Funds from the national opioid settlements are being awarded to state and local governments throughout the country for alleged harms, caused by companies that marketed, manufactured, distributed, and sold pharmaceutical opioids.

As dollars from the national opioid settlements are now being received at both state and local levels, this guide is intended to help support an understanding of Michigan's opioid settlement spaces and the key agencies, involved.

DISCLAIMER: The following information is subject to change. Figures associated with the national opioid settlements, including but not limited to state and local payment information, represent estimates, only. Descriptions of agencies, processes, and/or policies have been sourced and/or developed by key offices to support public awareness of the subject matter. This document does not constitute a legal document, nor is the information considered legal advice. This document was created collaboratively, using information available at the time of its development and may be updated at any time to reflect necessary and/or suggested changes.

STATE GOVERNMENT

LEGISLATIVE BRANCH

Michigan State Legislature
Find your Senator
Explore Senate Committees

Find your Representative
Explore House Committees

Opioid Advisory Commission
OAC Website

The Michigan state legislature is the designated body for appropriating monies from the Michigan Opioid Healing and Recovery Fund, including dollars received by the state government, as a result of participation in the national opioid settlements.

EXECUTIVE BRANCH

Executive Office of the Governor
Office of Governor Gretchen Whitmer

Michigan Department of Attorney General
MI-AG Opioids Website

Michigan Department of Health and Human Services
MDHHS Opioids Website

Opioids Task Force
Opioids Task Force Website

LOCAL GOVERNMENT REPRESENTATIVE AGENCIES

MICHIGAN MUNICIPAL LEAGUE
MICHIGAN ASSOCIATION OF COUNTIES
MICHIGAN TOWNSHIPS ASSOCIATION
KEY AGENCIES OF MICHIGAN’S OPIOID SETTLEMENT SPACES

LEGISLATIVE

State Legislature
In Michigan, the state legislature is the designated authority to “appropriate” or determine how settlement dollars from the Michigan Opioid Healing and Recovery Fund will be spent. The legislature has the authority to appropriate settlement funds in any way it chooses, provided appropriations follow the requirements of the opioid settlement agreements and those set forth by law (Public Act 83 of 2022, MCL 12.253). The Opioid Advisory Commission (OAC) provides recommendations to the state legislature on funding (including appropriation of opioid settlement funds) and policy.

Opioid Advisory Commission
The Opioid Advisory Commission (OAC) serves under the Legislative Council as an agency to advise the state legislature. Per Public Act 84 of 2022 (MCL 4.1851), the OAC is tasked with establishing priorities to address substance use disorders and co-occurring mental health conditions, conducting a statewide needs assessment, identifying strategies to reduce disparities in access to health care and behavioral health services, assessing the impact of opioid settlement funds, and making recommendations on funding and policy initiatives, to the state legislature.

EXECUTIVE

Executive Office of the Governor
The Governor of Michigan authorizes spending (through the Department of Treasury) of state budget appropriations, including dollars from the Michigan Opioid Healing and Recovery Fund. The Governor’s Office develops policy and budget priorities for state government and oversees all departments under the executive branch.

Michigan Department of the Attorney General
The Attorney General’s office represents the State of Michigan in the national opioid lawsuits. In Michigan, the Attorney General’s office is also the designated authority for enforcement. It is the Attorney General’s responsibility to enforce the requirements outlined in each opioid settlement agreement and to handle any claims of misuse of opioid settlement funds at the local level. The Attorney General also submits reports regarding State of Michigan settlement dollars, as required by some of the opioid settlement agreements.

Michigan Department of Health and Human Services
The Department of Health and Human Services is one of the main executive offices that administers (spends or distributes) state opioid settlement funds appropriated by the legislature. The Michigan Opioids Strategy and the Michigan Opioids Task Force are both housed within the Department of Health and Human Services.

Michigan Department of Treasury
The Department of Treasury is responsible for managing the Michigan Opioid Healing and Recovery Fund, the account in which all state share opioid settlement dollars are directed. The Department of Treasury is also responsible for directing the investment of dollars in the Michigan Opioid Healing and Recovery Fund and following appropriations of the legislature as well as requirements of the settlement agreements and state law (Public Act 83 of 2022, MCL 12.253), when spending dollars from the account.

Opioids Task Force
The Michigan Opioids Task Force was created as an advisory body within the Department of Health and Human Services. In September 2022, Governor Whitmer signed Executive Order No. 2022-12 expanding the Michigan Opioid Task Force to include one representative appointed by the Governor from each of the ten regions established by the Department for specialty Prepaid Inpatient Health Plans for Medicaid mental health and substance use disorder services and supports (“PIHP Regions”).

LOCAL

Michigan Association of Counties
The Michigan Association of Counties (MAC) serves county government officials on numerous topics including opioid settlement funds. MAC provides technical assistance and support through their Opioid Settlement Resource Center as well as a public-facing dashboard, toolkit, and templates.

Michigan Municipal League
The Michigan Municipal League (MML) represents more than 500 full-service cities, villages, and urban townships, providing education, advocacy, and support for municipal governments, including information and resources related to opioid settlement funds.

Michigan Townships Association
The Michigan Townships Association (MTA) represents 99% of Michigan’s 1,240 townships, providing education, information and advocacy resources and services, including support for opioid settlement-eligible members.

