

AMENDMENTS TO LB1124

Introduced by Howard, 9.

1 1. Strike original section 6 and insert the following new section:

2 Sec. 6. (1) The Nebraska Opioid Recovery Fund is created. The fund
3 shall include all recoveries received on behalf of the state by the
4 Department of Justice pursuant to the Consumer Protection Act or the
5 Uniform Deceptive Trade Practices Act related to the advertising of
6 opioids. The fund shall include any money, payments, or other things of
7 value in the nature of civil damages or other payment, except criminal
8 penalties, whether such recovery is by way of verdict, judgment,
9 compromise, or settlement in or out of court, of any case or controversy
10 pursuant to such acts. The Department of Justice shall remit any such
11 revenue to the State Treasurer for credit to the Nebraska Opioid Recovery
12 Fund.

13 (2) Any funds appropriated, expended, or distributed from the
14 Nebraska Opioid Recovery Fund shall be spent in accordance with the terms
15 of any verdict, judgment, compromise, or settlement in or out of court,
16 of any case or controversy brought by the Attorney General pursuant to
17 the Consumer Protection Act or the Uniform Deceptive Trade Practices Act.

18 (3) The fund shall exclude funds held in a trust capacity where
19 specific benefits accrue to specific individuals, organizations,
20 political subdivisions, or governments. Such excluded funds shall be
21 deposited in the State Settlement Trust Fund pursuant to section
22 59-1608.05.

23 (4) Any money in the Nebraska Opioid Recovery Fund available for
24 investment shall be invested by the state investment officer pursuant to
25 the Nebraska Capital Expansion Act and the Nebraska State Funds
26 Investment Act.