

**PUBLIC DEFENSE  
SERVICES COMMISSION**

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**AGENCY REQUEST BUDGET**

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2015-17 Biennium

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# CERTIFICATION

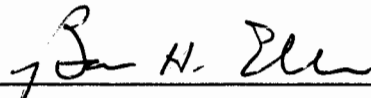
I hereby certify that the accompanying summary and detailed statements are true and correct to the best of my knowledge and belief and that the accuracy of all numerical information has been verified.

PUBLIC DEFENSE SERVICES COMMISSION

1175 COURT STREET NE, SALEM, OREGON 97301

AGENCY NAME

AGENCY ADDRESS

  
SIGNATURE

CHAIR, PUBLIC DEFENSE SERVICES COMMISSION

TITLE

Notice: Requests of those agencies headed by a board or commission must be approved by those bodies of official action and signed by the board or commission chairperson. The requests of other agencies must be approved and signed by the agency director or administrator.

Agency Request Budget

Governor's Recommended

Legislatively Adopted

Budget Page iv

## **PUBLIC DEFENSE SERVICES COMMISSION**

### MEMBERS

Barnes H. Ellis, Chair  
General Counsel and Corporate Secretary, Mercy Corps

Shaun S. McCrea, Vice-Chair  
Partner, McCrea PC

Chief Justice Thomas A. Balmer, Ex-Officio Permanent Member

Henry H. Lazenby, Jr.  
Partner, Lazenby & Associates

John R. Potter  
Executive Director, Oregon Criminal Defense Lawyers Association

Per A. Ramfjord  
Partner, Stoel Rives LLC

Janet C. Stevens  
Deputy Editor, Bend Bulletin

Hon. Elizabeth Welch  
Senior Judge

**77<sup>th</sup> OREGON LEGISLATIVE ASSEMBLY – 2013 Regular Session  
BUDGET REPORT AND MEASURE SUMMARY**

**MEASURE: HB 5008-A**

**JOINT COMMITTEE ON WAYS AND MEANS**

**Carrier – House: Rep. Buckley**

**Carrier – Senate: Sen. Devlin**

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**Action:** Do Pass as Amended and as Printed A-Engrossed

**Vote:** 22 – 2 – 2

House

**Yeas:** Barker, Buckley, Frederick, Huffman, Jenson, Komp, Nathanson, Read, Smith, Tomei, Williamson

**Nays:** Freeman, Hanna

**Exc:** McLane, Richardson

Senate

**Yeas:** Bates, Devlin, Edwards, Girod, Hansell, Johnson, Monroe, Steiner Hayward, Thomsen, Whitsett, Winters

**Nays:**

**Exc:**

**Prepared By:** Linda Ames, Legislative Fiscal Office

**Reviewed By:** Daron Hill, Legislative Fiscal Office

**Meeting Date:** July 8, 2013

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Agency

Emergency Board

Various Agencies

Biennium

2013-15

2011-13

**2013-15 Budget Summary\***

	<u>2011-13 Legislatively Approved Budget</u>	<u>2013-15 Legislatively Adopted Budget</u>	<u>2013-15 Committee Recommendation</u>	<u>Committee Change</u>
<b><u>Emergency Board</u></b>				
General Fund - General Purpose	-	-	\$ 30,000,000	\$ 30,000,000
General Fund - Special Purpose Appropriations				
State employee compensation changes	-	-	\$ 86,500,000	\$ 86,500,000
Home health care worker compensation	-	-	\$ 12,900,000	\$ 12,900,000
Oregon State Library	-	-	\$ 1,702,192	\$ 1,702,192
Department of Education - student assessments	-	-	\$ 4,600,000	\$ 4,600,000
Department of Education - youth development	-	-	\$ 1,789,557	\$ 1,789,557
Department of Housing and Community Development - Oregon Hunger Response Fund	-	-	\$ 225,000	\$ 225,000
Oregon Health Authority - A&D rate increases	-	-	\$ 3,300,000	\$ 3,300,000
Oregon Health Authority - Dental Pilots	-	-	\$ 100,000	\$ 100,000
<b><u>Various Agencies - Omnibus Adjustments</u></b>				
General Fund	-	-	\$ (190,669,103)	\$ (190,669,103)
General Fund Debt Service	-	-	\$ (761,790)	\$ (761,790)
Lottery Funds	-	-	\$ (1,719,018)	\$ (1,719,018)
Lottery Funds Debt Service	-	-	\$ (1,307,446)	\$ (1,307,446)
Other Funds	-	-	\$ (5,660,297)	\$ (5,660,297)
Federal Funds	-	-	\$ (1,629,523)	\$ (1,629,523)
<b><u>ADMINISTRATION PROGRAM AREA</u></b>				
<b><u>Department of Administrative Services</u></b>				
General Fund	-	-	\$ 1,150,000	\$ 1,150,000
Lottery Funds	-	-	\$ 21,380	\$ 21,380
Other Funds	-	-	\$ 54,596,958	\$ 54,596,958

\*Excludes Capital Construction



**2013-15 Budget Summary\***

	<u>2011-13 Legislatively Approved Budget</u>	<u>2013-15 Legislatively Adopted Budget</u>	<u>2013-15 Committee Recommendation</u>	<u>Committee Change</u>
<b><u>Office of the Governor</u></b>				
General Fund	-	-	\$ 9,174	\$ 9,174
Lottery Funds	-	-	\$ 900,000	\$ 900,000
<b><u>Department of Revenue</u></b>				
General Fund	-	-	\$ 3,196,495	\$ 3,196,495
General Fund Debt Service	-	-	\$ 1,554,716	\$ 1,554,716
Other Funds	-	-	\$ 26,903,021	\$ 26,903,021
<b><u>Secretary of State</u></b>				
General Fund	-	-	\$ 9,174	\$ 9,174
<b><u>Treasurer of State</u></b>				
Other Funds	-	-	\$ 9,174	\$ 9,174
 <b><u>CONSUMER AND BUSINESS SERVICES PROGRAM AREA</u></b>				
<b><u>Bureau of Labor and Industries</u></b>				
General Fund	-	-	\$ 6,881	\$ 6,881
Other Funds	-	-	\$ 2,293	\$ 2,293
 <b><u>ECONOMIC AND COMMUNITY DEVELOPMENT PROGRAM AREA</u></b>				
<b><u>Oregon Business Development Department</u></b>				
General Fund Debt Service	-	-	\$ 280,954	\$ 280,954
Lottery Funds	-	-	\$ 1,374,525	\$ 1,374,525
Other Funds	-	-	\$ 29,752,779	\$ 29,752,779
Other Funds Non-limited	-	-	\$ 12,000,000	\$ 12,000,000
<b><u>Housing and Community Services Department</u></b>				
General Fund	-	-	\$ 225,000	\$ 225,000
Other Funds	-	-	\$ 5,076,190	\$ 5,076,190

\*Excludes Capital Construction

**2013-15 Budget Summary\***

	<u>2011-13 Legislatively Approved Budget</u>	<u>2013-15 Legislatively Adopted Budget</u>	<u>2013-15 Committee Recommendation</u>	<u>Committee Change</u>
<b><u>Department of Veterans' Affairs</u></b>				
General Fund Debt Service	-	-	\$ 852,814	\$ 852,814
Other Funds	-	-	\$ 65,000	\$ 65,000
<b><u>EDUCATION PROGRAM AREA</u></b>				
<b><u>Department of Education</u></b>				
General Fund	-	-	\$ (8,826,545)	\$ (8,826,545)
Lottery Funds	-	-	\$ 12,826,545	\$ 12,826,545
Other Funds	-	-	\$ 12,000,000	\$ 12,000,000
Federal Funds	-	-	\$ 1,000,000	\$ 1,000,000
<b><u>Department of Community Colleges and Workforce Development</u></b>				
Other Funds	-	-	\$ (307,051)	\$ (307,051)
Other Funds Debt Service	-	-	\$ 307,051	\$ 307,051
<b><u>Oregon Health and Science University</u></b>				
General Fund	-	-	\$ 1,000,000	\$ 1,000,000
<b><u>Higher Education Coordinating Commission</u></b>				
General Fund	-	-	\$ 859,630	\$ 859,630
<b><u>Oregon University System</u></b>				
General Fund	-	-	\$ 15,674,000	\$ 15,674,000
<b><u>HUMAN SERVICES PROGRAM AREA</u></b>				
<b><u>Oregon Health Authority</u></b>				
General Fund	-	-	\$ (1,940,000)	\$ (1,940,000)
Other Funds	-	-	\$ (3,160,291,391)	\$ (3,160,291,391)
Other Funds Nonlimited	-	-	\$ 3,160,291,391	\$ 3,160,291,391

\*Excludes Capital Construction

**2013-15 Budget Summary\***

	<u>2011-13 Legislatively Approved Budget</u>	<u>2013-15 Legislatively Adopted Budget</u>	<u>2013-15 Committee Recommendation</u>	<u>Committee Change</u>
<b><u>Department of Human Services</u></b>				
General Fund	-	-	\$ 5,000,000	\$ 5,000,000
Other Funds	-	-	\$ 1,000,000	\$ 1,000,000
Federal Funds	-	-	\$ 9,700,000	\$ 9,700,000
<b><u>Long Term Care Ombudsman</u></b>				
General Fund	-	-	\$ 785,488	\$ 785,488
<b><u>JUDICIAL BRANCH</u></b>				
<b><u>Judicial Department</u></b>				
General Fund	-	-	\$ 634,980	\$ 634,980
Other Funds	-	-	\$ 335,001	\$ 335,001
<b><u>Public Defense Services Commission</u></b>				
General Fund	-	-	\$ 2,409,367	\$ 2,409,367
<b><u>LEGISLATIVE BRANCH</u></b>				
<b><u>Legislative Administration Committee</u></b>				
General Fund Debt Service	-	-	\$ 1,421,341	\$ 1,421,341
Other Funds	-	-	\$ 615,000	\$ 615,000
<b><u>NATURAL RESOURCES PROGRAM AREA</u></b>				
<b><u>State Department of Agriculture</u></b>				
General Fund	-	-	\$ 34,060	\$ 34,060
Lottery Funds	-	-	\$ (21,380)	\$ (21,380)
<b><u>Columbia River Gorge Commission</u></b>				
General Fund	-	-	\$ (79,873)	\$ (79,873)
<b><u>Department of Land Conservation and Development</u></b>				
General Fund	-	-	\$ 196,000	\$ 196,000

\*Excludes Capital Construction

**2013-15 Budget Summary\***

	<u>2011-13 Legislatively Approved Budget</u>	<u>2013-15 Legislatively Adopted Budget</u>	<u>2013-15 Committee Recommendation</u>	<u>Committee Change</u>
<b><u>Department of Environmental Quality</u></b>				
Other Funds Debt Service	-	-	\$ (17,140,278)	\$ (17,140,278)
<b><u>State Department of Energy</u></b>				
Other Funds	-	-	\$ 9,876,190	\$ 9,876,190
<b><u>State Department of Fish and Wildlife</u></b>				
General Fund	-	-	\$ 115,940	\$ 115,940
<b><u>State Forestry Department</u></b>				
Other Funds	-	-	\$ 120,000	\$ 120,000
Federal Funds	-	-	\$ 3,000,000	\$ 3,000,000
<b><u>Parks and Recreation Department</u></b>				
Other Funds	-	-	\$ 5,069,882	\$ 5,069,882
<b><u>Department of State Lands</u></b>				
Other Funds	-	-	\$ 307,360	\$ 307,360
Federal Funds	-	-	\$ 135,000	\$ 135,000
<b><u>Water Resources Department</u></b>				
Other Funds	-	-	\$ 10,242,513	\$ 10,242,513
<b><u>PUBLIC SAFETY PROGRAM AREA</u></b>				
<b><u>Department of Corrections</u></b>				
General Fund	-	-	\$ 2,340,830	\$ 2,340,830
<b><u>Oregon Criminal Justice Commission</u></b>				
General Fund	-	-	\$ 10,190,000	\$ 10,190,000
<b><u>Department of Justice</u></b>				
General Fund	-	-	\$ 3,683,276	\$ 3,683,276
General Fund Debt Service	-	-	\$ 1,601,856	\$ 1,601,856
Other Funds	-	-	\$ 14,377,862	\$ 14,377,862
Federal Funds	-	-	\$ 27,447,707	\$ 27,447,707

\*Excludes Capital Construction

**2013-15 Budget Summary\***

	<u>2011-13 Legislatively Approved Budget</u>	<u>2013-15 Legislatively Adopted Budget</u>	<u>2013-15 Committee Recommendation</u>	<u>Committee Change</u>
<b><u>Oregon Military Department</u></b>				
General Fund	-	-	\$ 290,000	\$ 290,000
General Fund Debt Service	-	-	\$ 314,523	\$ 314,523
Other Funds	-	-	\$ 237,345	\$ 237,345
<b><u>Oregon State Police</u></b>				
General Fund	-	-	\$ 3,387,000	\$ 3,387,000
<b><u>Department of Public Safety Standards and Training</u></b>				
Other Funds	-	-	\$ 1,000,000	\$ 1,000,000
<b><u>Oregon Youth Authority</u></b>				
General Fund	-	-	\$ 126,673	\$ 126,673
Other Funds Debt Service	-	-	\$ 384,877	\$ 384,877
<b><u>TRANSPORTATION PROGRAM AREA</u></b>				
<b><u>Department of Transportation</u></b>				
General Fund Debt Service	-	-	\$ (757,944)	\$ (757,944)
Other Funds	-	-	\$ 56,885,788	\$ 56,885,788
<hr/>				
<b>2013-15 Budget Summary</b>				
<b>General Fund Total</b>	-	-	\$ (4,568,334)	\$ (4,568,334)
<b>Lottery Funds Total</b>	-	-	\$ 12,074,606	\$ 12,074,606
<b>Other Funds Total</b>	-	-	\$ 218,056,658	\$ 218,056,658
<b>Federal Funds Total</b>	-	-	\$ 39,653,184	\$ 39,653,184

\*Excludes Capital Construction

## **2011-13 Supplemental Appropriations**

	<u>2011-13 Legislatively Approved Budget</u>	<u>2011-13 Committee Recommendation</u>	<u>Committee Change</u>
<b><u>Emergency Board</u></b>			
General Fund	-	\$ (50,447,306)	\$ (50,447,306)
<b><u>Oregon University System</u></b>			
Other Funds	-	\$ (2,329,480,585)	\$ (2,329,480,585)
Other Funds Non-limited	-	\$ (2,236,635,139)	\$ (2,236,635,139)
<b><u>Military Department</u></b>			
General Fund	-	\$ (460,000)	\$ (460,000)
General Fund Debt Service	-	\$ (26,748)	\$ (26,748)
<b><u>Oregon Youth Authority</u></b>			
General Fund	-	\$ 200,000	\$ 200,000

**2013-15 Position Summary**

	<u>2011-13 Legislatively Approved Budget</u>	<u>2013-15 Legislatively Adopted Budget</u>	<u>2013-15 Committee Recommendation</u>	<u>Committee Change</u>
<b><u>Office of the Governor</u></b>				
Authorized Positions	-	-	3	3
Full-time Equivalent (FTE) positions	-	-	3.00	3.00
<b><u>Department of Revenue</u></b>				
Authorized Positions	-	-	31	31
Full-time Equivalent (FTE) positions	-	-	31.00	31.00
<b><u>Oregon Business Development Department</u></b>				
Authorized Positions	-	-	3	3
Full-time Equivalent (FTE) positions	-	-	3.00	3.00
<b><u>Department of Education</u></b>				
Authorized Positions	-	-	3	3
Full-time Equivalent (FTE) positions	-	-	3.38	3.38
<b><u>Higher Education Coordinating Commission</u></b>				
Authorized Positions	-	-	6	6
Full-time Equivalent (FTE) positions	-	-	3.69	3.69
<b><u>Long Term Care Ombudsman</u></b>				
Authorized Positions	-	-	8	8
Full-time Equivalent (FTE) positions	-	-	3.81	3.81
<b><u>Department of Corrections</u></b>				
Authorized Positions	-	-	-197	-197
Full-time Equivalent (FTE) positions	-	-	-65.31	-65.31
<b><u>Criminal Justice Commission</u></b>				
Authorized Positions	-	-	1	1
Full-time Equivalent (FTE) positions	-	-	0.88	0.88

**2013-15 Position Summary**

	<u>2011-13 Legislatively Approved Budget</u>	<u>2013-15 Legislatively Adopted Budget</u>	<u>2013-15 Committee Recommendation</u>	<u>Committee Change</u>
<b><u>Oregon State Police</u></b>				
Authorized Positions	-	-	15	15
Full-time Equivalent (FTE) positions	-	-	4.38	4.38
<b><u>Department of Public Safety Standards and Training</u></b>				
Authorized Positions	-	-	4	4
Full-time Equivalent (FTE) positions	-	-	3.52	3.52
<b><u>Department of Transportation</u></b>				
Authorized Positions	-	-	2	2
Full-time Equivalent (FTE) positions	-	-	2.00	2.00



## **Summary of Revenue Changes**

The General Fund appropriations made in the bill are within resources available as projected in the May 2013 economic and revenue forecast by the Department of Administrative Services Office of Economic Analysis, supplemented by transfers from various agency accounts to the General Fund for general governmental purposes as authorized in House Bill 2322, plus other actions to reduce state agency expenditures.

## **Summary of Capital Construction Subcommittee Action**

House Bill 5008 appropriates General Fund to the Emergency Board for general purpose and targeted special purpose appropriations, and makes other adjustments to individual agency budget and position authority as described below.

### **Emergency Board**

The Emergency Board allocates General Fund and provides Lottery Funds, Other Funds, and Federal Funds expenditure limitation to state agencies for unanticipated needs in approved agency budgets when the Legislature is not in session. The Subcommittee appropriated \$30 million General Fund to the Emergency Board for general purposes.

House Bill 5008 makes eight special purpose appropriations to the Emergency Board, totaling \$111.1 million General Fund:

- \$86.5 million General Fund for allocation to state agencies for state employee compensation changes.
- \$12.9 million General Fund for allocation to state agencies for compensation changes for home health care workers who are not state employees.
- \$1,702,192 General Fund for second year operational costs for the Oregon State Library. The 2013-15 budget for the State Library provides for only one year of budget authority for the agency (see House Bill 5022). The release of this appropriation, by either the Legislature or the Emergency Board, is contingent on a successful reorganization plan being submitted and approved by the Legislature in 2014.
- \$4.6 million for the Department of Education for costs over and above the amount included in the Department's budget bill (Senate Bill 5518) relating to assessments and other resources aligned to common core standards including those assessments required under the federal Elementary and Secondary Education Act (ESEA). The Department of Education must report on what assessments it plans to implement and on the most current estimates of the costs for each component of the assessment when making the request for this special purpose appropriation.
- \$1,789,557 General Fund for the Department of Education's Youth Development Division. This amount represents program funding for the second year of the biennium for youth development grants, performance-based contracts, and services provided at the local level. Prior to requesting this special purpose appropriation, the Youth Development Council will report back to the Joint Committee on Ways and Means during the 2014 Legislative Session with a plan for investing and distributing these funds. The plan must take into account (1) the furtherance of the policy directives and youth academic and developmental outcomes outlined in House Bill 3231; (2) Oregon's

40/40/20 educational goals; and (3) the Oregon Education Investment Board's Strategic Plan. In developing this plan, the Youth Development Council shall consult with representatives of youth, parents, schools, service providers, labor, business, local governments, tribal governments, and communities.

- \$225,000 General Fund one-time funding for the Oregon Hunger Response Fund, for allocation to the Housing and Community Services Department after receipt of the agency's report on alternate, sustainable service delivery models, pursuant to a budget note.
- \$3.3 million General Fund for the Oregon Health Authority for adult residential room and board rate increases within the alcohol and drug system, after receipt of the agency's study on both the youth and adult system, during the 2014 legislative session. Based on the findings of that study, some or all of this funding could be allocated at that time.
- \$100,000 General Fund for the Oregon Health Authority for staffing needs related to the Dental Pilot Projects. These projects were established in Senate Bill 738 (2011), but no funding was provided. While the funding for the pilots is expected to come from foundations and private funders, the agency needs staff to manage the program.

If these special purpose appropriations are not allocated by the Emergency Board before December 1, 2014, any remaining funds become available to the Emergency Board for general purposes.

### **Adjustments to Approved 2013-15 Budgets**

#### **OMNIBUS ADJUSTMENTS**

Omnibus adjustments reflect budget changes in multiple agencies based on reductions in Department of Administrative Services' assessments and charges for services, a reduction to the Attorney General rates, an increase resulting from a new Secretary of State Archives assessment, and debt service adjustments. Also included is a 5% reduction to services and supplies (excluding the fixed costs of State Government Service Charges, Attorney General charges, rent, and fuel and utilities) that is applied to General Fund and certain Lottery Funds only. Total savings are \$36.5 million General Fund, \$1.7 million Lottery Funds, \$5.7 million Other Funds, and \$1.6 million Federal Funds.