This document was created in collaboration between the Opioid Advisory Commission, Michigan Department of Attorney General, Michigan Department of Civil Rights, Michigan Department of Correction, Michigan Department of Treasury, Michigan Association of Counties, Michigan Municipal League, and Michigan Townships Association (08.28.2023). References for this document can be found here.
**MICHIGAN'S OPIOID SETTLEMENTS**

**Distributors** $631 million over 18 years  
AmerisourceBergen, Cardinal Health, McKesson

<table>
<thead>
<tr>
<th>Local Share</th>
<th>State Share</th>
</tr>
</thead>
<tbody>
<tr>
<td>$315.6 million</td>
<td>$315.6 million</td>
</tr>
</tbody>
</table>

**Janssen (J&J)** $145 million over 9 years

<table>
<thead>
<tr>
<th>Local Share</th>
<th>State Share</th>
</tr>
</thead>
<tbody>
<tr>
<td>$72.5 million</td>
<td>$72.5 million</td>
</tr>
</tbody>
</table>

**CVS** $161 million over 10 years

<table>
<thead>
<tr>
<th>Local Share</th>
<th>State Share</th>
</tr>
</thead>
<tbody>
<tr>
<td>$80.5 million</td>
<td>$80.5 million</td>
</tr>
</tbody>
</table>

**Walmart** $91 million over 1 year*

<table>
<thead>
<tr>
<th>Local Share</th>
<th>State Share</th>
</tr>
</thead>
<tbody>
<tr>
<td>$45.6 million</td>
<td>$45.6 million</td>
</tr>
</tbody>
</table>

**Walgreens** $313 million over 18 years*

<table>
<thead>
<tr>
<th>Local Share</th>
<th>State Share</th>
</tr>
</thead>
<tbody>
<tr>
<td>$87.6 million</td>
<td>$225.6 million</td>
</tr>
</tbody>
</table>

**Teva** $122 million over 13 years

<table>
<thead>
<tr>
<th>Local Share</th>
<th>State Share</th>
</tr>
</thead>
<tbody>
<tr>
<td>$61 million</td>
<td>$61 million</td>
</tr>
</tbody>
</table>

**Allergan** $73 million over 7 years

<table>
<thead>
<tr>
<th>Local Share</th>
<th>State Share</th>
</tr>
</thead>
<tbody>
<tr>
<td>$36.6 million</td>
<td>$36.6 million</td>
</tr>
</tbody>
</table>

**McKinsey & Co.** $19 million over 5 years

<table>
<thead>
<tr>
<th>State Share</th>
</tr>
</thead>
<tbody>
<tr>
<td>$19.56 million</td>
</tr>
</tbody>
</table>

**Mallinckrodt** $37 million over 8 years*

<table>
<thead>
<tr>
<th>Regional Share</th>
<th>Non-Regional Share</th>
</tr>
</thead>
<tbody>
<tr>
<td>$25.9 million</td>
<td>$11.1 million</td>
</tr>
</tbody>
</table>

**Endo** status pending due to bankruptcy

**Purdue** status pending—U.S. Supreme Court review
Janssen and Distributors Settlements
In 2021, a $26 billion nationwide settlement was reached to resolve all Opioids litigation brought by states and local political subdivisions against the three largest pharmaceutical distributors: McKesson, Cardinal Health and AmerisourceBergen (“Distributors”), and manufacturer Janssen Pharmaceuticals, Inc. and its parent company Johnson & Johnson (collectively, “J&J”).

The state of Michigan is slated to receive nearly $800 million from these settlements over 18 years. Fifty percent (50%) of the settlement amount will be sent directly to county and local governments, and fifty percent (50%) will be sent to the State. The national agreement also requires significant industry changes that will help prevent this type of crisis from ever happening again.

Pharmacy and Manufacturer Settlements:
CVS, Walmart, and Walgreens; Teva and Allergan
In 2022, additional settlements with pharmacies and manufacturers were announced, including CVS, Walgreens, Walmart, Allergan, and Teva.

Sign-on for participation in settlements with CVS, Walmart, Allergan, and Teva are completed in Michigan, with payments anticipated by end of calendar year, 2023. These four settlements are expected to bring in over $450 million to Michigan and are structured like Janssen and Distributors settlements with a 50/50 state/local split. *The payment schedule for Walmart (over what period payments are received) involves multiple factors and may exceed 1-year estimates.

The Walgreens settlement is just beginning to move forward in Michigan and will bring about $313 million into the state. *Funds from Walgreens represent awards from both a national settlement (50/50 state/local split; payments received over 15 years) and an additional settlement (for state government, only; payments received over 18 years).

McKinsey and Co. Settlement
The state of Michigan has already received the majority of the $19.56 million in settlement funds from McKinsey and Co., a settlement from which one-hundred percent (100%) of funds will be paid to the state government.

Mallinckrodt Settlement
Michigan received $5.2 million from the Mallinckrodt settlement in May 2023 and is estimated to receive a total of $37 million over eight (8) years, however *Mallinckrodt’s bankruptcy status may impact total dollars received.

Mallinckrodt is structured differently than other settlements, in that it includes a 70/30 regional/non-regional split, with seventy percent (70%) of the funds going to designated regions and Qualified Block Grantees, and thirty percent (30%) dedicated to non-regional entities. The Opioids Task Force serves as the “Government Participation Mechanism” for the Mallinckrodt settlement and is tasked with making recommendations on the spending of regional and non-regional funds.

Purdue Pharma and Endo
Michigan may receive additional funds from Endo, which is pursuing a bankruptcy plan that includes funding opioid abatement trusts. Recent actions by the U.S. Supreme Court have blocked further movement on the Purdue Pharma settlement. The case is currently awaiting review by the U.S. Supreme Court, and its status remains pending.