



# OFFICE OF MANAGEMENT & BUDGET

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## MEMORANDUM

**To:** The Honorable Marvin L. Abney, Chairman, House Finance Committee  
The Honorable Ryan W. Pearson, Chairman, Senate Finance Committee

**From:** Joseph Codega Jr., Budget Officer

**Date:** April 29, 2022

**Subject:** Amendments to FY 2023 Appropriations Act (22-H-7123)

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The Governor requests that several amendments be made to the FY 2023 Appropriations Act. The amendments include changes to the appropriation amounts in Article 1, Relating to Making Appropriations in Support of FY 2023 and FTE position authorizations in Section 11, FY 2023 FTE Position Authorizations related to various opioid settlement monies. A description of each amendment requested is provided below.

If you have any questions regarding these amendments, please feel free to call me or my staff at 222-6300.

JC:22-Amend-9  
Attachments

cc: Sharon Reynolds Ferland, House Fiscal Advisor  
Stephen Whitney, Senate Fiscal Advisor  
James E. Thorsen, Director of Administration  
Brian Daniels, Director, Office of Management and Budget

**ARTICLE 1, RELATING TO MAKING APPROPRIATIONS IN SUPPORT OF FY 2023**

**SECTION 1, APPROPRIATIONS IN SUPPORT OF FY 2023**

**Executive Office of Health and Human Services**

Increase Restricted Receipts within the Central Management program, Page 14, Line 20 by \$17,562,724 from \$14,401,156 to \$31,963,880. This first amendment is requested to establish the FY 2023 budget for the Rhode Island Statewide Opioid Abatement Account which will accept distributions for the State's share of the Opioid Settlement Funds including a total of \$6.4 million from the Distributor Settlement Agreement as well as \$3.7 million from the Janssen Settlement Agreement. The budget is based upon the settlement payment schedule which is the best information currently available and may differ from the final amounts received. Distributions may differ by fiscal year due to some flexibility allowed for payment due dates and available options for prepayments. Programming will be determined through an advisory committee process, defined in the Settlement Agreement, which shall make formal recommendations to the Secretary of the Executive Office of Health and Human Services (23-EOHHS1). The second amendment adjusts the budget for the McKinsey Opioid Settlement account from \$890,000 to \$510,000 to accommodate changes in the planned uses of the funds to allow for a total of \$450,000 to be dedicated to a harm reduction communications campaign and a total of \$60,000 towards harm reduction efforts for the West Elmwood Health Equity Zone (23-EOHHS2). The third amendment adjusts the budget for the Opioid Stewardship fund to accommodate changes in the planned uses of the funds to allow for a total of \$167,526 for a new Director of Overdose, Prevention and Response position and the shift of a total of \$2,204,802 to other agency budgets. The amendment also recognizes a reduction in the available fund balance due to refunds to CVS Pharmacy, Inc. (23-EOHHS3). The fourth amendment adds a total of \$9,900,000 of the State's share of an additional opioid settlement including \$7,912,397 from Teva Pharmaceutical and \$1,987,603 from Allergan (23-EOHHS4).

**Department of Health**

Increase Restricted Receipts within the Customer Services program, Page 17, Line 18 by \$1,375,872 from \$2,790,691 to \$4,166,563. The first amendment adjusts the budget for the McKinsey Opioid Settlement account from \$0 to \$740,000 to accommodate changes in the planned uses of the funds to allow for a total of \$410,000 to be dedicated to drop-in harm reduction centers, a total of \$30,000 for harm reduction infrastructure, and a total of \$300,000 for naloxone supplies for the University of Rhode Island's Community First Responder Program (CFRP) which distributes kits to community partners for populations that are at risk of overdose (23-DOH1). The second amendment adjusts the budget for the Opioid Stewardship Fund from \$1,222,900 to \$1,858,772 to accommodate changes in the planned uses of the funds to allow for a total of \$500,000 to be dedicated to harm reduction infrastructure and a total of \$135,872 for an additional Quality Assurance Officer (Forensic Sciences) position for rapid overdose death detection which will provide timely insights into trends in fatal overdoses within 31 days of date of death compared to the current 90-day timeframe. This amendment makes no change to the requested Departmental FTE authorization and assumes that the Department will fill the position within existing FTE authorization (23-DOH2).

