

**CITY of ALBUQUERQUE  
TWENTY FIFTH COUNCIL**

COUNCIL BILL NO. R-23-121 ENACTMENT NO. \_\_\_\_\_

SPONSORED BY: Klarissa Peña

**1 RESOLUTION**

**2 DIRECTING THE DEPARTMENT OF FAMILY AND COMMUNITY SERVICES TO  
3 ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH BERNALILLO  
4 COUNTY TO ALLOCATE FUNDS TO THE METROPOLITAN DETENTION CENTER  
5 FOR OPIOID TREATMENT AND RECOVERY.**

**6 WHEREAS, on February 24, 2022, the National Prescription Opiate  
7 Litigation Plaintiffs' Executive Committee confirmed participation of over 90%  
8 of litigating local governments nationwide in the \$26 billion global opioid  
9 settlements finalized with three drug distributors, AmerisourceBergen, Cardinal  
10 Health and McKesson, and opioid manufacturer Johnson & Johnson; and**

**11 WHEREAS, the settlements require that 85% of funds be allocated to  
12 programs that will help address the ongoing opioid crisis through treatment,  
13 education, and prevention efforts; and**

**14 WHEREAS, in total, the settling distributors will make 18 annual payments  
15 to settling states and entities; and**

**16 WHEREAS, the passage of R-22-32 created the LG Abatement Fund for  
17 timely receipt, appropriation, and expenditure of the opioid settlement proceeds;  
18 and**

**19 WHEREAS, the Distributor Master Settlement Agreement and the J&J Master  
20 Settlement Agreement outline Core Strategies, Approved Uses, and Other  
21 Strategies for the LG Abatement Fund; and**

**22 WHEREAS, treatment for incarcerated persons is listed as a Core Strategy;  
23 and**

**24 WHEREAS, many incarcerated individuals have overlapping distinctions  
25 which are addressed by the Core Strategies, Approved Uses, and Other  
26 Strategies; and**

1       WHEREAS, the American Psychological Association supports research  
2 showing treating prisoners' addiction issues during incarceration and after  
3 release helps keep them off of drugs, out of prison, and employed; and

4       WHEREAS, the Federal Bureau of Prisons note studies show when in-prison  
5 programs are well-designed, carefully implemented, and utilize effective  
6 practices, they reduce relapse, criminality, recidivism, increase the level of the  
7 offender's stake in societal norms, increase levels of education and  
8 employment upon return to the community, improve health and mental health  
9 symptoms and conditions, and improve relationships; and

10       WHEREAS, Bernalillo County partners with Recovery Services of New  
11 Mexico to administer Medically Assisted Treatment (MAT) to prisoners at the  
12 Metropolitan Detention Center (MDC); and

13       WHEREAS, the New Mexico three-year recidivism rate was 54% in FY19 and  
14 FY20, with substance use as one of the main drivers for return to prison after  
15 release;

16       WHEREAS, treating opioid addicted inmates helps the individual start on the  
17 road to recovery, helps the families of the individuals, our overburdened prison  
18 system, and society as a whole.

19 **BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF**  
20 **ALBUQUERQUE:**

21       **SECTION 1.**

22               The Department of Family and Community Services (FCS) shall enter  
23 into a Memorandum of Understanding (MOU) with Bernalillo County to provide  
24 \$1.5 million dollars from the LG Abatement Fund 201 to provide opioid treatment  
25 and recovery services at MDC.

26       **SECTION 2.**

27               The City is expected to receive allocations from the Opioid Settlement  
28 Fund for the next 18 years. FCS is hereby directed to allocate 30% of future  
29 settlement allocations to Bernalillo County to provide opioid treatment and  
30 recovery services at MDC.

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