

## *Louisiana's Opioid Settlements<sup>i</sup>*

The United States is in the **midst of a crisis** on its streets and in its communities as **overdoses, homelessness, and disorder reach record levels**. Yet settlement proceeds secured by the State of Louisiana present an **unprecedented opportunity for generational investment** in treatment capacity for chronic substance abuse (CSA) and severe mental illness (SMI).

Louisiana is set to receive **more than \$650 million** (\$653,316,435.42) in opioid settlement funds. With nineteen separate settlements and payments spread out over decades, the funds are **at risk of being squandered** through ad-hoc allocations to **diffuse and disorganized efforts**.

The state must ensure that this opportunity for treatment investment is not underutilized. **Louisiana can make targeted investments in treatment capacity** that will honor those who **suffered** in the opioid crisis and **ensure accessible care** for decades to come.

Louisiana allocated 80 percent of opioid settlement dollars to subdivisions and 20 percent to sheriffs.<sup>1ii</sup> Unfortunately, this means the state (controlling \$13,374,441.65) currently does not have any meaningful capacity to prioritize key investments in treatment capacity that will benefit the entire state. **Louisiana should amend the Memorandum of Understanding to reserve a substantial portion of funds for allocation by the legislature**. Otherwise, funds are at risk of being misallocated and spent on comparatively low-impact projects.

The state must rein in the potential misallocation of these funds and prioritize investments in comprehensive treatment networks. **Three priorities** (Certified Behavioral Health Clinics, secure psychiatric beds, and community SMI/CSA response) **will ensure these funds have the largest impact** on Louisiana.

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i The Cicero Institute has pending public records requests with the Louisiana Attorney General's Office seeking settlement terms with Allergan and Teva. Accordingly, the totals in this brief do not reflect potential awards from those settlement agreements.

ii With the exception of the McKinsey and Publicis settlements, in which the state controls 100 percent of funds.

## Certified Community Behavioral Health Clinics (CCBHCs)

CCBHCs, designed to ensure access to coordinated comprehensive behavioral health care, have stable funding and are supported by all recent presidential administrations. CCBHCs are a key response to the opioid crisis and can augment other services such as police crisis response teams, homelessness outreach and services, and outpatient psychiatric commitment services.

- **Solution: Fund the development and expansion of CCBHCs.**
  - o Expand the CCBHC footprint with an emphasis on a team-based approach to co-occurring disorders.
  - o Create a stepped approach to SMI/CSA treatment with services provided by the CCBHCs.
  - o Require CCBHCs to offer specific care pathways to meet the needs of individuals with co-occurring disorders.

## State Psychiatric Hospitals

Inpatient beds in secure facilities are critical for serving the highest-acuity psychiatric patients. Louisiana currently has only **7.9 state psychiatric beds** per 100,000 people available for civil (i.e., non-criminal) patients.<sup>2,3</sup> Treatment Advocacy Center recommends a rate of 30-60 beds per 100,000. Even counting non-public secure psychiatric beds, Louisiana still falls short of the minimum.<sup>4</sup> Secure beds are a costly but necessary expenditure to protect patients with severe psychiatric disorders and the public at large.

- **Solution: Fund the expansion of civil psychiatric beds.**
  - o Invest in expanding state hospital capacity.
  - o Move forensic (criminal) commitments to a jail-based restoration facility.
  - o Apply for one of several Section 1115(a) waivers to expand Medicaid reimbursement for institutions for mental diseases (IMDs).

## Inpatient Stabilization Centers and Mobile Crisis Teams

Emergency departments (EDs) are supposed to be a last resort for times of true emergencies, but are increasingly used for all types of immediate-need medical care. This is especially true for low- to medium-acuity mental health crises. In order for CCBHCs and state psychiatric bed expansions to have the largest impact, there must be an immediate triage of low-acuity patients from higher-need patients, or else investments in these facilities will be drowned out, overburdened, and underutilized by those that need them most, just like emergency departments.

- **Solution: Fund community-based mental health response resources.**
  - Expand community-based recovery centers, including voluntary short-term respite housing, especially for young adults.
  - Leverage CCBHC resources to develop comprehensive mobile crisis response teams in conjunction with police crisis intervention teams (CIT).
  - Support integration with crisis networks such as the Lifeline to support those in need or provide guidance for concerned loved ones.

## LOUISIANA

[Download all Louisiana opioid settlement documents](#)

[View settlement fund dashboard](#)

STATE-CONTROLLED FUNDS	ALL FUNDS	2025 EOY FUNDS RECEIVED - STATE	2025 EOY FUNDS RECEIVED - ALL	Av. Receipt (All Funds) / Yr (*20)
\$13,374,441.65	\$653,316,435.42	\$13,374,441.65	\$226,595,561.41	\$32,665,821.77

### 2021 National Opioid Settlement

*Louisiana v. Distributors*

- [Final Consent Judgment](#)
  - [Exhibit A "Distributor Settlement Agreement"](#)
  - [Exhibit B "Louisiana Memorandum of Understanding entered into by the State through the Attorney General and the Participating Subdivisions"](#)
- State of Louisiana, by and through its Attorney General Jeff Landry, v. McKesson Corp., et al., 19th Judicial District Court, Parish of East Baton Rouge, Division O, Section 25, Case No. C-720242