## **Department of Behavioral Healthcare, Developmental Disabilities, and Hospitals**

Increase Restricted Receipts within the Behavioral Healthcare Services program, Page 21, Line 20 by \$1,350,000 from \$2,538,789 to \$3,888,789. The first amendment adjusts the budget for the McKinsey Opioid Settlement account from \$0 to \$250,000 to accommodate changes in the planned uses of the funds to allow for a total of \$250,000 to be dedicated to a new pilot program for investing in substance use disorder workforce (23-BHDDH1). The second amendment adjusts the budget for the Opioid Stewardship account from \$2,000,000 to \$3,100,000 to accommodate changes in the planned uses of the funds to allow for a total of \$500,000 to be dedicated towards the continued support of the Regional Substance Abuse Prevention Task Force, a total of \$300,000 for the development of additional substance use disorder residential services, and an additional \$300,000 for a new investment in a SUD Workforce pilot program (23-BHDDH2).

### **SECTION 11, FY 2023 FTE POSITION AUTHORIZATION**

#### **Executive Office of Health and Human Services**

**Page 39, Line 12 strike 200.0 and replace with 204.0.** This amendment reflects the cumulative FTE increase requested for EOHHS which includes 1.0 FTE position for the Pay for Success Program previously included in GBA 5. The Governor requests an amendment to add three new FTE positions to the Executive Office of Health and Human Services:

- 1.0 FTE position Chief Health Program Evaluator and 1.0 FTE position Administrator Financial Management to be financed with Opioid Settlement Agreement funding:
  - The primary role of the Chief Health Program Evaluator is to administer the Opioid Settlement Agreement for its 18-year duration including staffing the Opioid Settlement Advisory Committee, and as dictated by the MOU within the Settlement Agreement, will ensure alignment with Governor's Overdose Prevention and Intervention Task Force, adherence to budget timelines, production of reporting requirements for approved opioid abatement uses, and interagency coordination with both the Office of the Attorney General and community priorities.
  - The role of the Administrator, Financial Management would provide financial oversight and management of the various Opioid-related funding sources under EOHHS including the McKinsey Settlement, Opioid Stewardship Fund and Opioid Settlement Agreement.
- 1.0 FTE position is for an Administrator for Medical Services position financed with Opioid Stewardship funding to serve as the Director of Overdose Prevention and Response position reporting to the Chief Strategic Planning, Monitoring and Evaluation and responsible for staffing and supporting an interagency Executive Committee of the Task Force, the ten Task Force Work Groups and the Opioid Task Force to ensure tracking, assessing, aligning, and maximizing the substance use services across the Secretariat to ensure strategic alignment.

**Summary of Governor's Article 1 Amendments to FY 2023 Appropriations Act (22-H-7123)**

	General Revenue	Federal Funds	Restricted Receipts	Other Funds	Total	Amendment Code (23-AGENCY#)
<b>FY 2023 Expenditures (Original Governor's Recommend)</b>	<b>4,731,312,148</b>	<b>5,311,039,436</b>	<b>432,230,976</b>	<b>2,350,432,468</b>	<b>12,825,015,028</b>	
<b>March 3, 2022 Amendments</b>	<b>(1,215,113)</b>	<b>4,324,634</b>	<b>(27,219,536)</b>	<b>228,000</b>	<b>(23,882,015)</b>	
<b>April 22, 2022 Amendments</b>	<b>2,391,317</b>	<b>3,588,866</b>	<b>736,767</b>	<b>2,895,000</b>	<b>9,611,950</b>	
<b>April 28, 2022 Opioid Amendments</b>						
<b>Executive Office of Health and Human Services</b>						
<i>Opioid Settlement Agreement</i>			10,080,000		10,080,000	23-EOHHS1
<i>McKinsey Opioid Settlement</i>			(380,000)		(380,000)	23-EOHHS2
<i>Opioid Stewardship Fund</i>			(2,037,276)		(2,037,276)	23-EOHHS3
<i>Teva and Allergan Settlement</i>			9,900,000		9,900,000	23-EOHHS4
<b>Department of Health</b>						
<i>McKinsey Opioid Settlement</i>			740,000		740,000	23-DOH1
<i>Opioid Stewardship Fund</i>			635,872		635,872	23-DOH2
<b>Department of Behavioral Healthcare, Developmental Disabilities, and Hospitals</b>						
<i>McKinsey Opioid Settlement</i>			250,000		250,000	23-BHDDH-1
<i>Opioid Stewardship Fund</i>			1,100,000		1,100,000	23-BHDDH-2
<b>Total</b>	<b>-</b>	<b>-</b>	<b>20,288,596</b>	<b>-</b>	<b>20,288,596</b>	
<b>Grand Total</b>	<b>4,732,488,352</b>	<b>5,318,952,936</b>	<b>426,036,803</b>	<b>2,353,555,468</b>	<b>12,831,033,559</b>	