

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL 610

By: McCortney of the Senate

and

6 Hilbert of the House

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10 COMMITTEE SUBSTITUTE

11 An Act relating to public finance; creating the
12 Opioid Settlement and Judgment Revolving Fund;
13 specifying type of fund; providing sources of monies;
14 requiring the Attorney General to ensure deposit of
15 funds; requiring investment of monies; authorizing
appropriation of portion of monies; providing method
of calculation; providing for expenditure of fund;
providing allowable expenses; providing for
codification; and declaring an emergency.

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19 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

20 SECTION 1. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 2401 of Title 62, unless there
22 is created a duplication in numbering, reads as follows:

23 There is hereby created in the State Treasury a revolving fund
24 to be designated the "Opioid Settlement and Judgment Revolving

1 Fund". The fund shall be a continuing fund, not subject to fiscal
2 year limitations. The fund shall consist of all monies received by
3 this state:

4 1. From any settlement agreement entered into on or after the
5 effective date of this act with one or more manufacturers,
6 distributors or wholesalers of opioid drugs or any other person or
7 entity involved in the opioid drug supply chain, to the extent
8 allowed under the terms of such settlement agreement; or

9 2. From any final judgment issued on or after the effective
10 date of this act against one or more manufacturers, distributors or
11 wholesalers of opioid drugs or any other person or entity involved
12 in the opioid drug supply chain, to the extent allowed under the
13 terms of such judgment.

14 It shall be the duty of the Attorney General to ensure that
15 funds received by the state pursuant to a settlement agreement or
16 final judgment are promptly deposited into the revolving fund.

17 SECTION 2. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 2402 of Title 62, unless there
19 is created a duplication in numbering, reads as follows:

20 The State Treasurer shall invest the entirety of the Opioid
21 Settlement and Judgment Revolving Fund established in Section 1 of
22 this act as provided by law including, but not limited to, Sections
23 89.1a and 89.2 of Title 62 of the Oklahoma Statutes. For each state
24 fiscal year, beginning with the state fiscal year ending June 30,

2023, a portion of the fund, not to exceed four percent (4%) of the balance of the fund, may be appropriated by the Legislature solely for the purposes listed in Section 3 of this act. No later than February 1 of each year, the State Treasurer shall calculate the numerical value in dollars and cents of four percent (4%) of the balance of the fund as of January 1 of the same year and shall provide the amount in a written report to the chair of the Senate Appropriations Committee and the chair of the House Appropriations and Budget Committee.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2403 of Title 62, unless there is created a duplication in numbering, reads as follows:

To the extent allowed under the terms of applicable settlement agreements or judgments, the portion of monies from the Opioid Settlement and Judgment Revolving Fund available for appropriation by the Legislature as provided in Section 2 of this act shall be expended solely to abate the opioid epidemic utilizing strategies including, but not limited to, evidence-based treatment, counseling, prevention, education and coordination of services for opioid use disorder and co-occurring substance use disorders including, but not limited to, medication-assisted treatment approved by the Food and Drug Administration and drug court programs.

SECTION 4. It being immediately necessary for the preservation of the public peace, health or safety, an emergency is hereby

1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

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