Omnibus adjustments also include a 2% supplemental ending balance holdback that is applied primarily to General Fund, and excludes debt service as well as selected programs. This reduction may be restored during the 2014 legislative session depending on statewide economic conditions. Agency detail for this adjustment is shown in Attachment A. Total budget reductions include \$154.9 million General Fund and \$1.4 million Lottery Funds.

Another statewide adjustment, which is included in agency budget bills and not in House Bill 5008, affects most state agencies. Package 091 (Statewide Administrative Savings) is a placeholder for administrative efficiencies and associated budget reductions in finance, information technology, human resources, accounting, payroll, and procurement expenditures. The Subcommittee affirmed that the reductions, at \$62.0 million total funds, are permanent and ongoing as they reflect fundamental changes in business processes. The Department of Administrative Services (DAS) will continue to work on details of these reductions with agencies and report to the Joint Committee on Ways and Means during the 2014 session. Agencies should direct concerns regarding permanency or implementation of the reductions to DAS. The Department will include a plan for resolving any issues related to these reductions as part of its 2014 report.

## ADMINISTRATION

### Oregon Department of Administrative Services

House Bill 5008 includes one-time General Fund appropriations to the Department of Administrative Services (DAS) for the following purposes:

- \$500,000 to the East Valley Water District to support completion of an environmental impact study on a proposed water storage project.
- \$250,000 to the Historic Public Market Foundation to assist with development of the James Beard Public Market in Portland.
- \$400,000 for distribution to 211info, which is a statewide, nonprofit information and referral service for community and social services. The state currently supports about one-third of the organization's operating budget, primarily through contracts with individual state agency programs for specific services. 211info also receives funding from local governments, other nonprofits, grants, and foundations. This direct General Fund appropriation is intended to help 211info maintain statewide program access over the 2013-15 biennium. An additional request to support around-the-clock operations was not funded; right now 211info operates Monday through Friday from 8 am to 6 pm. To gain a better understanding of how state agencies can most effectively use 211info and to provide the legislature information to help evaluate potential future funding requests, the Subcommittee adopted a budget note:

#### **Budget Note:**

The Department of Administrative Services shall work with other state agencies to identify all information and referral services for state government, with a primary focus on help lines (for example, 1-800 numbers). The Department will submit a report to the Joint Committee on Ways and Means during the 2014 legislative session summarizing the purpose, scope, and cost of each service. For each state agency currently using 2-1-1 the report shall also provide information on the service(s) being provided, including but not limited to, contract provisions, utilization, benefits, costs, and budget. Finally, the report shall include an analysis of potential cost savings or efficiencies that might be achieved by broader use of 2-1-1.

The Subcommittee added \$27,100,007 Other Funds expenditure limitation for one-time cost of issuance and special payments associated with the disbursement of proceeds from several Lottery Bond sales; projects are detailed below and approved in the Lottery Bond bill (Senate Bill 5533). There is no debt service in the 2013-15 biennium as the bonds will not be sold until the spring of 2015. Debt service in 2015-17 is calculated at a total of \$4,882,645 Lottery Funds: \$2,193,283 for the Lane Transit project; \$1,835,741 for the Portland Convention Center hotel project; \$637,464 for the Confederated Tribes of Umatilla; and \$216,157 for the North Central Education Service District project.

- \$10,239,248 Other Funds for disbursement to Metro for the purpose of assisting with the development of a hotel near the Portland Convention Center.
- \$3,562,986 Other Funds for disbursement to the Confederated Tribes of Umatilla for construction a 1.5 mile road extension from the Port of Umatilla into the Confederated Tribes of Umatilla, which will open additional industrial land for development.
- \$1,042,755 Other Funds for disbursement to North Central Education Service District for partial funding of digital switch technology acquisition that would serve the educational and public safety needs of Wheeler, Gilliam, and Sherman Counties.
- \$12,255,018 Other Funds for disbursement to the Lane Transit District for the West Eugene EmX extension project.

House Bill 5008 includes Other Funds expenditure limitations for the following purposes:

- \$400,000 one-time Other Funds increase to support a DAS contract with the Province of British Columbia on behalf of Multnomah County. The county wants to contract with Partnerships BC, which is a government-owned infrastructure development company, to develop a business case for a new Multnomah County Courthouse. Oregon counties are prohibited from contracting with foreign governments, but the state is allowed. This contract will be issued outside the normal, competitive procurement process because under ORS 190 DAS may enter into intergovernmental agreements with foreign governments and bypass this process. Multnomah County will pay for the planning work through DAS to Partnerships BC.
- \$2,955,118 Other Funds increase to the Enterprise Asset Services budget unit to correct a mistake when too much services and supplies expenditure limitation was inadvertently removed from the program in House Bill 5002, the budget bill for the Department of Administrative Services.
- \$24,141,833 one-time increase to the Shared Services Fund to accommodate first year payments from the Fund to counties. In 2007 the Legislature established a new program, the Shared Services Fund, to provide state support to local taxing districts affected by participation in the Strategic Investment Program. Local taxing districts are now eligible to receive payments from the state that are calculated to equal 50% of the personal income tax revenue attributable to the earnings of persons employed as result of a SIP property tax exemption. These payments would otherwise have gone to the state General Fund.

The Subcommittee increased Lottery Funds by \$21,380 to reflect additional Lottery Funds for County Fairs support. The funding is available due to the termination of the County Fair Commission, for which the Department of Agriculture had received Lottery Funds for minimal administrative support of Commission operations.

The Subcommittee also added the following budget note on how to best meet the information technology needs of small state agencies:

**Budget Note:**

The Department of Administrative Services is directed to report back to the February 2014 Legislative Session with a plan to address the specific needs of smaller (<300 FTE) agencies with regard to Information Technology and Telecommunications Management. The Department shall also report on resources that will be necessary to implement such a plan and how those resources would be funded.

**Office of the Governor**

A \$900,000 Lottery Funds limitation and three limited duration Principal Executive/Manager F positions (3.00 FTE) are added to the Office of the Governor. These positions will focus on streamlining the permitting process for significant projects across all levels of government; federal, state, county and city.

The Subcommittee approved budget adjustments for an increase in the statutorily set salary for statewide elected officials as provided for in House Bill 2322. The statewide elected officials include the Governor, Secretary of State, State Treasurer, Attorney General, and the Commissioner of Labor and Industries. Each is to receive a salary increase of \$5,000 per year, beginning on January 1, 2014. The impact on the Office of the Governor is an increase of \$9,174 General Fund, including other payroll expenses. Statewide elected officials last received a salary

increase in July of 2009. Statutory Judgeships are also to receive a salary increase (see Judicial Branch program area narrative). The compensation for members of the Legislative Assembly remains unchanged.

The following budget note was approved:

**Budget Note:**

The Joint Committee on Ways and Means approved a budget with House Bill 5028, the budget bill for the Oregon Business Development Department, that concerned the Regional Solutions program. That budget note is repealed, and the following, also concerning the Regional Solutions program, is adopted.

The Transportation and Economic Development Subcommittee approved a \$1 Other Funds expenditure limitation for the Oregon Business Development Department for Regional Solutions. Prior to legislative approval of any increase in the expenditure limitation for this program, the Office of the Governor shall report to the Interim Joint Committee on Ways and Means with a request to introduce a bill, for consideration during the 2014 Session of the Legislative Assembly, to establish the Regional Solutions program. In addition to any other provisions in this report that the Governor may include, the report shall include requested provisions to: provide for the establishment of Regional Solutions Centers; identify the membership, governance and duties of the Centers; establish criteria on the use of funds allocated to the program; define the process for the development and approval of funding proposals; establish authority for the Oregon Business Development Department to distribute moneys to projects funded under the program and to provide effective oversight of the uses of the moneys so distributed; and delineate the activities and responsibilities of the Oregon Business Development Department for administering the program. The Office of the Governor shall submit this report to the Interim Joint Committee on Ways and Means no later than during the Legislative Days in November 2013.

**Department of Revenue**

The Subcommittee approved funding for the implementation of the replacement of the agency's core information technology applications (Core System Replacement project). The estimated one-time cost of implementation totals \$70.9 million and is scheduled to be fully completed by the 2017-19 biennia. Overall, the project will be funded with \$12.5 million of General Fund and \$58.4 million of Article Q-bonds. General Fund will provide for Debt Service repayment. Ongoing costs are roughly estimated at 2-3 times the initial one-time costs.

For the 2013-15 biennium, the Subcommittee approved \$26.5 million of Other Funds expenditure limitation for development costs, which will be financed with Article XI-Q bonds approved in House Bill 5506. Personal Services are increased by \$6.0 million Other Funds (31 positions/31.00 FTE), \$18.8 million Other Funds for Services and Supplies, and \$1.7 million for Capital Outlay. Major costs include: \$11.3 million for vendor contract payments; \$1 million for vendor contracted maintenance; \$1.5 million for an independent quality assurance/control vendor; and \$3 million in vendor contract contingency costs.

Unless otherwise approved by the Legislature or the Emergency Board, the positions budgeted for the Core System Replacement project are established as permanent full-time positions under the following conditions: (a) the positions will be abolished on or before the completion of the project; (b) the positions are to remain in the Core System Replacement program (i.e., CSR summary cross reference) and may not be transferred to any other program or used for any other purpose other than the development to the Core System Replacement project; and (c) the positions may not to be included in any permanent finance plan action.

The Subcommittee appropriated \$3.6 million General Fund for the agency's payments to the Department of Administrative Services for State Data Center charges and for vendor contract maintenance costs to support the ongoing maintenance of the vendor product after installation.

The Subcommittee appropriated \$1.6 million in General Fund Debt Service to support repayment of Article XI-Q General Obligation bond proceeds approved in SB 5506. General Fund Debt Service for the 2015-17 biennium will total \$10.1 million. Other Funds expenditure limitation of \$521,182 is included for the cost of issuance of the bonds.

The Department of Administrative Services is requested to unschedule \$13 million of Other Funds expenditure limitation related to the May 2014 Article XI-Q bond sale pending a Department of Revenue report to the Legislature in 2014 on the status of the project.

The Subcommittee adopted the following budget note:

**Budget Note:**

The Department of Revenue (DOR) is directed to work with the Department of Administrative Services (DAS) in the development and implementation of the Core Systems Replacement Project. DAS is to provide DOR with the oversight of the project, including support for project management, information technology systems development lifecycle, procurement, quality assurance, and other needs to successfully complete this project.

DOR is to submit updated key foundational project management documentation, each accompanied by an independent quality control review, to Legislative Fiscal Office (LFO) on or before February 1, 2014, as available for review.

DOR and DAS are directed to report to LFO every six months through the biennium on the status of the project using DOR's standard project management reports as well as provide copies of all Quality Assurance and Quality Control and Independent Verification and Validation reports upon their receipt by the agency.

The Subcommittee disappropriated \$440,937 General Fund and reduced Other Funds expenditure limitation by \$146,979 from the Administration program due to the passage of Senate Bill 184, which allows for agencies to send notification by first class mail, or in some cases by an alternative method such as e-mail, in lieu of certified mail. The reduction is the difference in cost between certified mail and first class postage that is estimated to be realized by the agency.

**Secretary of State**

The Subcommittee approved budget adjustments for an increase in the statutorily set salary for statewide elected officials as provided for in House Bill 2322. The statewide elected officials include the Governor, Secretary of State, State Treasurer, Attorney General, and the Commissioner of Labor and Industries. Each is to receive a salary increase of \$5,000 per year, beginning on January 1, 2014. The impact on the Secretary of State is an increase of \$9,174 General Fund, including other payroll expenses. Statewide elected officials last received a salary increase in July of 2009. Statutory Judgeships are also to receive a salary increase (see Judicial Branch program area narrative). The compensation for members of the Legislative Assembly remains unchanged.

### Treasurer of State

The Subcommittee approved budget adjustments for an increase in the statutorily set salary for statewide elected officials as provided for in House Bill 2322. The statewide elected officials include the Governor, Secretary of State, State Treasurer, Attorney General, and the Commissioner of Labor and Industries. Each is to receive a salary increase of \$5,000 per year, beginning on January 1, 2014. The impact on the Treasurer is an increase of \$9,174 Other Funds expenditure limitation, including other payroll expenses. Statewide elected officials last received a salary increase in July of 2009. Statutory Judgeships are also to receive a salary increase (see Judicial Branch program area narrative). The compensation for members of the Legislative Assembly remains unchanged.

## **CONSUMER AND BUSINESS SERVICES**

### Bureau of Labor and Industries

The Subcommittee approved budget adjustments for an increase in the statutorily set salary for statewide elected officials as provided for in House Bill 2322. The statewide elected officials include the Governor, Secretary of State, State Treasurer, Attorney General, and the Commissioner of Labor and Industries. Each is to receive a salary increase of \$5,000 per year, beginning on January 1, 2014. The impact on the Bureau of Labor and Industries is an increase of \$6,881 General Fund and \$2,293 Other Funds expenditure limitation, including other payroll expenses. Statewide elected officials last received a salary increase in July of 2009. Statutory Judgeships are also to receive a salary increase (see Judicial Branch program area narrative). The compensation for members of the Legislative Assembly remains unchanged.

## **ECONOMIC AND COMMUNITY DEVELOPMENT**

### Oregon Business Development Department

The Subcommittee increased the General Fund appropriation by \$280,954, to fully-fund 2013-15 biennium debt service costs for Article XI-Q general obligation bonds issued to finance Innovation Infrastructure projects. Debt service costs are higher than originally projected, because the bonds are not eligible to be issued on a tax-exempt basis. This increase will provide a total of \$694,286 General Fund to pay 2013-15 biennium debt service costs on the \$5,000,000 project. Debt service costs will increase to \$1.4 million in the 2015-17 biennium.

The Subcommittee established two new Lottery Funds expenditure limitations, and approved the establishment of three full-time, limited-duration positions (3.00 FTE). The first Lottery Funds expenditure limitation of \$1,124,525 supports three limited-duration positions housed in the Shared Services/Central Pool program area, and associated services and supplies costs. These include two positions in regional governance solutions and one position for West Coast Strategies. The second newly-established Lottery Funds expenditure limitation provides \$250,000 for Business, Innovation and Trade for an ongoing Economic Gardening services pilot project. Both of these Lottery Funds expenditure limitations are approved on a one-biennium basis, and will be phased out in the development of the Department's 2015-17 biennium current service level budget.

The bill includes several budget adjustments to allow expenditures of bond proceeds authorized for the Department by Senate Bill 5506 and Senate Bill 5533, and payment of the costs of issuing those bonds. The Other Funds expenditure limitation for the cost of issuing Article XI-Q bonds for the agency is reduced by \$115,000, and the Other Funds expenditure limitation for the cost of issuing lottery revenue bonds for the re-

capitalization of the Special Public Works Fund is reduced by \$132,221 from the levels approved in House Bill 5028, the Department's budget bill. These adjustments will provide expenditure limitation of \$120,000 for the cost of issuing the Article XI-Q bonds, and \$258,580 for the cost of issuing the lottery revenue bonds. These costs will be funded from bond proceeds.

The Subcommittee increased the Other Funds expenditure limitation for the seismic rehabilitation grant program by \$30,000,000 to permit expenditure of bond proceeds approved for that program. Finally, the Subcommittee increased the agency's Nonlimited Other Funds expenditures in the Infrastructure Finance Authority by \$12,000,000 for expenditure of lottery revenue bond proceeds transferred to the Special Public Works Fund. Loan award expenditures from the Special Public Works Fund are not limited in the Department's budget.

#### Housing and Community Services Department

The Subcommittee approved Other Funds expenditure limitation to enable the Department to expend \$5 million in bond proceeds and \$76,190 for cost of issuance for preservation of existing affordable housing. The funds will help provide financing for the acquisition of affordable housing properties with expiring subsidies from owners who do not wish to renew their federal contracts; the properties will be acquired by new owners who commit to keeping them affordable to low-income Oregonians, rather than having the units convert to market-rate housing. The proceeds are anticipated to provide gap financing to preserve an estimated 200 units of affordable housing. The bonds are included in Senate Bill 5533.

The bill includes \$225,000 General Fund for one-time funding for the Oregon Hunger Response Fund for the first year of the biennium. An additional \$225,000 General Fund is included as a special purpose appropriation to the Emergency Board.

#### Department of Veterans' Affairs

Expenditure limitation is provided to the Oregon Department of Veterans' Affairs for cost of issuance in the amount of \$65,000 Other Funds, and a General Fund appropriation for debt service in the amount of \$502,814, related to the issuance of \$4 million in Article XI-Q bonds for completion of construction of a second Veterans' Home skilled nursing facility in Linn County. Other and Federal Funds Capital Construction expenditure limitation to spend the Article XI-Q bonds and federal matching funds from the U.S. Department of Veterans' Affairs is included in Senate Bill 5507.

A one-time General Fund appropriation of \$350,000 is made to the Oregon Department of Veterans' Affairs for veterans' suicide prevention and crisis intervention telephone counseling services, allocated pursuant to the following budget note:

#### **Budget Note:**

The Oregon Department of Veterans' Affairs shall establish a veterans' crisis suicide line that offers free, anonymous assistance, 24 hours a day, to active-duty service members, veterans and their families. The Department shall establish an RFP process for the line to contract with a provider that has a contractual affiliation with the National Suicide Prevention Line and the National Veteran's Crisis Line, and has capacity to answer at least 30,000 veteran or suicide calls per year. The Department shall establish the line within 90 days of passage.



## **EDUCATION**

### Department of Education

The State School Fund is adjusted in this bill to reflect a rebalance of statewide resources, decreasing General Fund and increasing Lottery Funds expenditure limitation by \$12,826,545.

The Other Funds expenditure limitation of the Department of Education for the Grant-in-Aid budget unit is increased by \$11,341,084 and the Other Funds expenditure limitation for the Operations unit of the Department of Education is increased by \$658,916 for increased resources for the Network of Quality Teaching and Learning. The funding is contingent on the increased distribution of up to \$12 million from the Common School Fund over and above the standard distribution according to the policy adopted by the State Land Board on April 14, 2009. The increased resources for the Network will be used for grants, contracts and other assistance distributed to school districts, education service districts, and other entities as well as for agency staffing and associated costs for the following components of the Network: (1) \$2.6 million for Educator Effectiveness, (2) \$1.2 million for Student Centered Learning, (3) \$500,000 for Educator Preparation, (4) \$1.0 million for Closing the Achievement Gap, (5) \$2.2 million for Aligning Professional Development Plans to School Improvement Objectives and Educators' Needs, and (6) \$4.5 million for Supporting Implementation of Common Core Standards. Three new limited duration positions are established (two Education Program Specialist 2 and a Program Analyst 4) and the FTE is increased on two other Program Analyst 4 positions for a total FTE increase of 3.38 FTE. This \$12 million increase is a one-time increase for only the 2013-15 biennium.

The Subcommittee approved an increase of \$2.0 million General Fund in the amount appropriated for the strategic initiatives in the grant-in-aid budget unit. These additional funds are for an increase in resources for the Seamless Transitions policy package (package 305) for collaboration or consortiums of post-secondary institutions and school districts to increase the award of college or community college credits for high school students. The combined funding of this \$2.0 million and the \$2.0 million appropriated for this purpose in Senate Bill 5518, is to be used to support the Eastern Promise consortium and the expansion of consortiums into other regions of the state.

The bill includes \$1.5 million General Fund for Student Achievement Improvement Grants established in House Bill 2322. The Department of Education is to award at least two grants per congressional district to schools considered high poverty under Title I of the federal Elementary and Secondary Act, serving students in grades Kindergarten to 8<sup>th</sup> grade that are in the bottom five percent of all schools based on the rating system used by the Department for academic performance. The funds are to be used to hire at least one licensed teacher at the school. The grant program is only authorized for the 2013-15 biennium.

The following budget notes were approved:

#### **Budget Note:**

The Oregon Department of Education is instructed to report to the Interim Joint Committee on Ways and Means before January 1, 2014 on progress on implementing its 2013-15 strategic plan. This first report is to be a baseline for future reports to the Legislature for measuring the success of transforming the agency to focus more on assisting and collaborating with educational partners, closing the achievement gaps, and being more "results-focused." The report should include the following:

1. A breakdown of the agency's education programs and services with a description of each program and service, including overall purpose, description of federal or state laws or rule that govern the program, target group served, overall funding by fund type, amount of program funding, amount of staff resources dedicated to the program based on FTE, amount spent on administrative costs at the state level, and description of measurements use to gauge the performance of the program or service.
2. Actions taken by the agency in the past six months to become more collaborative with partners and to improve customer service.
3. Actions taken by the agency in the past six months to increase the share of funding the agency receives that is passed through to educational partners.
4. Comparison of the staffing levels and operations of the Oregon Department of Education with education agencies in other states with similar missions and responsibilities.
5. Description of changes in the overall measures and metrics established by the agency as part of it strategic plan development.