*Louisiana v. Janssen*

- [Final Consent Judgment](#)
  - [Exhibit A "Janssen Settlement Agreement"](#)
  - [Exhibit C "Louisiana Memorandum of Understanding entered into by the State through the Attorney General and the Participating Subdivisions"](#)
- State of Louisiana v. Purdue Pharma, L.P., et al., 19th Judicial District Court, Parish of East Baton Rouge, Division O, Section 25, Case No. C-661638

### 2022 National Opioid Settlement

*Louisiana v. CVS*

- [Final Consent Judgment](#)
- State of Louisiana v. CVS Health Corporation, et al., 19th Judicial District Court, Parish of East Baton Rouge, Division 24, Case No. C-739951

*Louisiana v. Walgreens*

- [Final Consent Judgment](#)
  - [Exhibit A "agreement dated as of December 9 2022"](#)
  - [Exhibit B "THE MEMORANDUM OF UNDERSTANDING"](#)
- State of Louisiana v. CVS Health Corporation, et al., 19th Judicial District Court, Parish of East Baton Rouge, Division 24, Case No. C-739951

*Louisiana v. Walmart*

- [Final Consent Judgment](#)
- State of Louisiana v. CVS Health Corporation, et al., 19th Judicial District Court, Parish of East Baton Rouge, Division 24, Case No. C-739951

### Other Coalition Opioid Settlements

#### *Louisiana v. Kroger*

- [Final Consent Judgment](#)
  - [Exhibit A "agreement dated as of March 22 2024"](#)
  - [Exhibit B "The State of Louisiana's MEMORANDUM OF UNDERSTANDING"](#)
- State of Louisiana v. The Kroger Co., 19th Judicial District Court, Parish of East Baton Rouge, Division 26, Case No. C-758328

#### *Louisiana v. McKinsey*

- [Final Consent Judgment](#)
- [McKinsey Allocation Amounts](#)
- State of Louisiana v. McKinsey & Company, Inc. United States, 19th Judicial District Court, Parish of East Baton Rouge, Division 23, Case No. C-704426

#### *Louisiana v. Mallinckrodt*

- [NOAT II Agreement](#)
- [Statewide Abatement Agreement](#)
- [Notice of Abatement Distribution](#)

#### *Louisiana v. Publicis*

- [Final Consent Judgment](#)
- State of Louisiana v. Publicis Health LLC, 19th Judicial District Court, Parish of East Baton Rouge, Case No. C743587

#### *Louisiana v. Endo*

- [Global Public Trust Agreement](#)
- [Notice of Abatement Distribution](#)

### 2025 National Settlements

#### *Louisiana v. Purdue*

- [missing documentation]
- State of LA f/k/a/ Louisiana Department of Health v. Purdue Pharma L.P., et al., 19th Judicial District Court, Parish of East Baton Rouge, Case No. 661638

#### *Louisiana v. Mylan*

- [missing documentation]

#### *Louisiana v. Hikma*

- [missing documentation]

#### *Louisiana v. Amneal*

- [missing documentation]

*Louisiana v. Apotex*

- [missing documentation]

*Louisiana v. Indivior*

- [missing documentation]

*Louisiana v. Sun Pharmaceuticals*

- [missing documentation]

*Louisiana v. Alvogen*

- [missing documentation]

*Louisiana v. Zydus*

- [missing documentation]

**Independent Settlements**

*Louisiana v. Teva*

- [missing documentation]
- [Partial Dismissal with Prejudice](#) [settlement terms not included]
- State of Louisiana, ex. rel. Jaff Landry, Attorney General, v. Teva Pharmaceuticals Industries Ltd., et al., 19th Judicial District Court, Parish of East Baton Rouge, Case No. 640719

*Louisiana v. Allergan*

- [missing documentation]
- State of LA f/k/a/ Louisiana Department of Health v. Purdue Pharma L.P., et al., 19th Judicial District Court, Division 25, Parish of East Baton Rouge, Case No. 661638 [unconfirmed]
- State of Louisiana v. Abbvie Inc., et al., [St Landry Parish] Case No. C-2300114 [unconfirmed]

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<sup>1</sup> "Louisiana State-Local Government Opioid Litigation Memorandum of Understanding." [https://drive.google.com/drive/u/1/folders/1XRbkB73Y\\_Jd59DQDSsLdE6aB1BrvtAL7](https://drive.google.com/drive/u/1/folders/1XRbkB73Y_Jd59DQDSsLdE6aB1BrvtAL7).

<sup>2</sup> Treatment Advocacy Center, "Louisiana Psychiatric Beds Report." 2023. <https://www.tac.org/wp-content/uploads/2023/10/Louisianabedsinformation.pdf>.

<sup>3</sup> United States Census Bureau, "2023 American Community Survey – Total Population." [https://data.census.gov/table/ACSDT1Y2023.B01003?q=population&t=Population+Total&g=010XX00US\\$0400000](https://data.census.gov/table/ACSDT1Y2023.B01003?q=population&t=Population+Total&g=010XX00US$0400000).

<sup>4</sup> Silver, Shanti, "Estimating Psychiatric Bed Need in the United States," p. 2-4. Treatment Advocacy Center Office of Research and Public Affairs. January 2024. [https://www.tac.org/wp-content/uploads/2024/03/TAC\\_ORPA\\_ResearchSummary1.24.pdf](https://www.tac.org/wp-content/uploads/2024/03/TAC_ORPA_ResearchSummary1.24.pdf).