

Legislative Analysis



OPIOID LIABILITY LITIGATION

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<http://www.house.mi.gov/hfa>

Senate Bill 592 as passed by the Senate

Sponsor: Sen. Rosemary Bayer

House Committee: Judiciary

Senate Committee: Civil Rights, Judiciary, and Public Safety

Complete to 10-31-23

Analysis available at
<http://www.legislature.mi.gov>

SUMMARY:

Senate Bill 592 would amend the Opioid Liability Litigation Act¹ to prohibit a *political subdivision* of the state from commencing or maintaining an action (lawsuit) after January 1, 2022, that is related to the released claims in the following settlement agreements (which arise out of *In re Nat'l Prescription Opiate Litigation*²) against the released entities as defined in those agreements:³

- The master settlement agreement entered into by the state with Allergan Pharmaceuticals.
- The master settlement agreement entered into by the state with CVS Pharmacy.
- The master settlement agreement entered into by the state with Teva Pharmaceuticals.
- The master settlement agreement entered into by the state with Walgreens Pharmacy.
- The master settlement agreement entered into by the state with Walmart.

Political subdivision means a public body corporate in Michigan, an agency of a public body corporate in Michigan, a nonincorporated body in Michigan of whatever nature, or an agency of a nonincorporated body in Michigan. The term includes a county, city, village, township, school district, or special district or authority of the state, but does not include the state.

MCL 37.232

FISCAL IMPACT:

A fiscal analysis is in progress.

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■ This analysis was prepared by nonpartisan House Fiscal Agency staff for use by House members in their deliberations and does not constitute an official statement of legislative intent.

¹ <https://www.legislature.mi.gov/documents/2021-2022/billanalysis/House/pdf/2021-HLA-0993-CD7AF455.pdf>

² <https://www.ohnd.uscourts.gov/mdl-2804>

³ See <https://www.michigan.gov/ag/initiatives/opioids> also <https://www.michigan.gov/ag/news/press-releases/2023/06/12/ag-nessel-announces-over-338-million-opioid-settlement-with-walgreens>