The Department will consult with the Legislative Fiscal Office in determining the level of detail included in item #1 above and how specific the program level that should be in the report to the Legislature. In addition to the report due by January 1, 2014, the Department is instructed to provide updated information on the items above during the budget presentation to the Joint Committee on Ways and Means during the 2015 Legislative Session.

**Budget Note:**

The Department of Education shall not purchase or acquire the interim item bank and related assessments from Smarter Balance Assessment Consortium. The Department shall provide each district with available funds to administer a locally selected and established interim growth assessment system for students in grades Kindergarten through ninth that is capable of informing instruction and measuring student academic performance against a stable scale irrespective of grade level.

The Subcommittee approved an increase of \$500,000 General Fund for the Farm to School program described in ORS 336.431. This program enables schools to offer fresh, locally sourced products and to promote mutually beneficial educational activities and focus on children's long-term health habits. In addition, Federal Funds expenditure limitation for early learning programs was increased by \$1.0 million to reflect a larger carry-forward of child care related funds from 2011-13.

**Department of Community Colleges and Workforce Development**

A specific Other Funds expenditure limitation for debt service for Article XI-G bonds is established in the amount of \$307,051 for the Department of Community Colleges and Workforce Development. A corresponding reduction in another Other Funds expenditure limitation for the Department is made for a net change of zero across the entire agency.

**Oregon Health and Science University**

House Bill 5008 includes a General Fund appropriation of \$1,000,000 through the Department of Administrative Services, for the Primary Health Care Loan Forgiveness Program in the Office of Rural Health at the Oregon Health and Science University. This program provides loans to eligible primary care practitioners enrolled in an approved rural-specific Oregon training Program, and was established in 2011. This provides additional funding for the 2013-15 biennium.

### Higher Education Coordinating Commission

The Subcommittee approved an increase of \$859,630 General Fund for the budget for the Higher Education Coordinating Commission (HECC) to reflect the added responsibilities of House Bill 3120 and Senate Bill 270. Both of these bills are related to post-secondary education governance. This funding is in addition to the amount already included in House Bill 5033, the budget bill for the HECC. This funding will be used to fund six permanent positions (3.69 FTE) – a manger, two Operations/Policy Analyst 4 positions, two Education Program Specialist 2 positions, and one Procurement and Contract Specialist 3 position. The manager position is budgeted to start in October of 2013 with the remaining positions to start in April 2014. The following budget note was approved:

#### **Budget Note:**

Prior to final adoption of any significant change to the distribution of the Community College Support Fund, the Higher Education Coordinating Commission is directed to consult with the appropriate legislative committees including the interim policy committees with jurisdiction on post-secondary education issues and the interim Joint Committee on Ways and Means or Emergency Board on the proposed distribution change.

### Oregon University System

The Subcommittee increased the General Fund appropriation for public university support by \$15,000,000 with direction that the money be used to reduce resident undergraduate tuition increases at the state's seven public universities. The Subcommittee adopted the following budget note to limit tuition increases on resident undergraduate students:

#### **Budget Note:**

In adopting the budget for the Oregon University System, the Legislature intends that increases in the base rates for tuition paid by resident undergraduate students on all seven campuses and one branch campus (EOU, OIT, OSU, OSU-Cascades, PSU, SOU, UO and WOU) may not exceed an average of 3.5% at any individual campus in any given year of the 2013-15 biennium. For students choosing the Tuition Promise program at WOU, rates of increase over the prior cohort may not exceed 5.7% in any given year. These limits on tuition shall apply to all seven campuses and one branch campus for the next two academic years (2013-14 and 2014-15) regardless of the outcome of any governance changes that may be implemented during the biennium.

House Bill 5008 includes General Fund appropriations to the Oregon University System (OUS) State Programs budget unit for the following purposes:

- \$1,200,000 to expand fermentation science programs at Oregon State University.
- \$250,000 one-time appropriation to Oregon State University for technical assistance to help shellfish hatchery larval production affected by ocean acidification and assist with the maintenance of OSU's Mollusca Brood Stock Program with the intent to produce larval strains more resilient to the adverse effects of ocean acidification.
- \$80,000 to increase the base funding for the Labor Education and Research Center at the University of Oregon.

The Subcommittee adopted the following budget note related to public university support of State Programs with non-state funding:

**Budget Note:**

It is the expectation of the Legislature that university support for State Programs housed within the Oregon University System be maintained or increased in the same manner as other university programs during the 2013-15 biennium.

The Subcommittee also approved a decrease of \$856,000 General Fund from the budget for the Oregon University System to reflect the shifting of various responsibilities in House Bill 3120 and Senate Bill 270 from the Chancellor's Office (CO) to the Higher Education Coordinating Commission (HECC). Both of these bills are related to post-secondary education governance. This reduction related to transfer of duties from CO to HECC rolls-up to a \$1,200,000 General Fund reduction in the 2015-17 biennium.

**HUMAN SERVICES**

Oregon Health Authority

The Subcommittee added \$1,360,000 General Fund to the Oregon Health Authority for the following purposes:

- \$200,000 General Fund for providing fresh Oregon-grown fruits, vegetables and cut herbs from farmers' markets and roadside stands to eligible low-income seniors under the Senior Farm Direct Nutrition Program. Another \$100,000 General Fund was added for the same purpose for eligible individuals through the Women, Infants and Children Program.
- \$260,000 General Fund to increase reimbursements for ambulance transport services.
- \$200,000 General Fund for the Oregon State Hospital to contract for legal services from the Marion County District Attorney, to address the issue of chronically violent patients at the hospital.
- \$700,000 General Fund for breast and cervical cancer screening services. Of this total, about \$400,000 is needed to backfill funding shortfalls in the first year of the biennium related to reductions in funding from the Komen Foundation, as well as reductions resulting from federal sequestration.

The transfer of \$100,000 General Fund from the CCare program to the Oregon Vasectomy Project was approved. This will supplement the project's \$10,000 Title X federal funds.

The Subcommittee approved additional rate increases for the Alcohol and Drug system in Addictions and Mental Health (AMH). A total of \$800,000 General Fund will be used to provide a 2.4% rate increase effective July 1, 2013, and another \$1.4 million General Fund will be used to increase the room and board rate for youth residential beds from \$60 per day to \$90 per day effective July 1, 2013. (The agency's regular budget bill, House Bill 5030, already increases those rates from \$30 per day to \$60 per day.) The funding for these changes comes from two sources: \$1.7 million from the "reinvested" dollars in the AMH budget, resulting from dollars freed up as more clients will have insurance beginning January 2014, and \$500,000 General Fund from the Intensive Treatment and Recovery Services (ITRS) program. With the Affordable Care Act expansion, many of the ITRS clients will have insurance, and less General Fund will be needed to maintain the program level.

ITRS is reduced an additional \$3.3 million General Fund, and this funding is placed in a special purpose appropriation in the Emergency Board, to be available for rate increases in the adult residential system for alcohol and drug treatment for the second year of the biennium. As documented in the budget report for House Bill 5030, the agency will do a study of both the youth and adult systems and report to the 2014 Legislature. Based on the findings of that study, some or all of this special purpose appropriation could be allocated at that time. The Legislature could also decide to reduce the youth rate based on the results of that study.

House Bill 5030, the budget bill for the Oregon Health Authority, eliminated all Other Funds Nonlimited authority for the Public Employees' Benefit Board and the Oregon Educators Benefit Board, and instead moved all expenditure limitation to Other Funds Limited. This bill reverses that, resulting in a decrease in Other Funds Limited of \$3.2 billion and an increase in Other Funds Nonlimited of the same amount.

The following budget notes related to the Oregon State Hospital and the Blue Mountain Recovery Center were approved:

**Budget Note:**

The Oregon Health Authority shall report to the interim Joint Committee on Ways and Means or the Emergency Board by December 2013 on recommendations for decreasing the use of overtime and improving patient and staff safety at the Oregon State Hospital.

In order to make recommendations, the Oregon State Hospital will form a work group that will include representation from some of the major classifications of employees, particularly those providing direct care of patients, such as psychologists, psychiatrists, registered nurses, mental health therapists, mental health therapy technicians, mental health security technicians, and managers.

The report should include the following:

- Data on overtime hours worked and costs over the last 12 to 18 months, as well as the reasons for the use of this overtime. Details on mandated overtime should be reported.
- Data on the numbers and types of assaults on patients and staff over the last 12 to 18 months, as well as the costs, both direct and indirect, associated with those assaults. The report should also contain information on the concentration of those assaults involving a small number of individuals.
- Recommendations for reducing overtime and reducing assaults, and the status of implementing those recommendations. The report should include, but not be limited to, recommendations related to the float (relief) pool, such as the appropriate mix of permanent full-time, permanent part-time, limited duration, and temporary positions. The report should also consider recommendations for working with the Marion County District Attorney to address issues related to chronically violent patients.

**Budget Note:**

The Oregon Health Authority shall report to the appropriate legislative committee in September and December on the planning for the transfer of patients from the Blue Mountain Recovery Center (BMRC) pending its closure on January 1, 2014. Additionally, the Oregon Health Authority shall convene a workgroup comprised of the appropriate representatives of the various stakeholder groups, to identify future options for BMRC staff and facilities. The workgroup will have the following charge:

- (1) To identify needed services for Eastern Oregon's most vulnerable people, including those with:
  - (a) acute and chronic mental illness who require special services to enable them to successfully function in society;

- (b) substance abuse and subsequent involvement with the criminal justice system; and
- (c) mental illness and additional complications arising from age-related conditions.

- (2) To advise the legislature and the Oregon Health Authority on strategies to best retain the existing specialized mental health workforce in the region; and
- (3) To advise the legislature and the Oregon Health Authority on the best utilization of the current facilities and identify additional capital improvements to provide the above-identified services.

#### Department of Human Services

The Subcommittee added \$5 million General Fund and \$9.7 million Federal Funds expenditure limitation (\$14.7 total funds) to the Aging and People with Disabilities budget for the following purposes:

- \$1,300,000 General Fund and \$2,900,000 Federal Funds limitation to advance the implementation date for home and community based care rate increases from October 1, 2013 to July 1, 2013. Rates have been flat since July 2008 and were increased as part of the Department's budget as approved in Senate Bill 5529.
- \$2,500,000 General Fund and \$5,600,000 Federal Funds limitation to partially restore the instrumental activities of daily living (IADL) reduction that occurred in January 2012. Using available funding, the Department will develop and implement a plan to restore hours to the maximum extent possible. The plan may include a phased-in restoration as the Department conducts eligibility re-assessments for consumers served in long term care programs.
- \$700,000 General Fund to augment \$1.6 million General Fund already approved to support projects (innovations and pilots) to develop new approaches to long term care services. The additional amount includes \$350,000 General Fund for a grant to the Neighborhood Housing and Care Program, which is implementing a model for serving people living with HIV/AIDS in their homes. The average age and acuity of these individuals is growing along with the baby boomer population.
- \$500,000 General Fund and \$1,200,000 Federal Funds limitation to help cover Homecare Worker compensation costs associated with nurse delegation duties.

The 2013-15 budget approved for the Department of Human Services (DHS) in Senate Bill 5529 continued some reductions in developmental disability program budgets for community programs and brokerages. These reductions left equity (parity) relative to state office costs at levels ranging from 85% to 95%, depending on the budget component (e.g., case management and brokerage options). After completion of the DHS budget in Senate Bill 5529, DHS discovered that, within the budgeted funding level for these programs and with some updated assumptions in the budget model, equity for both programs could be brought up to 94% across all components. The Subcommittee approved the Department's plan to realign the budgets for the programs and implement the revised parity level. DHS is currently developing workload-based models for both programs and plans to build those models into the agency's 2015-17 budget proposal.

The Subcommittee added \$1,000,000 Other Funds expenditure limitation for the Employment Related Day Care (ERDC) program to help cover child care provider rate increases while providing subsidies to as many employed parents as possible. This funding is currently available due to lower than expected 2011-13 utilization of federal Child Care Development Fund dollars by the Child Care Division; General Fund may be needed in future biennia to cover these expenditures.

### Long Term Care Ombudsman

The Subcommittee added \$585,488 General Fund and seven permanent positions (2.81 FTE) to support work under Senate Bill 626, which expands duties of the Long Term Care Ombudsman to advocate for residents of care facilities who have mental illness or developmental disabilities. There are about 7,600 persons living in 1,816 licensed adult foster homes and group homes in Oregon serving persons with developmental disabilities and mental illness.

To provide the subject matter expertise needed to develop and refine the expanded program, the agency would add one permanent full-time Program Analyst 4 position. Five full-time deputy ombudsman positions (Program Analyst 2 classification) would ultimately be needed to work with approximately 125 new volunteers. Consistent with an expected gradual ramp-up for the new program, four of these positions would be phased in over the last 12 months of the 2013-15 biennium, with the fifth position phased-in at the start of the 2015-17 biennium. A half-time volunteer recruiter position (Program Analyst 1) would also be required to develop and maintain volunteer ranks and an Administrative Specialist would help support the new program, staff, volunteers, and an expanded advisory committee.

In addition, to help the agency better serve its existing clients, the Subcommittee increased the agency's budget by \$200,000 General Fund, which covers salary and other costs associated with adding one full-time deputy ombudsman position (1.00 FTE). This position will supervise 25 to 30 additional volunteers, increasing facility coverage (visits) with an emphasis on adult foster homes.

## **JUDICIAL BRANCH**

### Judicial Department

The Subcommittee increased the General Fund appropriation for judicial compensation by \$634,980, to finance a second salary increase for judges during the 2013-15 biennium. Judicial salaries are established by statute. House Bill 2322 increases the salaries of judges by \$5,000 per year beginning January 1, 2014, and by an additional \$5,000 per year beginning January 1, 2015. The 2013-15 biennium cost of the House Bill 2322 salary increases totals \$2,539,916. House Bill 5016, the budget bill for the Judicial Department, includes \$1,934,859 General Fund to fund the first \$5,000 salary increase. The General Fund increase included in this bill provides the additional funds needed to pay the second \$5,000 salary increase for the six months that it will be in effect in the 2013-15 biennium.

An Other Funds expenditure limitation increase of \$335,000 was approved for operations, for costs of issuing Article XI-Q bonds to finance a \$4.4 million capital construction project to renovate the exterior of the Supreme Court Building, and to finance a \$15 million grant to support development of a new courthouse for the Multnomah County Circuit Court in Portland. The cost of issuing the bonds will be financed from the proceeds of the bonds.

The Subcommittee also established a \$1 Other Funds expenditure limitation for the Oregon Courthouse Capital Construction and Improvement Fund. This newly-established Fund will hold Article XI-Q bond proceeds and county matching funds, and will be used to fund the purchase, remodeling or construction of courthouses owned or operated by the State. Senate Bill 5506 authorizes \$15 million of Article XI-Q bond proceeds that would be deposited into this Fund. The Legislative Assembly or the Emergency Board must increase the \$1 expenditure limitation, before bond proceeds and county matching funds could be distributed to the county for a construction project.

The Subcommittee reduced the Other Funds expenditure limitation on expenditures of Article XI-Q bond proceeds for Oregon eCourt by \$190,767, to correct an error in House Bill 5016, the Judicial Department's budget bill.

### Public Defense Services Commission

The Subcommittee increased the General Fund appropriation for Professional Services by \$2,409,367. This increase includes three components:

- General Fund is increased \$2,400,000 to reduce trial-level juvenile dependency caseloads and improve the quality of legal services in juvenile dependency and termination of parental rights cases. The approved funding level will support an approximate 4.5% average reduction in the caseloads of attorneys providing these services, however, the agency may choose to distribute available funds on a pilot project basis. The agency will make caseload reductions conditional upon agreement to implement established best practices, and will evaluate the impacts of the caseload reductions.
- General Fund is increased \$864,567 to increase compensation paid to public defender contractors, hourly-paid attorneys, and hourly-paid investigators. The funds provided by this action will be added to the \$2,135,433 General Fund appropriated to the Commission for this same purpose in House Bill 5041, to provide a total of \$3,000,000 for compensation increases. From the \$3,000,000 available, the agency is to allocate \$2,329,729 to reduce the average salary differential between public defender salaries and district attorney salaries, allocate \$218,141 to increase the compensation rates for hourly-paid attorneys, and allocate \$452,130 to increase the compensation rates for hourly-paid investigators.
- General Fund is reduced \$855,200 as a result of passage of Senate Bill 40, which reduces crimes for the unlawful manufacture and possession of marijuana and marijuana products. The fiscal impact of these actions will reduce costs to the Commission by this amount.

## **LEGISLATIVE BRANCH**

### Legislative Administration Committee

The Legislative Administration Committee has increased expenditures related to the Capitol Master Plan project. The bill establishes an Other Funds limitation of \$615,000 for the cost of issuance of Article XI-Q bonds for the project. It also includes a General Fund appropriation of \$1,421,341 for the debt service on the bonds issued for the 2013-15 biennium. Expenditure limitation for the project costs are provided in SB 5507 (the capital construction bill).

### Legislative Fiscal Officer

House Bill 5008 establishes an Other Funds account called the Legislative Fiscal Office Operating Fund.

## **NATURAL RESOURCES**

### State Department of Agriculture

The bill adds \$34,060 General Fund to increase special payments to USDA-APHIS-Wildlife Services for predator control activities. \$65,940 General Fund was also added to the Department of Fish and Wildlife for the same purpose. With these increases, state-support in both



departments for predator control activities will be equalized at \$415,889 for the 2013-15 biennium. The Subcommittee added the following budget note related to this increase:

**Budget Note:**

The Department of Fish and Wildlife and the Department of Agriculture shall, using information provided by USDA-APHIS-Wildlife Services, report to the appropriate subcommittee of the Joint Committee on Ways and Means during the 2015 Regular Session on wildlife conflicts responded to by Wildlife Services agents by species, resource type, and methods used to address the conflict, summarized by county.

The Subcommittee reduced Lottery Funds by \$21,380 to reflect the ending of the County Fair Commission, for which the Department had received funding for minimal administrative support. The moneys will now instead be added to the Lottery Funds support for County Fair payments by the Department of Administrative Services.

**Columbia River Gorge Commission**

The budget for the Columbia River Gorge Commission was reduced by \$79,873 General Fund to match the lower appropriation made by the State of Washington for Columbia River Gorge Commission activities.

**State Department of Energy**

House Bill 5008 increases the Department's Other Funds expenditure limitation by \$9,876,190 for home energy efficiency programs that will further the Ten Year Energy Plan goal of meeting new electric energy load growth through energy efficiency and conservation. This expenditure limitation includes \$76,190 for cost of issuance associated with \$5 million in Lottery Bond proceeds, as well as \$4.8 million in unexpended public purpose charge single family weatherization funding transferred from the Housing and Community Services Department in House Bill 2322.

The bill clarifies the use of Lottery Funds by the Department of Energy, to be consistent with the agency's adopted budget.

**Department of Environmental Quality**

House Bill 5008 removes \$17,140,248 Other Funds expenditure limitation for debt service payments mistakenly added in Senate Bill 5520. This subsection of Senate Bill 5520, the budget bill for the Department of Environmental Quality, is not necessary because the agency was also provided nonlimited Other Funds authority to pay debt service costs during the 2013-15 biennium in the same bill. This adjustment will prevent authorized Other Fund debt service payments from being erroneously doubled counted in 2013-15.

**Department of Land Conservation and Development**

The Subcommittee approved \$116,000 General Fund to supplement grant funding for the Southern Oregon Regional Land Use Pilot Program. The bill also includes \$80,000 General Fund for a grant to the Columbia River Gorge Commission for continuation of work on urban planning issues inside the Oregon portion of the National Scenic Area in the Columbia River Gorge. In addition, a reduction of \$35,000 General Fund in the Planning Program was approved because rulemaking will not be required to implement provisions of House Bill 2202 to mining on land zoned for exclusive farm use.

### State Department of Fish and Wildlife

The Subcommittee added a one-time \$50,000 General Fund appropriation as state match for a study on the effects of cormorant predation on listed salmonids. The state support will be matched with \$150,000 Federal Funds to hire seasonal positions to conduct population surveys, conduct diet studies to help verify the extent of salmonid predations, and assist in on-going hazing efforts.

