to persons at risk of overdose, or community-based organizations that provide services to people who use drugs. Programs or organizations involved in community distribution of naloxone may, in addition, provide naloxone to first responders.
  - g. Provider: Henderson County Department of Strategic Behavioral Health.

The total dollar amount of Opioid Settlement Funds at this time appropriated is not to exceed \$10,000.

Adopted this the 6<sup>th</sup> day of January 2025.

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WILLIAM LAPSLEY, CHAIRMAN  
HENDERSON COUNTY BOARD OF COMMISSIONERS

ATTEST:

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DENISSA A. LAUFFER, CLERK TO THE BOARD

COUNTY SEAL