

Nebraska Opioid Settlement Remediation Advisory Committee Meeting
April 4, 2022
Nebraska Association of County Officials (NACO) Offices, 1335 H Street, Lincoln, NE
10:00 a.m. – 12:00 p.m.
Meeting Minutes

1. Open Meetings Act Statements:

Nebraska Attorney General Doug Peterson called the meeting to order at 10:09 a.m. AG Peterson welcomed attendees to the meeting and introduced Department of Health and Human Services (DHHS) Division of Behavioral Health (DBH) Director, Sheri Dawson. AG Peterson informed attendees that the meeting follows the **Open Meetings Act**, which was posted at the back of the meeting room, and can be found at <https://ago.nebraska.gov/open-meetings>. Director Dawson also welcomed all attendees.

2. Establishment of a Quorum/Member Roll Call:

Roll call was conducted and a quorum was determined to exist, with 20 voting members present. There are 24 initial voting members, therefore quorum would be 13 members present.

Voting Members

Members in Attendance: Ann Anderson-Berry, Sam Augustine, Susanna Batterman, Kevin Borchert, Mary Ann Borgeson, Yohance Christie, Brandon Kelliher, Jerome Kramer, Paul Lambert, Dana Miller (late arrival), Neil Miller, Marcia Mueting, Brandon Pete, Amy Reynoldson, Deb Schorr, Jason Scott, Kevin Spencer, Helen Stockman, Todd Stull, Bill Tielke, Davidson Wissing

Members Absent: Sara Howard, Christopher Kratochvil, Cory Schmidt

Non-Voting Attendees

Members in Attendance: Christy Abraham, Jon Cannon, Sheri Dawson, Suzanne Gage, Jeri Keller-Heuke, L. Lynn Rex, Joshua Shasserre, Russ Blackburn

3. Opening Remarks:

AG Peterson and Director Dawson gave an overview and background on the Nebraska Opioid Recovery Funds and the purpose and role of this committee. Intended purposes of these funds were highlighted, as Nebraska has already received a portion of the allotted settlement with McKinsey Corporation for the first year. Nebraska's total share of the McKinsey settlement is \$2,590,561 with payments to be received over a five (5) year period. Nebraska stands to receive approximately \$100 million over an eighteen (18) year period from two additional settlements with prescription opioid distributors and manufacturers, with the first payments from these settlements expected to be received this summer.

4. Introduction of Committee Members:

All voting members and non-voting attendees (in person and virtually) introduced themselves. AG Peterson reminded attendees that any public attendees would be able to make comments during the allotted time period at 11:00 a.m.

5. Election of Committee Chair:

AG Peterson facilitated the nomination and election of the Committee Chairperson for the Opioid Settlement Remediation Advisory Committee. Nomination was made and seconded to elect Todd Stull as Chairperson. Hearing no other nominations, motion was made and seconded to accept this nomination. Todd Stull was elected unanimously by roll call vote.

6. Election of Committee Vice-Chair:

AG Peterson facilitated the nomination and election of the Committee Vice-Chairperson for the Opioid Settlement Remediation Advisory Committee. Nomination was made and seconded to elect Brandon Kelliher as Vice-Chairperson. Hearing no other nominations, motion was made and seconded to accept this nomination. Brandon Kelliher was elected unanimously by roll call vote.

7. Adoption of Committee Bylaws:

AG Peterson facilitated the discussion and adoption of the Bylaws for the Opioid Settlement Remediation Advisory Committee. Discussion was held regarding whether the need to include Robert's Rules of Order is necessary (Article IV-Meetings, subsection Conduct). Motion was made and seconded to remove the reference to Robert's Rules of Order, and approve the Bylaws. The Bylaws, without Robert's Rules of Order, were approved unanimously by roll call vote.

8. Establishment of Subcommittee for Needs Assessment:

Discussion was held on the role and tasks of a suggested Needs Assessment subcommittee. Discussion was held regarding the types of data that is currently being collected. It was suggested that any data collection by this subcommittee not be too cumbersome. Due to the scope of work this subcommittee will be performing, it was suggested that this subcommittee be known as the Data/Needs Assessment Subcommittee. Volunteers for this subcommittee are Amy Reynoldson, Ann Anderson-Berry, Susanna Batterman, Sam Augustine and Davidson Wissing. A motion was made and seconded to change the name of this subcommittee to the Data/Needs Assessment Subcommittee, and approve its establishment. Motion was approved unanimously by roll call vote.

9. Establishment of Subcommittee for Disbursement Criteria:

Discussion was held on the role and tasks of a suggested Disbursement Criteria subcommittee. Per the adopted Bylaws, this subcommittee will be responsible for establishing a baseline for funding use and ensuring that the recommendations for funds recipients are appropriate. Discussion was held on what has already occurred in the context of opioid awareness; DBH has a Prevention team that has been working on this. AG Peterson stated that fund disbursement should begin in late 2022 or early 2023. Volunteers for this subcommittee are Mary Ann Borgeson, Brandon Kelliher, Deb Schorr and Chris Kratochvil. A motion was made and seconded to approve the establishment of the Disbursement Criteria Subcommittee. Motion was approved unanimously by roll call vote.

10. Establishment of Subcommittee for Outcome Measurement:

Discussion was held on the role and tasks of a suggested Outcome Measurement subcommittee. A baseline of acceptable outcomes will need to begin soon. This committee will then look at resulting outcomes after funding has been applied. This subcommittee will act in an oversight capacity by providing appropriate findings to the Governor, Legislature and the Attorney General. A possible progress report provided by this subcommittee was discussed. It was agreed that the subcommittee's membership does not need to be established at this time, but will need to be organized in the near future as work gets underway. A motion was made and seconded to

approve the establishment of the Outcome Measurement Subcommittee. Motion was approved unanimously by roll call vote.

Public Comment Period

Christine Minhee from The Opioid Settlement Tracker (<https://www.opioidsettlementtracker.com/about>) in Seattle, Washington introduced herself and shared information regarding her organization. Ms. Minhee commended Nebraska for its work in addressing the opioid crisis and the establishment of this committee. There was no additional public comment.

11. Continuation of Previous Agenda Items

It is suggested that the development of the subcommittees be the priority item at this time. Individuals wishing to volunteer for the subcommittees can contact DBH to have their names placed on the identified subcommittee.

DBH will be responsible for work surrounding contracts and agreements with parties recommended to receive funds from the settlements.

12. New Business

Comments from the public and committee members can be submitted to the DHHS DBH at dhhs.behavioralhealthdivision@nebraska.gov. This email address will be made available online within the context of these meetings.

Committee members traveling to these meetings can submit for travel-related expenses to be reimbursed.

13. Next Meeting

The next meeting of the Nebraska Opioid Settlement Remediation Advisory Committee was proposed for Monday, May 2, 2022 at 10:00 a.m. at the Nebraska Association of County Officials (NACO) Offices, 1335 H Street, Lincoln, NE. Motion was made and seconded to approve this date, time and location for the meeting. Motion passed unanimously by roll call vote.

Adjourn

The meeting agenda having been completed, the committee voted by acclamation to adjourn. AG Peterson declared the meeting adjourned at 11:28 a.m.