The bill also adds \$65,940 General Fund to increase special payments to USDA-APHIS-Wildlife Services for predator control activities. \$34,060 General Fund was also added to the Department of Agriculture for the same purpose. With these increases, state-support in both departments for predator control activities will be equalized at \$415,889 General Fund for the 2013-15 biennium. The Subcommittee added the following budget note for both agencies:

#### **Budget Note:**

The Department of Fish and Wildlife and the Department of Agriculture shall, using information provided by USDA-APHIS-Wildlife Services, report to the appropriate subcommittee of the Joint Committee on Ways and Means during the 2015 Regular Session on wildlife conflicts responded to by Wildlife Services agents by species, resource type, and methods used to address the conflict, summarized by county.

### State Forestry Department

The Department has received a pre-award notice from the U.S. Department of Agriculture regarding the availability of \$3 million of federal legacy dollars to be applied to the Gilchrist Forest acquisition. Limitation in that amount is added for the 2013-15 biennium. The total amount includes \$600,000 for recently-available infill acreage.

To cover the expense of bond issuance for the Gilchrist Forest purchase and the East Lane construction, the Subcommittee increased Other Funds expenditure limitation by \$120,000.

The Department is directed to use up to \$200,000 of the Forest Revenue CSF account to supplement Policy Package 486, SB 5521 (2013), for the same purposes as Package 486. Package 486 provided \$250,000 Other Funds expenditure limitation to meet statutory requirements for forest research and monitoring on the Elliott State Forest.

The following budget note was approved for the State Forestry Department:

#### **Budget Note:**

Senate Bill 5521 (2013) provided \$2,885,000 Lottery Funds limitation to the Department of Forestry for the Governor's dry-side forest health collaboration effort for a new business model to improve federal forest project management and technical and scientific support. In administering the funding, the department is authorized to also consider a small grant program and a limited duration liaison position, from the \$2,885,000, at the department's discretion. The small grants are to be administered by the Oregon Watershed Enhancement Board using the Board's existing expenditure limitation. The position, if created, is to be the state's point of contact for the US Forest Service, congressional delegation, local forest collaborative groups, and the state Legislative Assembly.

The Department is directed to report to the Legislature in February 2014 on specific plans, expected outcomes, progress, and the amount of federal funding and support provided to the collaboration.

#### Parks and Recreation Department

Other Funds expenditure limitation is increased by \$5,000,000 for lottery bond proceeds designated to be passed through to a local recipient for the Willamette Falls project. In addition, the limitation is increased by \$69,882 for cost of issuance expenses. There is no debt service in the 2013-15 biennium as the bonds will not be sold until the spring of 2015. Debt service in 2015-17 is \$0.9 million Lottery Funds.

#### Department of State Lands

House Bill 5008 increases the Department's Other Funds expenditure limitation by \$307,360. This is for unspent limitation associated with the conversion of 960 open rangeland acres currently leased for livestock grazing. The acreage will be converted to about 620 acres of irrigated agriculture land. The expenditure limitation was authorized by the Emergency Board in May, 2012. Due diligence review and determination of wetlands, required before undertaking the conversion, has taken longer than expected. After the final wetlands determination report in July 2013, the agency can move ahead to complete the project.

The Subcommittee increased the Federal Funds expenditure limitation in anticipation of two Environmental Protection Agency grants to develop scientifically based tools for functions-based, watershed-scale approach to wetlands mitigation in Oregon. The Department expects final notification on the grants in September 2013. The total amount is \$135,000. The Department of Administrative Services (DAS) is requested to unschedule the limitation until such time as State Lands notifies DAS and the Legislative Fiscal Office that the funds are awarded.

#### Water Resources Department

The Subcommittee approved \$10,242,513 Other Funds expenditure limitation from bond proceed resources for water supply projects including, but not limited to, statewide piping and lining open, rock or dirt-lined irrigation canal projects; implementation/completion of the Umatilla Basin Aquifer Recovery Project, repairing the Dam at Wallowa Lake and constructing a new reservoir in Juniper Canyon; the Willamette Basin Long-Term Water Allocation Study; the Deschutes Basin Study; and development of above and below ground water storage projects with partners in Oregon, Washington State, and Canada.

### **PUBLIC SAFETY**

#### Department of Corrections

If House Bill 3194 becomes law, the operational budget for the Department of Corrections (DOC), excluding Community Corrections, is reduced by \$19.7 million General Fund and 197 positions (65.31 FTE). This reduction eliminates most of the mandated caseload estimate included in House Bill 5005, and reflects a decrease in projected bed utilization of approximately 700 in 2013-15 from the April 2013 corrections forecast. Although the operational budget is decreased overall, the Department did receive \$168,302 General Fund and 0.79 FTE to support the transitional leave program requirements in House Bill 3194.

The Subcommittee made several modifications to DOC's Community Corrections budget. First, \$9 million General Fund was approved to enhance baseline funding for community corrections programs. Further, if House Bill 3194 becomes law, baseline funding is increased to total

\$215 million, or an additional \$8.09 million General Fund. At \$215 million, the Community Corrections baseline would be \$33 million, or 18%, above the 2011-13 legislatively approved budget. Also, conditional on passage of House Bill 3194, \$5 million General Fund was approved for jail support. DOC will distribute these dollars to counties based on each county's proportion of the baseline funding formula.

The following budget note was approved:

**Budget Note:**

As in the 2011-13 legislatively approved budget, the Department of Corrections is instructed to address the level of unspecified reductions in its budget without closure of existing facilities and without use of layoffs to reach the reduction goal. A report on what steps may be needed to reach reduction goals will be presented to the Joint Committee on Ways and Means during the February, 2014 legislative session.

**Criminal Justice Commission**

House Bill 3194 creates the Justice Reinvestment Account (Account) to support grants to counties for programs to reduce recidivism and decrease utilization of state prison capacity. However, the bill itself does not establish a funding level. The Subcommittee approved \$10 million General Fund for the Account with the understanding that an additional \$5 million would be approved during the February 2014 legislative session if the legislative assembly receives a 2013-15 General Fund forecast that is higher than the close of session forecast. This approval was made with the understanding that the Governor's Office will also direct the Criminal Justice Commission (CJC) to allocate \$5 million in federal funds from the 2012 and 2013 Byrne/Justice Assistance Grants for similar grants to counties. In the 2015-17 biennium, the current service level is expected to total \$20 million General Fund for the Account.

The Subcommittee also approved \$190,000 General Fund and the phase-in of one Program Analyst 4 (0.88 FTE) to support grant administration and the Task Force on Public Safety as authorized in House Bill 3194.

The following budget note was approved:

**Budget Note:**

CJC is directed to administer the Justice Reinvestment Program and Specialty Courts Grant Programs during 2013-2015 using General, Other and Federal Funds. CJC will work with the Justice Reinvestment Grant Review Committee and the Criminal Justice Commission to distribute and allocate these different funds in an efficient and effective manner. CJC will report back on the results of this work during the February 2014 legislative session.

**Department of Justice**

The Subcommittee approved an increase in Other Funds (Criminal Fine Account) expenditure limitation by \$700,000 to support an increased allocation to Child Abuse Multidisciplinary Intervention (CAMI). With this adjustment, CAMI would receive in total General Fund and Criminal Fine Account allocations, \$10.7 million or 9.9% increase over the 2011-13 legislatively approved budget.

An increase of \$1.8 million General Fund was approved for the Oregon Domestic and Sexual Violence Services Fund (ODSVS). If House Bill 3194 becomes law, an additional \$2.2 million General Fund, for a total of \$4 million, is approved. These adjustments augment the \$4.4 million General Fund authorized in House Bill 5018.

This bill includes a reduction in the Other Funds expenditure limitation for the Department of Justice's Civil Enforcement Division of \$471,040. During consideration of House Bill 5018, this amount was shifted from the Non-limited budget category. Upon further review, restitution and refund payments from the Protection and Education Revolving Account can correctly be categorized as Non-limited.

The Subcommittee approved the first phase of funding to replace the Child Support Enforcement Automated System (CSEAS). This approval included \$1.6 million General Fund for debt service on XI-Q Bonds authorized in Senate Bill 5506, \$14.1 million Other Funds expenditure limitation, and \$27.4 million Federal Funds. In total, the CSEA projected is estimated to cost \$109.4 million with federal funding supporting two-thirds of the project. The Subcommittee also approved the following budget note:

**Budget Note:**

The Department of Justice (DOJ) is directed to work with the Department of Administrative Services (DAS) in the development and implementation of the Child Support System Modernization project. DAS is to provide support to and collaborate with the DOJ in the information technology systems development lifecycle, procurement, quality assurance, and other support needed to successfully complete this project. DOJ and DAS are directed to report to the Legislative Fiscal Office at a minimum of every six months through the remainder of the biennium on the status of the project as well as provide copies of all Quality Assurance, Quality Control, and Independent Verification and Validation reports upon their receipt by the agency. DOJ is also to submit an update on the status of foundational project management documentation, including copies of completed documents, each accompanied by independent quality control review, to LFO by December 1, 2013.

The Subcommittee approved budget adjustments for an increase in the statutorily set salary for statewide elected officials as provided for in House Bill 2322. The statewide elected officials include the Governor, Secretary of State, State Treasurer, Attorney General, and the Commissioner of Labor and Industries. Each is to receive a salary increase of \$5,000 per year, beginning on January 1, 2014. The impact on the Department of Justice is an increase of \$9,174 Other Funds expenditure limitation, including other payroll expenses. Statewide elected officials last received a salary increase in July of 2009. Statutory Judgeships are also to receive a salary increase (see Judicial Branch program area narrative). The compensation for members of the Legislative Assembly remains unchanged.

The Subcommittee also authorized \$75,000 General Fund to support the Oregon Crime Victims Law Center. Further, the Defense of Criminal Conviction program was reduced by \$391,724 General Fund to reflect a smaller increase in mandated caseload.

**Oregon Military Department**

The Subcommittee appropriated \$275,000 of General Fund for the Oregon Local Disaster Assistance Loan and Grant Account under the Emergency Management program for possible loans or grants from the account. The Department will need to request Other Funds expenditure limitation from either the Legislature or the Emergency Board specific to a local disaster in order to expend funds from the Account.

The bill includes \$15,000 General Fund for the Oregon Youth Challenge program for the reimbursement of fuel costs of participating youths' parents or legal guardians who travel to the program to visit their children. The Oregon Youth Challenge program is to establish a reimbursement policy for such expenses and is to expend no more than the appropriation provided, unless federal matching funds are available for this purpose.

General Fund Debt Service of \$314,523 was approved to support repayment of Article XI-Q General Obligation bond approved in Senate Bill 5506 for the 2013-15 biennium (Sharff Hall – Portland and Roseburg Armory). The appropriation reflects a reduction of \$78,840 for General Fund Debt Service savings from previously issued bonds. The General Fund Debt Service for the 2015-17 biennium will total \$2.2 million and will include Debt Service costs for Sharff Hall, the Medford Armory, the Roseburg Armory, and the Baker City Readiness Center. The Subcommittee also approved \$237,345 Other Funds expenditure limitation for the cost of issuance for the four projects.

#### Oregon State Police

To address concerns for diminishing availability of public safety services in some Oregon counties, particularly in the areas of patrol and criminal investigations, the Subcommittee approved \$1.16 million General Fund and 10 trooper positions (2.50 FTE) within the Patrol Division, \$462,000 General Fund and four trooper positions (1.00 FTE) within the Criminal Division, \$1.47 million General Fund for forensic equipment and one Forensic Scientist (0.88 FTE), and \$300,000 General Fund to support contractual payments for medical examiner services in Southern Oregon.

#### Department of Public Safety Standards and Training

The Subcommittee approved \$1 million Other Funds (Criminal Fine Account) expenditure limitation and four Public Safety Training Specialist 2 positions (3.52 FTE) to support the Oregon Center for Policing Excellence.

#### Oregon Youth Authority

The General Fund appropriation for the East Multnomah County gang funding is increased by \$126,673 for extraordinary inflation associated with personnel costs. Total funding with this addition is \$1,833,428.

Because of savings in capital projects, Oregon Youth Authority is able to redirect unspent funds to debt service, eliminating the need for the same amount of General Fund. The Subcommittee approved establishing a new other Funds expenditure limitation for \$384,877 for debt service. The General Fund reduction is included in the omnibus adjustments.

## **TRANSPORTATION**

#### Department of Transportation

Senate Bill 665 proposed moving the Statewide Interoperability Coordinator (SWIC) position and support for the Statewide Interoperability Executive Council from the Department of Transportation to the Department of Administrative Services. The bill was not heard. The agencies are instructed to complete planning for the transfer and report to the February 2014 Legislature on status of the federal FirstNet grant funding and how the SWIC's salary and other expenses will be paid. Two positions that were eliminated from the Department of Transportation's Highway Maintenance unit budget in anticipation of Senate Bill 665's passage are restored. They are a Project Manager 3 and an Operations and Policy Analyst 4. Other Funds expenditure limitation is increased by \$391,871 in Personal Services to support the positions.

House Bill 3137 permits an individual to submit to the Department of Transportation a voluntary odometer reading for a vehicle over ten years old as part of transfer of any interest in the motor vehicle. The measure has a fiscal impact to the Driver and Motor Vehicles Division. If the bill becomes law, it is understood that the Department may proceed with implementation if the National Highway Traffic Safety Administration odometer fraud grant in the same amount, for which the Department applied in May, 2013, is awarded. If the grant is not awarded and the Department can find no other funding to implement the measure, the Department may request funding from the Legislature in February 2014.

The Subcommittee approved an increase in Other Funds expenditure limitation in the Transportation Program Development section of \$42,000,000 in lottery bond proceeds for ConnectOregon V. In addition, the limitation is increased by \$691,683 for cost of issuance expenses. There is no debt service in the 2013-15 biennium as the bonds will not be sold until the spring of 2015. Debt service in 2015-17 is \$7.6 million Lottery Funds. The following direction was provided:

**Budget Note:**

In order to ensure Connect Oregon Funds are used efficiently and effectively, the department shall take steps to ensure that projects are delivered on time and on budget. Actions shall include, but not be limited to, the withholding of five percent of the moneys awarded. Of the amount withheld under this section, the department shall release to the recipient:

- (a) Eighty percent when the recipient has completed the project.
- (b) Twenty percent when the recipient has submitted and the department has accepted the final performance measure report as established by agreement between the department and the recipient. The department may not pay and the recipient forfeits the amount withheld under this paragraph if the recipient does not submit a final performance measure report before the due date in a manner that is acceptable to the department as established by the agreement between the department and the recipient. Additionally, if the recipient does not submit the performance measure report before the due date, the recipient may not apply for another performance grant during the next application cycle.

Public Transit Other Funds expenditure limitation is increased by \$3,500,000 lottery bond proceeds for the Salem Keizer Transit Center. In addition, the Other Funds limitation is increased by \$62,986 for cost of issuance expenses. There is no debt service in the 2013-15 biennium as the bonds will not be sold until the spring of 2015. Debt service in 2015-17 is \$0.6 million Lottery Funds.

General Fund debt service in Senate Bill 5544 for the Lane Transit EmX project is eliminated, for a reduction of \$757,944. Lottery Funds debt service for this borrowing will begin in the 2015-17 biennium.

Other Funds expenditure limitation is increased in the Rail Division by \$10,000,000 for lottery bond proceeds for Coos Bay Rail. In addition, the limitation is increased by \$239,248 for cost of issuance expenses. There is no debt service in the 2013-15 biennium as the bonds will not be sold until the spring of 2015. Debt service in 2015-17 is \$1.8 million Lottery Funds.

## **Adjustments to 2011-13 Budgets**

### **Emergency Board**

House Bill 5008 disappropriates \$50,447,306 General Fund from the Emergency Board. This represents all remaining appropriation in the Emergency Board for the 2011-13 biennium.

### **Oregon University System**

The Subcommittee acted to align 2011-13 Other Funds expenditure limitations, adopted for the Oregon University System (OUS) before Senate Bill 242 (2011) was passed, with current budget reality, by removing a total of \$2,329,480,585 Other Fund limited and \$2,236,635,139 Other Funds non-limited authority approved by the Legislature during the 2011 Regular Session. With the passage of Senate Bill 242 (2011) the Oregon University System and its seven public universities were reorganized as non-state agencies. Part of this change involved removing OUS from being subject to Other Funds expenditure limitation by the Legislature.

### **Oregon Youth Authority**

House Bill 5008 includes a supplemental General Fund appropriation of \$200,000 for operations.

### **Military Department**

The Subcommittee disappropriated \$460,000 of General Fund for the Oregon Local Disaster Assistance Loan and Grant Account, which is in the Emergency Management program. There are currently no outstanding loan or grant requests for the account. The Subcommittee also disappropriated \$26,748 of General Fund Debt Service savings from the Capital Debt Service and Related Costs program.



Agency Name	Appropriation Description	Bill Number	Section/ Sub	Fund	General Fund	Lottery Funds	Other Funds	Federal Funds
<b>ADMINISTRATION</b>								
ADVOCACY COMMISSIONS OFFICE	Operating Expenses	SB 5501	01	GF	(8,301)	-	-	-
DEPT OF ADMIN SERVICES	Chief Operating Office	HB 5002	01-01	GF	(5,511)	-	-	-
DEPT OF ADMIN SERVICES	Enterprise Asset Management	HB 5002	01-02	GF	(25,298)	-	-	-
DEPT OF ADMIN SERVICES	Oregon Public Broadcasting	HB 5002	01-03	GF	(10,000)	-	-	-
DEPT OF ADMIN SERVICES	Oregon Historical Society	HB 5002	01-04	GF	(15,000)	-	-	-
SECRETARY OF STATE	Administrative Services	SB 5539	01-01	GF	(39,053)	-	-	-
SECRETARY OF STATE	Elections Division	SB 5539	01-02	GF	(136,133)	-	-	-
DEPT OF REVENUE	Administration	SB 5538	01	GF	(1,121,210)	-	-	-
DEPT OF REVENUE	Property Tax	SB 5538	02	GF	(289,008)	-	-	-
DEPT OF REVENUE	Personal Tax and Compliance	SB 5538	03	GF	(1,329,932)	-	-	-
DEPT OF REVENUE	Business	SB 5538	04	GF	(446,852)	-	-	-
DEPT OF REVENUE	Elderly Rental Assistance and Nonprofit Housing	SB 5538	05	GF	(113,440)	-	-	-
EMPLOYMENT RELATIONS BOARD	Operating Expenses	HB 5010	01	GF	(38,817)	-	-	-
OFFICE OF THE GOVERNOR	Operating Expenses	SB 5523	01	GF	(205,081)	-	-	-
OFFICE OF THE GOVERNOR	Expenses for Duties	SB 5523	02	GF	(1,000)	-	-	-
OREGON STATE LIBRARY	Operating Expenses	HB 5022	01	GF	(32,951)	-	-	-
<b>CONSUMER AND BUSINESS SERVICES</b>								
BUREAU OF LABOR AND INDUSTRIES	Operating Expenses	HB 5020	01	GF	(234,674)	-	-	-
<b>ECONOMIC DEVELOPMENT</b>								
ECONOMIC AND COMMUNITY DEVELOP	Arts Commission	HB 5028	01-01	GF	(89,679)	-	-	-
ECONOMIC AND COMMUNITY DEVELOP	Business, Innovation and Trade	HB 5028	03-01	LF	-	(1,178,533)	-	-
ECONOMIC AND COMMUNITY DEVELOP	Business, Innovation and Trade - Seismic Rehab	SB 813	18e-01	LF	-	(3,208)	-	-
ECONOMIC AND COMMUNITY DEVELOP	Shared Services	HB 5028	03-02	LF	-	(136,228)	-	-
ECONOMIC AND COMMUNITY DEVELOP	Shared Services - Seismic Rehab	SB 813	18e-02	LF	-	(2,413)	-	-
ECONOMIC AND COMMUNITY DEVELOP	Oregon Film & Video Office	HB 5028	03-03	LF	-	(23,072)	-	-
ECONOMIC AND COMMUNITY DEVELOP	Oregon Growth Board	HB 2323	14	LF	-	(2,000)	-	-
ECONOMIC AND COMMUNITY DEVELOP	Oregon Industrial Site Readiness Program	SB 246	08	LF	-	(3,585)	-	-
ECONOMIC AND COMMUNITY DEVELOP	Beginning and Expanding Farmer Loan Program	HB 2700	07	LF	-	(4,552)	-	-
DEPT OF HOUSING/COMMUNITY SVCS	Operating Expenses	HB 5015	01	GF	(169,304)	-	-	-
DEPT OF VETERANS AFFAIRS	Services Provided by ODVA	HB 5047	01-01	GF	(82,086)	-	-	-
DEPT OF VETERANS AFFAIRS	County Payments	HB 5047	01-02	GF	(91,535)	-	-	-
DEPT OF VETERANS AFFAIRS	Vet's Services Organizations Payments	HB 5047	01-03	GF	(2,212)	-	-	-
<b>EDUCATION</b>								
DEPT OF EDUCATION	Operations	SB 5518	01-01	GF	(909,397)	-	-	-
DEPT OF EDUCATION	Oregon School for the Deaf	SB 5518	01-02	GF	(222,340)	-	-	-
DEPT OF EDUCATION	Early intervention services and early childhood special education programs	SB 5518	02-01	GF	(2,720,844)	-	-	-
DEPT OF EDUCATION	Other special education programs	SB 5518	02-02	GF	(857,426)	-	-	-
DEPT OF EDUCATION	Blind and Visually Impaired Student Fund	SB 5518	02-03	GF	(19,769)	-	-	-
DEPT OF EDUCATION	Breakfast and summer food programs	SB 5518	02-04	GF	(46,375)	-	-	-
DEPT OF EDUCATION	Strategic investments	SB 5518	02-05	GF	(436,976)	-	-	-

Agency Name	Appropriation Description	Bill Number	Section/ Sub	Fund	General Fund	Lottery Funds	Other Funds	Federal Funds
DEPT OF EDUCATION	Other grant-in-aid programs	SB 5518	02-06	GF	(80,053)	-	-	-
DEPT OF EDUCATION	Oregon prekindergarten program	SB 5518	02-07	GF	(2,548,483)	-	-	-
DEPT OF EDUCATION	Other early learning programs	SB 5518	02-08	GF	(673,910)	-	-	-
DEPT OF EDUCATION	Youth development programs	SB 5518	02-09	GF	(114,982)	-	-	-
OREGON EDUCATION INVESTMENT BRD	Operating Expenses	SB 5548	01	GF	(123,176)	-	-	-
STUDENT ASSISTANCE COMMISSION	Oregon Opportunity Grants	HB 5032	01-01	GF	(2,269,536)	-	-	-
STUDENT ASSISTANCE COMMISSION	OSAC operations	HB 5032	01-02	GF	(63,076)	-	-	-
STUDENT ASSISTANCE COMMISSION	Other payments to individuals and institutions	HB 5032	01-03	GF	(28,985)	-	-	-
COMMUNITY COLLEGES DEPARTMENT	Operations	HB 5019	01-01	GF	(275,715)	-	-	-
COMMUNITY COLLEGES DEPARTMENT	Skills centers	HB 5019	01-03	GF	(12,000)	-	-	-
HIGHER EDUCATION COORD. COMM.	Operations	HB 5033	01	GF	(45,957)	-	-	-
<b>HUMAN SERVICES</b>								
LONG TERM CARE OMBUDSMAN	Operating Expenses	HB 5024	01	GF	(39,554)	-	-	-
COMMISSION FOR THE BLIND	Operating Expenses	HB 5003	01	GF	(31,287)	-	-	-
PSYCHIATRIC REVIEW BOARD	Operating Expenses	HB 5040	01	GF	(46,969)	-	-	-
DEPT OF HUMAN SERVICES	Central Services, Statewide Assessments & Enterprise-wide Costs	SB 5529	01-01	GF	(3,618,994)	-	-	-
DEPT OF HUMAN SERVICES	Child Welfare, Self Sufficiency, and Vocational Rehabilitation Services	SB 5529	01-02	GF	(16,897,531)	-	-	-
DEPT OF HUMAN SERVICES	Aging and People with Disabilities and Developmental Disabilities Programs	SB 5529	01-03	GF	(25,049,879)	-	-	-
OREGON HEALTH AUTHORITY	Programs	HB 5030	01-01	GF	(36,974,198)	-	-	-
OREGON HEALTH AUTHORITY	Central Services, Statewide Assessments and Enterprise-wide Costs	HB 5030	01-02	GF	(1,834,762)	-	-	-
<b>JUDICIAL BRANCH</b>								
JUDICIAL FIT OR DISABILITY COM	Administration	HB 5017	01-01	GF	(3,849)	-	-	-
JUDICIAL FIT OR DISABILITY COM	Extraordinary expenses	HB 5017	01-02	GF	(206)	-	-	-
JUDICIAL DEPARTMENT	Operations	HB 5016	01-02	GF	(5,455,635)	-	-	-
JUDICIAL DEPARTMENT	Mandated Payments	HB 5016	01-03	GF	(296,940)	-	-	-
JUDICIAL DEPARTMENT	Electronic Court	HB 5016	01-04	GF	(37,415)	-	-	-
JUDICIAL DEPARTMENT	Third-party Debt Collections	HB 5016	01-06	GF	(239,201)	-	-	-
JUDICIAL DEPARTMENT	Oregon Law Commission	HB 5016	05	GF	(4,492)	-	-	-
JUDICIAL DEPARTMENT	Council on Court Procedures	HB 5016	06	GF	(1,040)	-	-	-
JUDICIAL DEPARTMENT	Conciliation & mediation services in circuit courts	HB 5016	07-01	GF	(144,248)	-	-	-
JUDICIAL DEPARTMENT	Operating law libraries or providing law library services	HB 5016	08-01	GF	(144,248)	-	-	-
PUBLIC DEFENSE SERVICES	Appellate Division	HB 5041	01-01	GF	(291,347)	-	-	-
PUBLIC DEFENSE SERVICES	Professional Services	HB 5041	01-02	GF	(4,617,158)	-	-	-
PUBLIC DEFENSE SERVICES	Contract and Business Services Division	HB 5041	01-03	GF	(65,418)	-	-	-
<b>LEGISLATIVE BRANCH</b>								
LEGISLATIVE ADMIN COMMITTEE	General program	HB 5021	01-01	GF	(533,335)	-	-	-
LEGISLATIVE ASSEMBLY	Biennial General Fund	HB 5021	04	GF	(266,482)	-	-	-
LEGISLATIVE ASSEMBLY	77th Leg Assembly	HB 5021	05-01	GF	(338,307)	-	-	-
LEGISLATIVE ASSEMBLY	78th Leg Assembly	HB 5021	05-02	GF	(176,899)	-	-	-
LEGISLATIVE COUNSEL COMMITTEE	Operating Expenses	HB 5021	08	GF	(200,172)	-	-	-

Agency Name	Appropriation Description	Bill Number	Section/ Sub	Fund	General Fund	Lottery Funds	Other Funds	Federal Funds
LEGISLATIVE FISCAL OFFICER	Operating Expenses	HB 5021	11-01	GF	(73,889)	-	-	-
LEGISLATIVE REVENUE OFFICE	Operating Expenses	HB 5021	12	GF	(51,399)	-	-	-
INDIAN SERVICES COMMISSION	Operating Expenses	HB 5021	13	GF	(9,186)	-	-	-
<b>NATURAL RESOURCES</b>								
DEPT OF GEOLOGY AND INDUSTRIES	General Fund	HB 5014	01	GF	(51,519)	-	-	-
DEPT OF PARKS AND RECREATION	General Fund	HB 5034	01	GF	(20,000)	-	-	-
LAND USE APPEALS BOARD	General Fund	SB 5531	01	GF	(30,950)	-	-	-
DEPT OF WATER RESOURCES	Water resources program	SB 5547	01	GF	(540,096)	-	-	-
DEPT OF AGRICULTURE	Administrative and Support Services	SB 5502	01-01	GF	(33,821)	-	-	-
DEPT OF AGRICULTURE	Food Safety	SB 5502	01-02	GF	(130,436)	-	-	-
DEPT OF AGRICULTURE	Natural Resources	SB 5502	01-03	GF	(140,392)	-	-	-
DEPT OF AGRICULTURE	Agricultural Development	SB 5502	01-04	GF	(79,760)	-	-	-
DEPT OF ENVIRONMENTAL QUALITY	Air quality	SB 5520	01-01	GF	(114,865)	-	-	-
DEPT OF ENVIRONMENTAL QUALITY	Water quality	SB 5520	01-02	GF	(392,845)	-	-	-
DEPT OF ENVIRONMENTAL QUALITY	Land quality	SB 5520	01-03	GF	(15,194)	-	-	-
DEPT OF FISH AND WILDLIFE	Fish Division	HB 5013	01-01	GF	(252,570)	-	-	-
DEPT OF FISH AND WILDLIFE	Wildlife Division	HB 5013	01-02	GF	(9,787)	-	-	-
DEPT OF FISH AND WILDLIFE	Administrative Services Division	HB 5013	01-03	GF	(29,412)	-	-	-
DEPT OF FISH AND WILDLIFE	Capital Improvement	HB 5013	01-05	GF	(2,912)	-	-	-
DEPT OF FORESTRY	Agency administration	SB 5521	01-01	GF	(4,000)	-	-	-
DEPT OF FORESTRY	Fire protection	SB 5521	01-02	GF	(771,994)	-	-	-
DEPT OF FORESTRY	Private forests	SB 5521	01-03	GF	(286,486)	-	-	-
DEPT OF LAND CONSERVTN/DEVELOP	Planning program	SB 5530	01-01	GF	(211,684)	-	-	-
DEPT OF LAND CONSERVTN/DEVELOP	Grant Programs	SB 5530	01-02	GF	(24,653)	-	-	-
COLUMBIA RIVER GORGE COMMISSION	Operating Expenses	SB 5511	01	GF	(17,820)	-	-	-
<b>PUBLIC SAFETY</b>								
BOARD OF PAROLE/POST PRISON	General Fund	HB 5035	01	GF	(79,300)	-	-	-
OREGON STATE POLICE	Patrol services, criminal investigations and gaming enforcement	HB 5038	01-01	GF	(2,965,500)	-	-	-
OREGON STATE POLICE	Fish and wildlife enforcement	HB 5038	01-02	GF	(57,000)	-	-	-
OREGON STATE POLICE	Forensic services and State Medical Examiner	HB 5038	01-03	GF	(742,545)	-	-	-
OREGON STATE POLICE	Administrative Services, information management and Office of the State Fire Marshal	HB 5038	01-04	GF	(928,850)	-	-	-
DEPT OF CORRECTIONS	Operations and health services	HB 5005	01-01	GF	(17,849,890)	-	-	-
DEPT OF CORRECTIONS	Administration, general services and human resources	HB 5005	01-02	GF	(2,570,120)	-	-	-
DEPT OF CORRECTIONS	Offender management and rehabilitation	HB 5005	01-03	GF	(1,281,735)	-	-	-
DEPT OF CORRECTIONS	Community corrections	HB 5005	01-04	GF	(4,342,090)	-	-	-
DEPT OF CORRECTIONS	Capital Improvements	HB 5005	01-06	GF	(53,975)	-	-	-
CRIMINAL JUSTICE COMMISSION	General Fund	HB 5007	01	GF	(277,465)	-	-	-
DISTRICT ATTORNEYS/DEPUTIES	Department of Justice for District Attorneys	SB 5517	01	GF	(209,190)	-	-	-
DEPT OF JUSTICE	Office of AG & administration	HB 5018	01-01	GF	(6,000)	-	-	-
DEPT OF JUSTICE	Civil enforcement	HB 5018	01-02	GF	(77,855)	-	-	-
DEPT OF JUSTICE	Criminal Justice	HB 5018	01-03	GF	(168,930)	-	-	-
DEPT OF JUSTICE	Crime victims' services	HB 5018	01-04	GF	(114,900)	-	-	-
DEPT OF JUSTICE	Defense of criminal conviction	HB 5018	01-05	GF	(379,270)	-	-	-

Agency Name	Appropriation Description	Bill Number	Section/ Sub	Fund	General Fund	Lottery Funds	Other Funds	Federal Funds
DEPT OF JUSTICE	Child Support Division	HB 5018	01-06	GF	(465,565)	-	-	-
DEPT OF MILITARY	Administration	SB 5534	01-01	GF	(88,729)	-	-	-
DEPT OF MILITARY	Operations	SB 5534	01-02	GF	(127,396)	-	-	-
DEPT OF MILITARY	Emergency Management	SB 5534	01-03	GF	(37,768)	-	-	-
DEPT OF MILITARY	Community Support	SB 5534	01-04	GF	(4,114)	-	-	-
OREGON YOUTH AUTHORITY	Operations	HB 5050	01-01	GF	(5,017,373)	-	-	-
OREGON YOUTH AUTHORITY	Juvenile crime prevention/diversion	HB 5050	01-02	GF	(351,862)	-	-	-
OREGON YOUTH AUTHORITY	East Multnomah County gang funding	HB 5050	01-03	GF	(34,135)	-	-	-
OREGON YOUTH AUTHORITY	Multnomah County Gang Services	HB 5050	01-04	GF	(67,542)	-	-	-
OREGON YOUTH AUTHORITY	Capital Improvements	HB 5050	01-06	GF	(14,763)	-	-	-
<b>TRANSPORTATION</b>								
OREGON DEPT OF TRANSPORTATION	PTD: Elderly & People w/Disabilities Transportation Pgm	SB 5544	02	GF	(40,000)	-	-	-
<b>TOTAL</b>					<b>(154,895,175)</b>	<b>(1,353,591)</b>	-	-

**77<sup>th</sup> OREGON LEGISLATIVE ASSEMBLY – 2013 Session  
BUDGET REPORT AND MEASURE SUMMARY**

**MEASURE: HB 5041-A**

**JOINT COMMITTEE ON WAYS AND MEANS**

**Carrier – House: Rep. Williamson  
Carrier – Senate: Sen. Winters**

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**Action:** Do Pass as Amended and as Printed A-Engrossed

**Vote:** 25 – 0 – 1

House

Yeas: Barker, Buckley, Frederick, Freeman, Hanna, Huffman, Jenson, Komp, McLane, Nathanson, Read, Richardson, Smith, Tomei, Williamson

Nays:

Exc:

Senate

Yeas: Bates, Devlin, Edwards, Girod, Hansell, Monroe, Steiner Hayward, Thomsen, Whitsett, Winters

Nays:

Exc: Johnson

**Prepared By:** Kay Erickson, Department of Administrative Services

**Reviewed By:** Steve Bender, Legislative Fiscal Office

**Meeting Date:** June 19, 2013

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Agency

Public Defense Services Commission

Biennium

2013-15

2011-13

**Budget Summary\***

	2011-13 Legislatively Approved Budget <sup>(1)</sup>	2013-15 Current Service Level	2013-15 Committee Recommendation	Committee Change from 2011-13 Leg. Approved	
				\$ Change	% Change
General Fund	\$ 224,541,855	\$ 251,420,300	\$ 248,696,165	\$ 24,154,310	10.8%
Other Funds	\$ 3,830,055	\$ 3,218,844	\$ 4,467,042	\$ 636,987	16.6%
Total	\$ 228,371,910	\$ 254,639,144	\$ 253,163,207	\$ 24,791,297	10.9%

**Position Summary**

Authorized Positions	76	76	76	0
Full-time Equivalent (FTE) positions	75.40	75.79	75.79	0.39

<sup>(1)</sup> Includes adjustments through December 2012

\* Excludes Capital Construction expenditures

**2011-13 Supplemental Budget**

	2011-13 Legislatively Approved Budget <sup>(1)</sup>	2013-15 Current Service Level	2013-15 Committee Recommendation	Committee Change from 2011-13 Leg. Approved	
				\$ Change	% Change
General Fund	\$ 224,541,855	\$ 0	\$ 228,941,855	\$ 4,400,000	2.0%

**Summary of Revenue Changes**

The Public Defense Services Commission is primarily supported by General Fund. Other Funds come from the Application/Contribution Program. Judges have the authority to order individuals who apply for court-appointed counsel to pay the administrative costs of determining their eligibility and a “contribution amount” toward the anticipated public defense cost of the case. Judicial Branch Verification Specialists assist the courts in determining whether a person must pay these costs. These fees and contributions are deposited in the Public Defense Services Account and are used to fund the operating expenses of the Application/Contribution Program. In 2013-15, the Commission expects this account to generate about \$4.4 million. This funding is primarily used to support verification specialist positions both in the courts and in the Commission’s office.

## **Summary of Public Safety Subcommittee Action**

The Public Defense Services Commission is the Judicial Branch agency responsible for establishing and maintaining a public defense system in Oregon. It is an independent body that governs the Office of Public Defense Services. The Chief Justice of the Oregon Supreme Court appoints the seven Commission members. The agency has two main divisions. The Appellate Division provides constitutionally- and statutorily-mandated representation in the appellate courts to those who are eligible for these services. The Contract and Business Services Division administers all of the public defense services contracts, and provides administrative support to the staff in the Appellate Division. The Professional Services Account, 92.8 percent of the Commission's total budget, funds legal representation, primarily for cases in trial courts or juvenile courts, for those eligible for public defense services.

The Subcommittee approved a budget of \$248,696,165 General Fund, \$253,163,207 total funds, and 76 positions (75.79 FTE). The approved total funds budget is 10.9 percent higher than the 2011-13 Legislatively Approved Budget as of December 2012, and 0.6 percent lower than the 2013-15 Current Service Level budget.

### **Appellate Division**

This division is the defense counterpart to the Appellate Division of the Oregon Department of Justice. It provides statutorily- and constitutionally-mandated appellate representation to financially eligible individuals in misdemeanor and felony appeals, inmates requesting judicial review of decisions by the Board of Parole and Post-Prison Supervision, and parents in juvenile dependency and termination of parental rights appeals. The majority of this division's representation occurs in the Oregon Court of Appeals and the Oregon Supreme Court.

The Subcommittee took the following actions to adjust the Appellate Division's budget:

- Approved package 092: PERS Taxation Policy, reducing General Fund by \$36,514. This package reflects the policy change in SB 822 that eliminates the increased retirement benefits resulting from Oregon income taxation of payments if the person receiving payments does not pay Oregon income tax on those benefits and is not an Oregon resident. This change reduces state employer contribution rates by approximately 0.30 percent.
- Approved package 093: Other PERS Adjustments, reducing General Fund by \$291,768. This package reflects the policy change in SB 822 that modifies the cost-of-living adjustment under the Public Employees Retirement System. This change reduces state employer contribution rates by approximately 2.2 percent.

An administrative action by the PERS Board, as directed by a budget note in the SB 822 budget report, will reduce state employer contribution rates by up to an additional 1.9 percent. However, no employer rate is reduced below its 2011-13 biennium rate.

### Professional Services Account

This division pays the cost of legal representation in misdemeanor and felony cases for financially eligible persons. It also covers the cost for financially eligible persons who are facing involuntary civil commitment proceedings; contempt; probation violation; juvenile court matters involving allegations of delinquency and child abuse or neglect; and other limited civil proceedings. This representation is required by the United States Constitution, the Oregon Constitution, or by Oregon statutes.

The Commission contracts with public defense service providers, who then provide services directly to clients. Expenditures included in the Professional Services Account program area include the payments to these public defense services providers. The expenditures do not otherwise support the operating costs of the agency or of its employees.

The Subcommittee took several actions affecting the Professional Services Account budget:

- Approved \$2,135,433 General Fund for Package 102: Public Defense Provider Compensation. The agency requested \$4,862,411 General Fund to increase compensation paid to public defender contractors, hourly-paid attorneys, and hourly-paid investigators. The request was based on the funds necessary to reduce the average salary differential between public defender salaries and district attorney salaries by one-third, to increase the payment to hourly-paid attorneys from \$45 to \$53 per hour (and from 60 to \$72 per hour for death penalty cases), and to increase the payment to hourly-paid investigators from \$28 to \$30 per hour (and from \$39 to \$41 per hour for death penalty cases). No portion of these funds would be distributed to agency employees.

The Public Safety Subcommittee approved \$2,135,433 General Fund to increase compensation paid to public defender contractors, hourly-paid attorneys, and hourly-paid investigators. The Subcommittee instructed the agency to:

- allocate \$1,679,261 to reduce the average salary differential between public defender salaries and district attorney salaries,
  - allocate \$134,341 to increase the compensation rates for hourly-paid attorneys, and
  - allocate \$321,831 to increase the compensation rates for hourly-paid investigators.
- Approved Package 810: LFO Analyst Adjustment. This package includes two components:
    - 1) Reduces General Fund for Professional Services by \$3,200,000, to eliminate funding included in the current service level for expenses that will not be paid until after the 2013-15 biennium is over. This reduction does not reduce the amount of funds available to the Commission to pay expenses during the 2013-15 biennium itself. The following budget note, relating to this action, was approved:

#### **Budget Note**

The Subcommittee reduced General Fund for Professional Services by \$3,200,000 General Fund to eliminate funding in the current service level for expenses that would not be paid until after the 2013-15 biennium ends. The appropriation amount approved in the 2013-15 biennium budget for Professional Services shall be utilized solely for expenses incurred and paid during the 2013-15 biennium.



This is a one-time adjustment to discontinue the historic practice of funding expenses to be paid in the following biennium as part of the current service level of the active biennium. This adjustment moves the agency to a cash basis of accounting for recording expenses and allows the agency to spend its full 2013-15 biennium appropriation amount during the twenty-four months of the 2013-15 biennium.

2) Reduces General Fund by \$1,260,000, and increase the Other Funds expenditure limitation by \$1,260,000, to allow additional expenditures of revenues from the Application/Contribution Program (ACP) to support the public defense system. The ending balance of ACP funds, after including this Other Funds expenditure limitation increase, is projected to be approximately \$500,000, which is equal to approximately 2.7 months of expenditures.

### Contract and Business Services

This division administers the public defense contracts that provide legal representation for financially eligible persons, and processes requests and payments for non-contract fees and expenses. In addition, the division provides administrative support for the agency as a whole.

The Public Safety Subcommittee approved the following adjustments to the Contract and Business Services division budget:

- Package 092: PERS Taxation Policy, reducing General Fund by \$7,929 and Other Funds by \$1,313. This package reflects the policy change in SB 822 that eliminates the increased retirement benefits resulting from Oregon income taxation of payments if the person receiving payments does not pay Oregon income tax on those benefits and is not an Oregon resident. This change reduces state employer contribution rates by approximately 0.30 percent.
- Package 093: Other PERS Adjustments, reducing General Fund by \$63,357 and Other Funds by \$10,489. This package reflects the policy change in SB 822 that modifies the cost-of-living adjustment under the Public Employees Retirement System. This change reduces state employer contribution rates by approximately 2.2 percent.

An administrative action by the PERS Board, as directed by a budget note in the SB 822 budget report, will reduce state employer contribution rates by up to an additional 1.9 percent. However, no employer rate is reduced below its 2011-13 biennium rate.

- Approved Package 810: LFO Analyst Adjustment. This package affects revenues only. It increases Other Funds Transfer Out – Intrafund by \$1,260,000. This is a transfer of Application/Contribution Program revenues to fund the additional expenditures approved in package 810 in the Professional Services Account. The Subcommittee also approved an Other Funds Beginning Balance Adjustment of \$149,245 to reflect an updated projection.

### 2011-13 Supplemental Budget

The Public Safety Subcommittee approved an increase of \$4,400,000 in the 2011-13 biennium General Fund appropriation for trial-level public defense for projected costs of 2011-13 biennium services that will be paid during the 2013-15 biennium.

## **Summary of Performance Measure Action**

See attached Legislatively Adopted 2013-15 Key Performance Measures form. The Public Safety Subcommittee approved the Key Performance Measures (KPMs) and targets. It directed the Commission to review its KPMs and to report to the Legislative Assembly during the 2014 Session on the outcome of this review and on any proposed revisions to its KPMs that would better measure the effectiveness and efficiency of the agency's programs.

**DETAIL OF JOINT COMMITTEE ON WAYS AND MEANS ACTION**

**HB 5041-A**

Public Defense Services Commission  
 Kay Erickson -- 503-378-4588

DESCRIPTION	GENERAL FUND	LOTTERY FUNDS	OTHER FUNDS		FEDERAL FUNDS		TOTAL ALL FUNDS	POS	FTE
			LIMITED	NONLIMITED	LIMITED	NONLIMITED			
2011-13 Legislatively Approved Budget at Dec 2012 *	\$ 224,541,855	\$ 0	\$ 3,830,055	\$ 0	\$ 0	\$ 0	\$ 228,371,910	76	75.40
2013-15 ORBITS printed Current Service Level (CSL)*	\$ 251,420,300	\$ 0	\$ 3,218,844	\$ 0	\$ 0	\$ 0	\$ 254,639,144	76	75.79
<b>SUBCOMMITTEE ADJUSTMENTS (from CSL)</b>									
<b>SCR 001 - Appellate Division</b>									
Package 092: PERS Taxation Policy									
Personal Services	\$ (36,514)	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ (36,514)	0	0.00
Package 093: Other PERS Adjustments									
Personal Services	\$ (291,768)	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ (291,768)	0	0.00
<b>SCR 002 - Professional Services Account</b>									
Package 102: Public Defense Provider Compensation									
Services and Supplies (Professional Services)	\$ 2,135,433	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 2,135,433		
Package 810: LFO Analyst Adjustments									
Services and Supplies (Professional Services)	\$ (4,460,000)	\$ 0	\$ 1,260,000	\$ 0	\$ 0	\$ 0	\$ (3,200,000)		
<b>SCR 004 - Contract &amp; Business Services Division</b>									
Package 092: PERS Taxation Policy									
Personal Services	\$ (7,929)	\$ 0	\$ (1,313)	\$ 0	\$ 0	\$ 0	\$ (9,242)	0	0.00
Package 093: Other PERS Adjustments									
Personal Services	\$ (63,357)	\$ 0	\$ (10,489)	\$ 0	\$ 0	\$ 0	\$ (73,846)	0	0.00
TOTAL ADJUSTMENTS	\$ (2,724,135)	\$ 0	\$ 1,248,198	\$ 0	\$ 0	\$ 0	\$ (1,475,937)	0	0.00
SUBCOMMITTEE RECOMMENDATION *	\$ 248,696,165	\$ 0	\$ 4,467,042	\$ 0	\$ 0	\$ 0	\$ 253,163,207	76	75.79
% Change from 2011-13 Leg Approved Budget	10.8%	0.0%	16.6%	0.0%	0.0%	0.0%	10.9%		
% Change from 2013-15 Current Service Level	-1.1%	0.0%	38.8%	0.0%	0.0%	0.0%	-0.6%		
*Excludes Capital Construction Expenditures									

**2011-13 APPROPRIATION**

DESCRIPTION	GENERAL FUND	LOTTERY FUNDS	OTHER FUNDS		FEDERAL FUNDS		TOTAL ALL FUNDS	POS	FTE
			LIMITED	NONLIMITED	LIMITED	NONLIMITED			
SCR 002 - Professional Services Account									
Services and Supplies (Professional Services)	\$ 4,400,000	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 4,400,000		
TOTAL ADJUSTMENTS	\$ 4,400,000	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 4,400,000	0	0.00

## Legislatively Approved 2013-2015 Key Performance Measures

**Agency: PUBLIC DEFENSE SERVICES COMMISSION**

Mission: Ensure the delivery of quality public defense services in Oregon in the most cost-efficient manner possible.

Legislatively Proposed KPMs	Customer Service Category	Agency Request	Most Current Result	Target 2014	Target 2015
1 - APPELLATE CASE PROCESSING - Median number of days to file opening brief.		Approved KPM	234.00	210.00	210.00
2 - CUSTOMER SERVICE - Percent of customers rating their satisfaction with the agency's customer service as "good" or "excellent": overall customer service, timeliness, accuracy, helpfulness, expertise and availability of information.	Accuracy	Approved KPM	93.70	95.00	95.00
2 - CUSTOMER SERVICE - Percent of customers rating their satisfaction with the agency's customer service as "good" or "excellent": overall customer service, timeliness, accuracy, helpfulness, expertise and availability of information.	Availability of Information	Approved KPM	93.10	95.00	95.00
2 - CUSTOMER SERVICE - Percent of customers rating their satisfaction with the agency's customer service as "good" or "excellent": overall customer service, timeliness, accuracy, helpfulness, expertise and availability of information.	Expertise	Approved KPM	95.50	95.00	95.00
2 - CUSTOMER SERVICE - Percent of customers rating their satisfaction with the agency's customer service as "good" or "excellent": overall customer service, timeliness, accuracy, helpfulness, expertise and availability of information.	Helpfulness	Approved KPM	94.40	95.00	95.00
2 - CUSTOMER SERVICE - Percent of customers rating their satisfaction with the agency's customer service as "good" or "excellent": overall customer service, timeliness, accuracy, helpfulness, expertise and availability of information.	Overall	Approved KPM	95.20	95.00	95.00
2 - CUSTOMER SERVICE - Percent of customers rating their satisfaction with the agency's customer service as "good" or "excellent": overall customer service, timeliness, accuracy, helpfulness, expertise and availability of information.	Timeliness	Approved KPM	97.60	95.00	95.00
3 - BEST PRACTICES FOR BOARDS AND COMMISSIONS - Percentage of total best practices met by Commission.		Approved KPM	100.00	100.00	100.00

**LFO Recommendation:**

Approve Key Performance Measures (KPMs) and Key Performance Measure targets. Direct the Commission to review its Key Performance Measures, and to report to the Legislative Assembly during the 2014 Session on the outcome of this review and on any proposed revisions to its KPMs that would better measure the effectiveness and efficiency of the agency's programs.

**Sub-Committee Action:**

Approved the Legislative Fiscal Office recommendation.

**77<sup>th</sup> OREGON LEGISLATIVE ASSEMBLY – 2014 Session  
BUDGET REPORT AND MEASURE SUMMARY**

**MEASURE: HB 5201-A**

**JOINT COMMITTEE ON WAYS AND MEANS**

**Carrier – House: Rep. Buckley  
Carrier – Senate: Sen. Devlin**

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**Action:** Do Pass as Amended and be Printed A-Engrossed

**Vote:** 21 – 5 – 0

House

Yeas: Barker, Buckley, Frederick, Huffman, Jenson, Komp, Nathanson, Read, Smith, Tomei, Williamson

Nays: Hanna, Freeman, McLane, Richardson

Exc:

Senate

Yeas: Bates, Devlin, Edwards, Girod, Hansell, Johnson, Monroe, Steiner Hayward, Thomsen, Winters

Nays: Whitsett

Exc:

**Prepared By:** Linda Ames and Laurie Byerly, Legislative Fiscal Office

**Reviewed By:** Daron Hill, Legislative Fiscal Office

**Meeting Date:** March 6, 2014

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Agency

Various Agencies

Emergency Board

Biennium

2013-15

## **Budget Summary**<sup>(1)</sup>

### **Emergency Board**

	<b>2013-15 Legislatively Approved Level</b> <sup>(2)</sup>	<b>2014 Committee Recommendation</b>	<b>Committee Change from 2013-15 Leg. Approved</b>	
			<b>\$\$ Change</b>	<b>% Change</b>
General Fund - General Purpose	\$ 30,000,000	\$ 30,000,000	\$ -	0.0%
General Fund - Special Purpose Appropriations				
State employee compensation changes	\$ 86,500,000	\$ -	\$ (86,500,000)	-100.0%
Home health care worker compensation	\$ 12,900,000	\$ -	\$ (12,900,000)	-100.0%
Department of Education - student assessments	\$ 4,600,000	\$ -	\$ (4,600,000)	-100.0%
Department of Education - youth development	\$ 1,789,557	\$ -	\$ (1,789,557)	-100.0%
Housing & Community Services - various	\$ 9,215,066	\$ -	\$ (9,215,066)	-100.0%
Oregon Health Authority - A&D rate increases	\$ 3,300,000	\$ -	\$ (3,300,000)	-100.0%
Oregon Health Authority - dental pilots	\$ 100,000	\$ -	\$ (100,000)	-100.0%
Seniors	\$ 26,000,000	\$ 12,704,627	\$ (13,295,373)	-51.1%
Oregon Health Authority/Department of Human Services - future costs	\$ -	\$ 24,000,000	\$ 24,000,000	0.0%
Oregon University System/Higher Ed Coordinating Commission - future costs	\$ -	\$ 3,500,000	\$ 3,500,000	0.0%
Judicial Department - operations	\$ -	\$ 1,300,000	\$ 1,300,000	0.0%
Judicial Department - debt collection costs	\$ -	\$ 700,000	\$ 700,000	0.0%

## **ADMINISTRATION PROGRAM AREA**

### **Department of Administrative Services**

General Fund	\$ 11,148,091	\$ 11,914,443	\$ 766,352	6.9%
Other Funds	\$ 877,567,512	\$ 907,312,584	\$ 29,745,072	3.4%

### **Oregon Advocacy Commissions Office**

General Fund	\$ 399,995	\$ 425,525	\$ 25,530	6.4%
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### **Employment Relations Board**

General Fund	\$ 1,894,849	\$ 2,061,040	\$ 166,191	8.8%
Other Funds	\$ 1,901,273	\$ 2,140,264	\$ 238,991	12.6%

### **Government Ethics Commission**

Other Funds	\$ 1,935,994	\$ 1,976,802	\$ 40,808	2.1%
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### **Office of the Governor**

General Fund	\$ 10,007,383	\$ 11,401,846	\$ 1,394,463	13.9%
Lottery Funds	\$ 3,261,204	\$ 3,376,215	\$ 115,011	3.5%
Other Funds	\$ 2,809,734	\$ 2,910,655	\$ 100,921	3.6%

	2013-15 Legislatively Approved Level <sup>(2)</sup>	2014 Committee Recommendation	Committee Change from 2013-15 Leg. Approved	
			\$\$ Change	% Change
<b><u>Oregon State Library</u></b>				
General Fund	\$ 1,591,908	\$ 1,629,976	\$ 38,068	2.4%
Other Funds	\$ 2,774,285	\$ 2,810,561	\$ 36,276	1.3%
Federal Funds	\$ 2,463,398	\$ 2,478,210	\$ 14,812	0.6%
<b><u>Oregon Liquor Control Commission</u></b>				
Other Funds	\$ 150,626,250	\$ 151,875,699	\$ 1,249,449	0.8%
<b><u>Public Employees Retirement System</u></b>				
Other Funds	\$ 84,002,344	\$ 88,153,980	\$ 4,151,636	4.9%
<b><u>Racing Commission</u></b>				
Other Funds	\$ 5,821,294	\$ 5,905,502	\$ 84,208	1.4%
<b><u>Department of Revenue</u></b>				
General Fund	\$ 165,191,130	\$ 166,641,759	\$ 1,450,629	0.9%
Other Funds	\$ 65,256,876	\$ 64,202,113	\$ (1,054,763)	-1.6%
<b><u>Secretary of State</u></b>				
General Fund	\$ 8,476,735	\$ 8,663,845	\$ 187,110	2.2%
Other Funds	\$ 48,895,140	\$ 50,265,885	\$ 1,370,745	2.8%
Federal Funds	\$ 7,710,474	\$ 5,045,103	\$ (2,665,371)	-34.6%
<b><u>Treasurer of State</u></b>				
Other Funds	\$ 45,149,748	\$ 46,683,387	\$ 1,533,639	3.4%
<b><u>CONSUMER AND BUSINESS SERVICES PROGRAM AREA</u></b>				
<b><u>Board of Accountancy</u></b>				
Other Funds	\$ 2,073,326	\$ 2,104,122	\$ 30,796	1.5%
<b><u>Board of Chiropractic Examiners</u></b>				
Other Funds	\$ 1,454,717	\$ 1,480,033	\$ 25,316	1.7%
<b><u>Construction Contractors Board</u></b>				
Other Funds	\$ 15,874,620	\$ 16,287,732	\$ 413,112	2.6%



	2013-15 Legislatively Approved Level <sup>(2)</sup>	2014 Committee Recommendation	Committee Change from 2013-15 Leg. Approved	
			\$\$ Change	% Change
<b><u>Department of Consumer and Business Services</u></b>				
Other Funds	\$ 210,350,105	\$ 215,686,144	\$ 5,336,039	2.5%
Federal Funds	\$ 984,288	\$ 5,636,901	\$ 4,652,613	472.7%
<b><u>Board of Licensed Professional Counselors and Therapists</u></b>				
Other Funds	\$ 1,096,822	\$ 1,128,319	\$ 31,497	2.9%
<b><u>Board of Dentistry</u></b>				
Other Funds	\$ 2,581,266	\$ 2,606,916	\$ 25,650	1.0%
<b><u>Oregon Health Licensing Agency</u></b>				
Other Funds	\$ 7,642,521	\$ 3,882,241	\$ (3,760,280)	-49.2%
<b><u>Health Related Licensing Boards</u></b>				
State Mortuary and Cemetery Board				
Other Funds	\$ 1,409,105	\$ 1,446,342	\$ 37,237	2.6%
Board of Naturopathic Medicine				
Other Funds	\$ 631,110	\$ 653,339	\$ 22,229	3.5%
Occupational Therapy Licensing Board				
Other Funds	\$ 367,857	\$ 380,132	\$ 12,275	3.3%
Board of Medical Imaging				
Other Funds	\$ 836,832	\$ 856,351	\$ 19,519	2.3%
State Board of Examiners for Speech-Language Pathology and Audiology				
Other Funds	\$ 529,895	\$ 544,232	\$ 14,337	2.7%
Oregon State Veterinary Medical Examining Board				
Other Funds	\$ 740,203	\$ 756,229	\$ 16,026	2.2%
<b><u>Bureau of Labor and Industries</u></b>				
General Fund	\$ 11,517,209	\$ 11,846,552	\$ 329,343	2.9%
Other Funds	\$ 9,871,681	\$ 10,550,519	\$ 678,838	6.9%
Federal Funds	\$ 1,495,043	\$ 1,683,613	\$ 188,570	12.6%
<b><u>Oregon Medical Board</u></b>				
Other Funds	\$ 10,453,997	\$ 10,729,843	\$ 275,846	2.6%
<b><u>Board of Nursing</u></b>				
Other Funds	\$ 14,196,228	\$ 14,493,701	\$ 297,473	2.1%

	2013-15 Legislatively Approved Level <sup>(2)</sup>	2014 Committee Recommendation	Committee Change from 2013-15 Leg. Approved	
			\$\$ Change	% Change
<b><u>Board of Pharmacy</u></b>				
Other Funds	\$ 5,783,198	\$ 5,957,609	\$ 174,411	3.0%
<b><u>Board of Psychologist Examiners</u></b>				
Other Funds	\$ 1,005,553	\$ 1,038,215	\$ 32,662	3.2%
<b><u>Public Utility Commission</u></b>				
Other Funds	\$ 40,049,729	\$ 40,901,178	\$ 851,449	2.1%
Federal Funds	\$ 2,444,367	\$ 2,474,000	\$ 29,633	1.2%
<b><u>Real Estate Agency</u></b>				
Other Funds	\$ 7,053,979	\$ 7,277,657	\$ 223,678	3.2%
<b><u>Board of Licensed Social Workers</u></b>				
Other Funds	\$ 1,350,215	\$ 1,395,325	\$ 45,110	3.3%
<b><u>Board of Tax Practitioners</u></b>				
Other Funds	\$ 1,157,125	\$ 1,183,845	\$ 26,720	2.3%
<b><u>ECONOMIC AND COMMUNITY DEVELOPMENT PROGRAM AREA</u></b>				
<b><u>Oregon Business Development Department</u></b>				
General Fund	\$ 8,250,274	\$ 8,371,867	\$ 121,593	1.5%
Lottery Funds	\$ 115,478,577	\$ 117,386,290	\$ 1,907,713	1.7%
Other Funds	\$ 67,638,351	\$ 77,605,374	\$ 9,967,023	14.7%
Federal Funds	\$ 38,781,008	\$ 38,841,307	\$ 60,299	0.2%
<b><u>Employment Department</u></b>				
Other Funds	\$ 120,522,794	\$ 127,704,596	\$ 7,181,802	6.0%
Federal Funds	\$ 159,967,135	\$ 168,973,715	\$ 9,006,580	5.6%
<b><u>Housing and Community Services Department</u></b>				
General Fund	\$ 8,593,855	\$ 19,401,247	\$ 10,807,392	125.8%
Other Funds	\$ 73,939,411	\$ 138,522,567	\$ 64,583,156	87.3%
Federal Funds	\$ 77,993,813	\$ 117,493,813	\$ 39,500,000	50.6%

	2013-15 Legislatively Approved Level <sup>(2)</sup>	2014 Committee Recommendation	Committee Change from 2013-15 Leg. Approved	
			\$\$ Change	% Change
<b><u>Department of Veterans' Affairs</u></b>				
General Fund	\$ 9,448,781	\$ 9,600,742	\$ 151,961	1.6%
Other Funds	\$ 43,788,902	\$ 50,400,107	\$ 6,611,205	15.1%
Federal Funds	\$ -	\$ 300,000	\$ 300,000	0.0%
<b><u>EDUCATION PROGRAM AREA</u></b>				
<b><u>Department of Community Colleges and Workforce Development</u></b>				
General Fund	\$ 496,408,441	\$ 496,718,644	\$ 310,203	0.1%
Other Funds	\$ 115,912,543	\$ 116,212,901	\$ 300,358	0.3%
Federal Funds	\$ 107,203,669	\$ 107,441,253	\$ 237,584	0.2%
<b><u>Department of Education</u></b>				
General Fund	\$ 436,954,079	\$ 453,469,907	\$ 16,515,828	3.8%
Other Funds	\$ 134,359,784	\$ 134,784,035	\$ 424,251	0.3%
Federal Funds	\$ 996,058,997	\$ 1,005,410,381	\$ 9,351,384	0.9%
<b><u>State School Fund</u></b>				
Other Funds	\$ 400,826	\$ 3,936,407	\$ 3,535,581	882.1%
<b><u>Higher Education Coordinating Commission</u></b>				
General Fund	\$ 3,111,497	\$ 2,903,360	\$ (208,137)	-6.7%
Other Funds	\$ 1,732,885	\$ 1,757,474	\$ 24,589	1.4%
Federal Funds	\$ 342,759	\$ 347,571	\$ 4,812	1.4%
<b><u>Oregon Education Investment Board</u></b>				
General Fund	\$ 6,035,608	\$ 6,202,578	\$ 166,970	2.8%
<b><u>Oregon Health and Science University</u></b>				
Other Funds	\$ 31,639,826	\$ 231,675,116	\$ 200,035,290	632.2%
<b><u>Oregon Student Access Commission</u></b>				
General Fund	\$ 115,718,916	\$ 115,806,520	\$ 87,604	0.1%
Lottery Funds	\$ 246,223	\$ 2,546,223	\$ 2,300,000	934.1%
Other Funds	\$ 20,094,896	\$ 20,173,727	\$ 78,831	0.4%
<b><u>Teachers Standards and Practices Commission</u></b>				
Other Funds	\$ 4,904,153	\$ 5,004,014	\$ 99,861	2.0%

	2013-15 Legislatively Approved Level <sup>(2)</sup>	2014 Committee Recommendation	Committee Change from 2013-15 Leg. Approved	
			\$\$ Change	% Change
<b><u>Oregon University System</u></b>				
General Fund	\$ 752,677,876	\$ 751,177,876	\$ (1,500,000)	-0.2%
<b><u>HUMAN SERVICES PROGRAM AREA</u></b>				
<b><u>Commission for the Blind</u></b>				
General Fund	\$ 1,522,942	\$ 1,598,027	\$ 75,085	4.9%
Other Funds	\$ 3,052,021	\$ 2,025,381	\$ (1,026,640)	-33.6%
Federal Funds	\$ 12,129,790	\$ 12,321,894	\$ 192,104	1.6%
<b><u>Oregon Health Authority</u></b>				
General Fund	\$ 1,972,206,670	\$ 1,959,774,729	\$ (12,431,941)	-0.6%
Lottery Funds	\$ 10,545,822	\$ 10,592,532	\$ 46,710	0.4%
Other Funds	\$ 3,771,761,551	\$ 3,814,407,180	\$ 42,645,629	1.1%
Federal Funds	\$ 7,485,009,093	\$ 8,632,707,613	\$ 1,147,698,520	15.3%
<b><u>Department of Human Services</u></b>				
General Fund	\$ 2,257,307,600	\$ 2,324,079,188	\$ 66,771,588	3.0%
Other Funds	\$ 474,879,587	\$ 501,842,250	\$ 26,962,663	5.7%
Federal Funds	\$ 6,338,409,362	\$ 6,463,843,621	\$ 125,434,259	2.0%
<b><u>Long Term Care Ombudsman</u></b>				
General Fund	\$ 2,705,620	\$ 3,784,880	\$ 1,079,260	39.9%
Other Funds	\$ 680,105	\$ 703,321	\$ 23,216	3.4%
<b><u>Psychiatric Security Review Board</u></b>				
General Fund	\$ 2,306,552	\$ 2,372,291	\$ 65,739	2.9%
Other Funds	\$ 103,725	\$ 110,734	\$ 7,009	6.8%
<b><u>JUDICIAL BRANCH</u></b>				
<b><u>Judicial Department</u></b>				
General Fund	\$ 394,466,850	\$ 400,423,412	\$ 5,956,562	1.5%
Other Funds	\$ 61,809,554	\$ 65,078,242	\$ 3,268,688	5.3%
Federal Funds	\$ 1,227,911	\$ 1,233,153	\$ 5,242	0.4%

	2013-15 Legislatively Approved Level <sup>(2)</sup>	2014 Committee Recommendation	Committee Change from 2013-15 Leg. Approved	
			\$\$ Change	% Change
<b><u>Commission on Judicial Fitness and Disability</u></b>				
General Fund	\$ 193,140	\$ 197,316	\$ 4,176	2.2%
<b><u>Public Defense Services Commission</u></b>				
General Fund	\$ 244,280,071	\$ 249,451,095	\$ 5,171,024	2.1%
Other Funds	\$ 4,467,042	\$ 4,474,644	\$ 7,602	0.2%
<b><u>LEGISLATIVE BRANCH</u></b>				
<b><u>Legislative Administration Committee</u></b>				
General Fund	\$ 33,376,264	\$ 33,937,491	\$ 561,227	1.7%
Other Funds	\$ 37,920,316	\$ 37,929,526	\$ 9,210	0.0%
<b><u>Legislative Assembly</u></b>				
General Fund	\$ 38,039,318	\$ 38,204,763	\$ 165,445	0.4%
Other Funds	\$ 277,937	\$ 278,847	\$ 910	0.3%
<b><u>Commission on Indian Services</u></b>				
General Fund	\$ 444,063	\$ 450,369	\$ 6,306	1.4%
<b><u>Legislative Counsel</u></b>				
General Fund	\$ 9,784,658	\$ 9,952,041	\$ 167,383	1.7%
Other Funds	\$ 1,658,313	\$ 1,681,068	\$ 22,755	1.4%
<b><u>Legislative Fiscal Office</u></b>				
General Fund	\$ 3,610,997	\$ 3,558,397	\$ (52,600)	-1.5%
Other Funds	\$ 3,000,000	\$ 3,179,547	\$ 179,547	6.0%
<b><u>Legislative Revenue Office</u></b>				
General Fund	\$ 2,711,399	\$ 2,769,184	\$ 57,785	2.1%
<b><u>NATURAL RESOURCES PROGRAM AREA</u></b>				
<b><u>Department of Agriculture</u></b>				
General Fund	\$ 18,720,616	\$ 19,460,351	\$ 739,735	4.0%
Lottery Funds	\$ 6,333,815	\$ 6,473,272	\$ 139,457	2.2%
Other Funds	\$ 53,980,931	\$ 55,589,067	\$ 1,608,136	3.0%
Federal Funds	\$ 15,168,522	\$ 15,320,730	\$ 152,208	1.0%

	2013-15 Legislatively Approved Level <sup>(2)</sup>	2014 Committee Recommendation	Committee Change from 2013-15 Leg. Approved	
			\$\$ Change	% Change
<b><u>Columbia River Gorge Commission</u></b>				
General Fund	\$ 873,180	\$ 891,000	\$ 17,820	2.0%
<b><u>Department of Environmental Quality</u></b>				
General Fund	\$ 29,936,112	\$ 30,961,259	\$ 1,025,147	3.4%
Lottery Funds	\$ 3,824,782	\$ 3,873,265	\$ 48,483	1.3%
Other Funds	\$ 139,956,679	\$ 142,862,396	\$ 2,905,717	2.1%
Federal Funds	\$ 27,563,182	\$ 28,010,107	\$ 446,925	1.6%
<b><u>Department of Energy</u></b>				
Other Funds	\$ 49,447,398	\$ 50,489,645	\$ 1,042,247	2.1%
Federal Funds	\$ 2,939,208	\$ 2,977,118	\$ 37,910	1.3%
<b><u>Department of Fish and Wildlife</u></b>				
General Fund	\$ 17,157,413	\$ 17,704,434	\$ 547,021	3.2%
Lottery Funds	\$ 4,767,766	\$ 4,921,716	\$ 153,950	3.2%
Other Funds	\$ 182,247,358	\$ 185,369,107	\$ 3,121,749	1.7%
Federal Funds	\$ 131,933,605	\$ 134,778,425	\$ 2,844,820	2.2%
<b><u>State Forestry Department</u></b>				
General Fund	\$ 56,437,263	\$ 97,836,604	\$ 41,399,341	73.4%
Other Funds	\$ 339,657,186	\$ 343,086,494	\$ 3,429,308	1.0%
Federal Funds	\$ 33,853,011	\$ 34,108,167	\$ 255,156	0.8%
<b><u>Department of Geology and Mineral Industries</u></b>				
General Fund	\$ 2,505,043	\$ 2,582,015	\$ 76,972	3.1%
Other Funds	\$ 7,835,292	\$ 7,955,725	\$ 120,433	1.5%
Federal Funds	\$ 4,303,586	\$ 4,429,263	\$ 125,677	2.9%
<b><u>Department of Land Conservation and Development</u></b>				
General Fund	\$ 12,330,059	\$ 12,667,032	\$ 336,973	2.7%
Other Funds	\$ 947,584	\$ 960,315	\$ 12,731	1.3%
Federal Funds	\$ 5,891,950	\$ 6,014,070	\$ 122,120	2.1%
<b><u>Land Use Board of Appeals</u></b>				
General Fund	\$ 1,517,044	\$ 1,573,758	\$ 56,714	3.7%
Other Funds	\$ 84,328	\$ 87,401	\$ 3,073	3.6%

	2013-15 Legislatively Approved Level <sup>(2)</sup>		2014 Committee Recommendation		Committee Change from 2013-15 Leg. Approved	
					\$\$ Change	% Change
<b><u>Department of State Lands</u></b>						
Other Funds	\$	29,740,188	\$	30,563,139	\$	822,951 2.8%
Federal Funds	\$	1,831,671	\$	2,881,911	\$	1,050,240 57.3%
<b><u>State Marine Board</u></b>						
Other Funds	\$	25,981,329	\$	26,214,465	\$	233,136 0.9%
Federal Funds	\$	7,443,149	\$	7,450,387	\$	7,238 0.1%
<b><u>Parks and Recreation Department</u></b>						
Lottery Funds	\$	84,614,432	\$	85,843,436	\$	1,229,004 1.5%
Other Funds	\$	111,999,304	\$	113,690,281	\$	1,690,977 1.5%
Federal Funds	\$	11,819,364	\$	11,858,367	\$	39,003 0.3%
<b><u>Water Resources Department</u></b>						
General Fund	\$	26,504,946	\$	27,284,614	\$	779,668 2.9%
Other Funds	\$	34,547,011	\$	34,736,737	\$	189,726 0.5%
Federal Funds	\$	1,272,735	\$	1,275,264	\$	2,529 0.2%
<b><u>Oregon Watershed Enhancement Board</u></b>						
Lottery Funds	\$	58,109,189	\$	58,227,336	\$	118,147 0.2%
Other Funds	\$	1,849,375	\$	1,852,224	\$	2,849 0.2%
Federal Funds	\$	32,732,090	\$	32,817,029	\$	84,939 0.3%
<b><u>PUBLIC SAFETY PROGRAM</u></b>						
<b><u>AREA</u></b>						
<b><u>Department of Corrections</u></b>						
General Fund	\$	1,396,990,504	\$	1,448,294,183	\$	51,303,679 3.7%
Other Funds	\$	39,599,876	\$	39,926,693	\$	326,817 0.8%
<b><u>Oregon Criminal Justice Commission</u></b>						
General Fund	\$	23,745,288	\$	23,851,046	\$	105,758 0.4%
Other Funds	\$	483,422	\$	479,680	\$	(3,742) -0.8%
Federal Funds	\$	7,135,487	\$	7,163,318	\$	27,831 0.4%
<b><u>District Attorneys and Their Deputies</u></b>						
General Fund	\$	10,239,592	\$	10,849,009	\$	609,417 6.0%

	2013-15 Legislatively Approved Level <sup>(2)</sup>	2014 Committee Recommendation	Committee Change from 2013-15 Leg. Approved	
			\$\$ Change	% Change
<b><u>Department of Justice</u></b>				
General Fund	\$ 64,380,931	\$ 66,289,084	\$ 1,908,153	3.0%
Other Funds	\$ 259,697,319	\$ 265,469,616	\$ 5,772,297	2.2%
Federal Funds	\$ 142,235,349	\$ 144,356,473	\$ 2,121,124	1.5%
<b><u>Oregon Military Department</u></b>				
General Fund	\$ 20,783,532	\$ 21,863,993	\$ 1,080,461	5.2%
Other Funds	\$ 111,646,205	\$ 113,902,017	\$ 2,255,812	2.0%
Federal Funds	\$ 284,930,096	\$ 287,230,606	\$ 2,300,510	0.8%
<b><u>Board of Parole and Post-Prison Supervision</u></b>				
General Fund	\$ 4,063,865	\$ 4,189,720	\$ 125,855	3.1%
<b><u>Department of State Police</u></b>				
General Fund	\$ 232,126,436	\$ 240,590,265	\$ 8,463,829	3.6%
Lottery Funds	\$ 6,914,543	\$ 7,166,858	\$ 252,315	3.6%
Other Funds	\$ 91,213,655	\$ 93,291,730	\$ 2,078,075	2.3%
Federal Funds	\$ 9,411,098	\$ 9,446,084	\$ 34,986	0.4%
<b><u>Department of Public Safety Standards and Training</u></b>				
Other Funds	\$ 34,859,020	\$ 35,668,666	\$ 809,646	2.3%
<b><u>Oregon Youth Authority</u></b>				
General Fund	\$ 269,052,312	\$ 275,662,044	\$ 6,609,732	2.5%
Other Funds	\$ 19,508,582	\$ 19,553,725	\$ 45,143	0.2%
Federal Funds	\$ 34,496,051	\$ 34,680,918	\$ 184,867	0.5%
<b><u>TRANSPORTATION PROGRAM AREA</u></b>				
<b><u>Department of Aviation</u></b>				
Other Funds	\$ 6,202,750	\$ 6,297,654	\$ 94,904	1.5%
Federal Funds	\$ 4,769,741	\$ 4,778,379	\$ 8,638	0.2%
<b><u>Department of Transportation</u></b>				
General Fund	\$ 2,060,000	\$ 6,060,000	\$ 4,000,000	194.2%
Other Funds	\$ 3,813,954,090	\$ 3,837,855,561	\$ 23,901,471	0.6%
Federal Funds	\$ 119,483,481	\$ 119,553,108	\$ 69,627	0.1%



2013-15 Legislatively Approved Level <sup>(2)</sup>	2014 Committee Recommendation	Committee Change from 2013-15 Leg. Approved	
		\$\$ Change	% Change

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<b>2013-15 Budget Summary</b>			
<b>General Fund Total</b>		\$	115,394,418
<b>Lottery Funds Total</b>		\$	6,310,790
<b>Other Funds Total</b>		\$	457,732,914
<b>Federal Funds Total</b>		\$	1,343,927,389

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- (1) Excludes Capital Construction
- (2) Includes approved expenditures through November 2013 and administrative actions

## **Position Summary**

	<b>2013-15 Legislatively Approved Level</b>	<b>2014 Committee Recommendation</b>	<b>Committee Change from 2013-15 Leg. Approved</b>	
			<b>Change</b>	<b>% Change</b>
<b><u>Department of Administrative Services</u></b>				
Authorized Positions	790	806	16	2.0%
Full-time Equivalent (FTE) positions	784.68	792.40	7.72	1.0%
<b><u>Oregon Liquor Control Commission</u></b>				
Authorized Positions	233	230	(3)	-1.3%
Full-time Equivalent (FTE) positions	227.63	225.13	(2.50)	-1.1%
<b><u>Department of Revenue</u></b>				
Authorized Positions	1,081	1,074	(7)	-0.6%
Full-time Equivalent (FTE) positions	1,024.49	1,016.66	(7.83)	-0.8%
<b><u>Construction Contractors Board</u></b>				
Authorized Positions	75	75	-	0.0%
Full-time Equivalent (FTE) positions	75.00	74.50	(0.50)	-0.7%
<b><u>Department of Consumer and Business Services</u></b>				
Authorized Positions	927	918	(9)	-1.0%
Full-time Equivalent (FTE) positions	919.97	911.97	(8.00)	-0.9%
<b><u>Oregon Health Licensing Agency</u></b>				
Authorized Positions	35	35	-	0.0%
Full-time Equivalent (FTE) positions	35.00	17.50	(17.50)	-50.0%
<b><u>Bureau of Labor and Industries</u></b>				
Authorized Positions	100	101	1	1.0%
Full-time Equivalent (FTE) positions	98.50	98.38	(0.12)	-0.1%
<b><u>Oregon Medical Board</u></b>				
Authorized Positions	40	39	(1)	-2.5%
Full-time Equivalent (FTE) positions	38.79	38.33	(0.46)	-1.2%
<b><u>Public Utility Commission</u></b>				
Authorized Positions	131	130	(1)	-0.8%
Full-time Equivalent (FTE) positions	128.25	127.25	(1.00)	-0.8%
<b><u>Real Estate Agency</u></b>				
Authorized Positions	30	29	(1)	-3.3%
Full-time Equivalent (FTE) positions	30.00	29.50	(0.50)	-1.7%

	<u>2013-15 Legislatively Approved Level</u>	<u>2014 Committee Recommendation</u>	<u>Committee Change from 2013-15 Leg. Approved</u>	
			<u>Change</u>	<u>% Change</u>
<b><u>Department of Community Colleges and Workforce Development</u></b>				
Authorized Positions	59	58	(1)	-1.7%
Full-time Equivalent (FTE) positions	58.70	57.70	(1.00)	-1.7%
<b><u>Department of Education</u></b>				
Authorized Positions	509	519	10	2.0%
Full-time Equivalent (FTE) positions	480.03	485.39	5.36	1.1%
<b><u>Employment Department</u></b>				
Authorized Positions	1,345	1,347	2	0.1%
Full-time Equivalent (FTE) positions	1,287.03	1,286.63	(0.40)	0.0%
<b><u>Housing and Community Services Department</u></b>				
Authorized Positions	169	169	-	0.0%
Full-time Equivalent (FTE) positions	77.59	150.33	72.74	93.7%
<b><u>Department of Veterans' Affairs</u></b>				
Authorized Positions	82	83	1	1.2%
Full-time Equivalent (FTE) positions	81.20	82.13	0.93	1.1%
<b><u>Commission for the Blind</u></b>				
Authorized Positions	51	51	-	0.0%
Full-time Equivalent (FTE) positions	47.73	46.98	(0.75)	-1.6%
<b><u>Oregon Health Authority</u></b>				
Authorized Positions	4,482	4,521	39	0.9%
Full-time Equivalent (FTE) positions	4,119.23	4,139.97	20.74	0.5%
<b><u>Department of Human Services</u></b>				
Authorized Positions	7,630	7,631	1	0.0%
Full-time Equivalent (FTE) positions	7,480.61	7,477.12	(3.49)	0.0%
<b><u>Long Term Care Ombudsman</u></b>				
Authorized Positions	19	24	5	26.3%
Full-time Equivalent (FTE) positions	14.56	16.81	2.25	15.5%
<b><u>Department of Agriculture</u></b>				
Authorized Positions	477	480	3	0.6%
Full-time Equivalent (FTE) positions	351.17	352.92	1.75	0.5%

	<u>2013-15 Legislatively Approved Level</u>	<u>2014 Committee Recommendation</u>	<u>Committee Change from 2013-15 Leg. Approved</u>	
			<u>Change</u>	<u>% Change</u>
<b><u>Department of Energy</u></b>				
Authorized Positions	115	114	(1)	-0.9%
Full-time Equivalent (FTE) positions	114.02	112.81	(1.21)	-1.1%
<b><u>Department of Environmental Quality</u></b>				
Authorized Positions	719	720	1	0.1%
Full-time Equivalent (FTE) positions	706.33	704.87	(1.46)	-0.2%
<b><u>Department of Fish and Wildlife</u></b>				
Authorized Positions	1,523	1,520	(3)	-0.2%
Full-time Equivalent (FTE) positions	1,262.41	1,258.99	(3.42)	-0.3%
<b><u>Department of Land Conservation and Development</u></b>				
Authorized Positions	61	60	(1)	-1.6%
Full-time Equivalent (FTE) positions	58.06	57.31	(0.75)	-1.3%
<b><u>Water Resources Department</u></b>				
Authorized Positions	157	157	-	0.0%
Full-time Equivalent (FTE) positions	154.80	154.55	(0.25)	-0.2%
<b><u>Department of Corrections</u></b>				
Authorized Positions	4,490	4,488	(2)	0.0%
Full-time Equivalent (FTE) positions	4,443.68	4,441.68	(2.00)	0.0%
<b><u>Department of Justice</u></b>				
Authorized Positions	1,282	1,285	3	0.2%
Full-time Equivalent (FTE) positions	1,265.25	1,266.83	1.58	0.1%
<b><u>Oregon Military Department</u></b>				
Authorized Positions	523	522	(1)	-0.2%
Full-time Equivalent (FTE) positions	478.01	477.51	(0.50)	-0.1%
<b><u>Department of State Police</u></b>				
Authorized Positions	1,260	1,259	(1)	-0.1%
Full-time Equivalent (FTE) positions	1,247.13	1,245.63	(1.50)	-0.1%
<b><u>Oregon Youth Authority</u></b>				
Authorized Positions	1,030	1,025	(5)	-0.5%
Full-time Equivalent (FTE) positions	992.58	989.79	(2.79)	-0.3%

## **Summary of Revenue Changes**

The General Fund appropriations made in the bill are within resources available as projected in the February 2014 economic and revenue forecast by the Department of Administrative Services Office of Economic Analysis, supplemented by one-time savings identified in several agencies, as well as a transfer from Secretary of State's Corporate Division as authorized in House Bill 4157.

## **Summary of Capital Construction Subcommittee Action**

House Bill 5201 is the omnibus budget reconciliation bill for the 2014 legislative session, implementing the statewide rebalance plan that addresses changes in projected revenues and expenditures since the close of the 2013 session. The Subcommittee approved House Bill 5201 with amendments to reflect budget adjustments as described below.

### **Statewide Adjustments**

#### **EMPLOYEE COMPENSATION DISTRIBUTION**

The Subcommittee approved allocating \$86.5 million General Fund to state agencies for employee compensation. This amount is 100% of the General Fund special purpose appropriation to the Emergency Board, made by House Bill 5008 (2013) for employee compensation. Also approved were associated expenditure limitation increases of \$2.6 million Lottery Funds, \$84.7 million Other Funds, and \$44.2 million Federal Funds. The General Fund component is expected to cover about 90% of the statewide estimate of costs for compensation and benefit changes agreed to through collective bargaining or other salary agreements. Lottery Funds, Other Funds, and Federal Funds expenditure limitations are calculated at the full cost estimate level.

Section 105 of the budget bill reflects the employee compensation amounts approved for each agency; adjustments for agencies are not addressed in the agency narratives, although they are included in the table at the beginning of the budget report.

#### **2% HOLDBACK**

House Bill 5008 (2013) included a 2% supplemental ending balance holdback that was primarily applied to General Fund, and excluded debt service as well as selected programs. Agencies' 2013-15 legislatively adopted budgets were reduced by these amounts. With the current statewide economic conditions and revenue forecast, these budget reductions are being partially restored. Generally, 25% of the holdback is being restored to each affected agency, although there are a number of exceptions. Restorations include a total of \$68.3 million General Fund and \$0.3 million Lottery Funds. Section 104 of the budget bill reflects the restoration amounts for each agency. More detail is available in the narrative for each affected agency; agencies without General Fund or Lottery Funds in their budgets were not affected.

#### **PACKAGE 091**

Package 091 Statewide Administrative Savings is another 2013-15 adjustment affecting most agency budgets and captured in agency budget bills. The 2013 Legislature approved this package of \$62.0 million total funds in permanent reductions as a placeholder for administrative efficiencies.

The placeholder, which carried forward from the Governor's budget, was simply a pro rata calculation across personal services and services and supplies expenditures in administrative budget structures. The Department of Administrative Services (DAS) committed to work out reduction details with agencies and report to the Joint Committee on Ways and Means during the 2014 session. The areas targeted for reduction were finance, information technology, human resources, accounting, payroll, and procurement expenditures.

The legislative expectation was that DAS would present a statewide plan identifying specific efficiencies and realigning placeholder reductions, if needed. However, DAS did not come forward with a plan, but instead reported that efforts to realize the savings in Package 091 met with unexpected challenges. These include actual savings taking longer than one biennium to materialize and some ideas requiring up front investments that would offset any near term savings. Since DAS failed to deliver a plan, the Legislative Fiscal Office worked with state agencies and their DAS budget analysts to replace placeholders with specific reduction actions. For some agencies, the updated Package 091 will deviate from placeholder expenditure categories or appropriations; these changes are described in the individual agency narratives. Agency narratives, where applicable, will also identify position count and full-time equivalent (FTE) decreases.

### **Emergency Board**

The Emergency Board allocates General Fund and provides Lottery Funds, Other Funds, and Federal Funds expenditure limitation to state agencies for unanticipated needs in approved agency budgets when the Legislature is not in session. As part of the 2013-15 biennium statewide rebalance plan, House Bill 5201 adjusts the Emergency Board's special purpose appropriations as described below:

- Eliminates a special purpose appropriation for state agencies of \$86.5 million, with corresponding General Fund appropriations to various state agencies for state employee compensation changes.
- Eliminates a special purpose appropriation for state agencies of \$12.9 million, with corresponding General Fund appropriations to the Department of Human Services (\$11,038,678) and the Oregon Health Authority (\$1,861,322) for compensation changes for home health care workers who are not state employees.
- Eliminates a special purpose appropriation for the Oregon Department of Education (ODE) of \$4.6 million, with a General Fund appropriation of \$4.4 million to ODE for assessments including those assessments required under the federal Elementary and Secondary Act and linked to Common Core Standards.
- Eliminates a special purpose appropriation for the Oregon Department of Education (ODE) of \$1,789,557, with a corresponding General Fund appropriation to the ODE for program funding for the second year of the biennium for youth development grants, performance-based contracts, and services at the local level.
- Eliminates multiple special purpose appropriations for the Housing and Community Services Department totaling \$9,215,066, with a General Fund appropriation of \$8,540,066 to the Housing and Community Services Department for second year operations, and an appropriation of \$225,000 to the agency for one-time supplemental funding to the Oregon Hunger Response Fund for fiscal year 2014.
- Eliminates a special purpose appropriation for the Oregon Health Authority of \$3.3 million, with a General Fund appropriation of \$2,942,895 to the Oregon Health Authority for adult residential rate increases within the alcohol and drug system.

- Eliminates a special purpose appropriation for the Oregon Health Authority of \$100,000, with a corresponding General Fund appropriation to the Oregon Health Authority for staffing needs related to the Dental Pilot Projects.
- Reduces the special purpose appropriation of \$26 million for seniors made by House Bill 5101 (2013 Special Session) to appropriate \$13,295,373 General Fund to programs benefitting seniors in multiple agencies, but primarily in the Department of Human Services.
- Establishes a \$24 million special purpose appropriation for the Oregon Health Authority or the Department of Human Services for caseload costs or other budget challenges that the agencies are unable to mitigate.
- Establishes a \$3.5 million special purpose appropriation to be allocated for future costs associated with higher education governance changes; including costs incurred by the Higher Education Coordinating Commission as duties and responsibilities are transferred from the Chancellor's Office to the Commission and for impacts on the budgets of the four technical and regional universities.
- Establishes a \$1.3 million special purpose appropriation to be allocated to the Judicial Department for Operations support. The Department may request funds to finance one-time operations investments and service increases.
- Establishes a \$700,000 special purpose appropriation to be allocated to the Judicial Department for third-party debt collection costs.

If remaining special purpose appropriations are not allocated by the Emergency Board before December 1, 2014, any remaining funds become available to the Emergency Board for general purposes.

The Subcommittee established a reservation within the general purpose Emergency Fund of \$350,000 for the Board of Parole and Post-Prison Supervision (BPPPS) for replacement of the Parole Board Management Information System (PB MIS). Allocation of the reservation is contingent upon the Board providing a project budget, project plan, and periodic status reports. BPPPS may request allocation of the reservation from the Emergency Board after the Legislative Fiscal Office approves the project budget and project plan.

A reservation was also established within the general purpose Emergency Fund of \$3.5 million for the Statewide Longitudinal Data System proposed by the Oregon Education Investment Board (OEIB), Oregon Department of Education (ODE), and the Higher Education Coordinating Commission (HECC). Prior to the release of this reservation, the agencies must meet the requirements of the budget note included in this bill for OEIB relating to completing a refined business case, development of a comprehensive set of foundational project management documents, and completion of an assessment of the foundational project management documents and a project risk assessment by an independent Quality Assurance contractor.

## **Adjustments to Agency Budgets**

### **ADMINISTRATION**

#### **Department of Administrative Services**

The Subcommittee approved an \$8,644,690 Other Funds expenditure limitation increase for Enterprise Technology Services (ETS) to begin a \$40 million technology equipment lifecycle replacement plan. Due to continued use of equipment past its useful life, the state is now experiencing unacceptable levels of technology service outages that impact state government operations. DAS estimates there is now more than \$40 million

worth of equipment and infrastructure past the 5 year useful life. DAS will enter into lease-to-own agreements to finance the equipment replacement. Existing ETS rates are estimated to be sufficient to generate enough revenue to pay the \$8,644,690 Other Funds needed for leases-to-own agreements that will be entered into this biennium. Use of this additional revenue will likely preclude DAS from lowering ETS rates mid-biennium as was being contemplated by the ETS Customer Utility Board. Use of existing rate revenue will avoid costs associated with borrowing the money internally, as was initially recommended by the Department. The \$8,644,690 Other Funds increase for 2013-15 rolls-up to \$18,743,503 in 2015-17 for the second phase of the equipment replacement plan. DAS plans to incorporate a depreciation factor in future ETS rates, which will allow the state to accommodate lifecycle replacement costs on an ongoing basis. The Subcommittee also approved a \$5,121,497 Other Funds expenditure limitation increase and the establishment of 19 positions (10.22 FTE) for ETS to meet the increasing demand for technology services from state and local governments, including implementation of IT projects approved in 2013-15 adopted budgets.

The Subcommittee adopted the following budget note to ensure proper oversight of state information technology assets and projects:

**Budget Note:**

The Oregon Department of Administrative Services (DAS), working with the State CIO, shall produce a comprehensive inventory report of all current information technology (IT) assets as required under current law with a special emphasis on the planned replacement or modernization status of information systems in use by all executive branch agencies. This inventory report shall include, but not be limited to:

- Agency name, Information System (Application) name, Agency Program owner, and business purpose of the Information System
- Age, Date of last upgrade, and planned changes/enhancements/retirement for the Information System (Application) in the future

In addition, DAS and the State CIO shall produce a comprehensive report of all IT projects underway in the 2013-15 biennium or planned for the 2015-17 biennium. The IT project report shall include, but not be limited to:

- Agency name, project title/name, project description, estimated budget (for all biennia), estimated start and completion date.

Both the IT inventory and project reports shall include:

- A narrative explanation of the methods, assumptions and tools used and any challenges DAS or the State CIO faced in collecting IT asset and/or IT project information;
- A narrative description of any statutory, rule or policy changes or resource allocations DAS or the State CIO believes are necessary to support continued or better IT asset inventory and/or IT project reporting.

The State CIO shall include a narrative section focused on planned statewide information systems modernization as well as the IT inventory and project reports outlined above, in the appendix of the State Information Technology and Telecommunications Plan (changed to Enterprise Information Resources Management Strategy in HB 4135) the State CIO is required to develop and update each biennium under ORS 291.039.



The IT inventory and project reports and a status report on the completion of the State IT and Telecommunications plan (changed to Enterprise Information Resources Management Strategy in HB 4135) shall be presented to the Joint Committee on Legislative Audits, Information Management and Technology and the General Government Subcommittee of the Emergency Board or the interim Joint Committee on Ways and Means before the start of the 2015 session. The State IT and Telecommunications Plan (changed to Enterprise Information Resources Management Strategy in HB 4135) shall be presented to the General Government Subcommittee of the Joint Committee on Ways and Means and other appropriate committees during the 2015 session.

The Subcommittee approved a \$700,000 Other Funds expenditure limitation for the Chief Operating Office for two special projects that cross multiple agencies or require some independence. The first such project is a \$350,000 limitation increase to purchase a statewide license for the Agora software program to be used by multiple state agencies. Agora offers tools to link economic and community development projects with project funders. The second special project involves the expenditure of \$350,000 Other Funds to examine the Cover Oregon Website Project. At the request of the Governor, DAS contracted with First Data Government Solutions through the Enterprise Initiatives Master Price Agreement. First Data Government Solutions will complete a third party assessment of the Cover Oregon Website Project. Funding for the contract will be transferred from the Oregon Health Authority and Cover Oregon to pay the cost of this assessment and any applicable legal fees

The Subcommittee approved a \$1,220,548 Other Funds expenditure limitation increase for Enterprise Asset Management (EAM) for the state motor pool. A \$1,047,548 Other Funds increase is for the purchase of 47 new vehicles and for fuel and maintenance of these vehicles. The Subcommittee also increased the Other Funds expenditure limitation for EAM by \$173,000 to accommodate the transfer of an auto mechanic position from the Oregon Department of Transportation to the state motor pool to consolidate light fleet maintenance in the Salem area.

House Bill 5201 includes one-time General Fund appropriations to the Department of Administrative Services for the following purposes:

- \$345,000 for disbursement to the SW Oregon Assessment and Taxation Coalition involving the assessors of Coos, Curry, Douglas, Jackson, Josephine, Klamath, and Lane counties for a pilot project to form partnerships for the delivery of taxation and assessment services, to seek ways to deliver these services more efficiently.
- \$200,000 for disbursement to Oregon Health and Science University Office of Rural Health for the Primary Health Care Loan Forgiveness Program.
- \$100,000 for disbursement to the City of Forest Grove for initial planning costs associated with construction of a community center facility. The building could potentially house city hall, city offices, and a police station.
- \$80,000 for disbursement to Sustainable Northwest for completion of a Western Juniper utilization and marketing project.
- \$20,000 for disbursement to the Medford Senior Center for their Senior Nutrition Program.

The Subcommittee added \$9,033,609 Other Funds expenditure limitation for one-time cost of issuance and special payments associated with the disbursement of proceeds from Lottery Bond sales; projects are detailed below and approved in in Senate Bill 5703. There is no debt service allocated in the 2013-15 biennium, as the bonds will not be sold until the spring of 2015. Debt service for 2015-17 is estimated at a total of \$1,640,046 Lottery Funds: \$588,086 for the Port of Morrow Community Revitalization Revolving Loan Fund; \$270,707 for the Stayton

Stormwater project; \$176,765 for the Beaverton Community Health Collaborative project; \$176,765 for the Mid-Columbia Medical Center; and \$427,723 for the Cornelius Library matching fund project.

- \$2,958,304 Other Funds for disbursement to the Port of Morrow for a Community Revitalization Revolving Loan Fund that would be available to Malheur, Harney, Grant, Baker, Union, Wallowa, Umatilla, Morrow, Gilliam, Sherman, and Wheeler counties for energy conservation, renewable energy, and general business development projects.
- \$2,451,194 Other Funds for disbursement to the City of Cornelius for a new public library with the stipulation that the City of Cornelius secures matching funds and commitments of no less than \$10.4 million by the end of the 2013-15 biennium, prior to the distribution of the lottery revenue bond proceeds for the project.
- \$1,544,053 Other Funds for disbursement to the City of Stayton to purchase property and develop a storm water detention facility in Stayton. The facility is expected to improve water quality for downstream agricultural users and manage peak storm flows into the Salem Ditch and Mill Creek.
- \$1,040,029 Other Funds for disbursement to the Mid-Columbia Medical Center to support capital construction projects to expand or improve the medical center.
- \$1,040,029 Other Funds for disbursement to the Beaverton Community Health Collaborative for the construction of a multi-service health and wellness facility.

The Subcommittee accepted technical adjustments to the revenue reductions assumed in the Department 2013-15 legislatively adopted budget by increasing the assumed Other Funds revenue by \$1.5 million for the Chief Operating Office, \$1.8 million for Enterprise Human Resource Services, and \$437,180 for the Chief Information Office. In addition, the Subcommittee approved another technical adjustment to move a limited duration position to Enterprise Technology Services from the Chief Information Office where it was added by error in the legislatively adopted budget.

The Subcommittee approved and updated Package 091 Statewide Administrative Savings, eliminating 2 Custodian positions (2.00 FTE) and one Production Supervisor position (1.00 FTE). Because some of the administrative reductions were not achievable, particularly the \$5,771,223 Other Funds in Enterprise Technology Services (ETS), Other Funds reductions were taken in the Chief Information Office (\$3,515,338) to eliminate empty Other Funds expenditure limitation and Enterprise Asset Management (\$130,906) to eliminate the two custodian positions. These reductions allowed restorations of \$3,183,353 Other Funds in ETS and \$462,891 Other Funds in Enterprise Human Resource Services. The Subcommittee also approved the standard 25% restoration rate for the supplemental ending balance reductions, which resulted in the restoration of \$13,953 General Fund.

### **Oregon Advocacy Commissions Office**

The Subcommittee approved a restoration of \$8,301 General Fund for the 2% supplemental ending balance holdback that was included in the agency's original legislatively adopted budget for 2013-15. The restoration fully restores the original holdback reduction.

The Subcommittee approved an updated Package 091 Statewide Administrative Savings. A portion of the agency's reduction to personal services was moved to services and supplies.

### **Employment Relations Board**

The Subcommittee increased the agency's General Fund appropriation by \$116,236 and Other Funds expenditure limitation by \$148,020 to fund employee pay differentials, unemployment benefits, payment of accrued employee vacation time, a temporary double-fill of an administrative law judge position, and mediator travel expenses. The source of Other Funds is from the agency's state agency assessment ending balance (\$87,998) and fee revenue balance (\$60,022). Projected fee revenue is higher than anticipated in the agency's legislatively adopted budget for 2013-15. With the exception of the employee pay differentials and mediator travel expense, the remaining items are considered one-time increases and are not to carry forward into the 2015-17 biennium.

With this General Fund appropriation, the agency did not require a restoration of its 2% ending balance holdback.

The Subcommittee approved an updated Package 091 Statewide Administrative Savings. A portion of the agency's reduction to personal services was moved to services and supplies. The reduction to services and supplies now totals \$7,162 and will come from savings achieved by a renegotiated facilities rental agreement.

An adjustment was made related to the agency's compensation plan that moved \$11,645 of Other Funds expenditure limitation from the Employment Relations Board Administrative Account (i.e., state agency assessments) to expenditures supported by fee revenue.

### **Government Ethics Commission**

The Subcommittee approved an updated Package 091 Statewide Administrative Savings. A portion of the agency's reduction to personal services was moved to services and supplies.

### **Office of the Governor**

The Subcommittee approved a restoration of \$51,520 of the 2% supplemental ending balance holdback that was included in the agency's original legislatively adopted budget for 2013-15. That represents 25% of the initial holdback.

The Subcommittee appropriated \$1,080,000 General Fund for the Public Infrastructure Commission and the West Coast Infrastructure Exchange. The governor's Office may transfer some, or all, of the funds to the State Treasurer for the implementation of House Bill 4111.

### **Oregon State Library**

Of the agency's original \$32,951 supplemental ending balance holdback reduction, the agency has achieved savings of \$14,335 General Fund by reducing Fiscal Year 2014 Ready-to-Read grants. The remainder of the holdback, \$18,616, was restored by the Subcommittee to be used for Fiscal Year 2015 Ready-to-Read grants. The restoration represents 57 % of the initial holdback.

The Subcommittee approved an updated Package 091 Statewide Administrative Savings. The agency's personal services budget was reduced by \$5,956 General Fund and \$20,209 Other Funds by reducing pay differentials. The remaining personal services reduction was moved to services and supplies.

The Subcommittee adopted the following budget note related to the reorganization of the State Library.

**Budget Note:**

The Co-Chairs of the Joint Committee on Ways and Means will establish a workgroup to build upon previous State Library reorganization efforts, including the 2012 Joint Committee on Ways and Means report on the consolidation and improvement of library and archives services as well as subsequent proposals this biennium. The purpose of the workgroup is to modernize the delivery of state library services by improving access to public information, eliminating duplicative services and costs, increasing utilization of digital resources, and increasing collaborative partnerships across entities.

The workgroup shall recommend draft legislation for introduction in the 2015 legislative session for the reorganization of state library services, which should, where possible, incorporate national best practices pertaining to library reorganizations.

The workgroup will include Legislative members, and other members chosen to represent the interests of state library service users and employees.

It is the Co-Chairs' expectation that the workgroup will be staffed by the Legislative Fiscal Office with assistance from the State Librarian, State Archivist, State Law Librarian, Department of Administrative Services – Project Management Office, the Department of Administrative Services – Chief Financial Office, and Legislative Committee Services. Staff of the Oregon Historical Society is also invited to participate as staff to the workgroup.

**Oregon Liquor Control Commission**

The Subcommittee approved an updated Package 091 Statewide Administrative Savings, eliminating a total of three positions (2.50 FTE), and making shifts between personal services and services and supplies in various agency programs. As approved, Package 091 now consists of the following elements:

- Personal services reductions totaling \$50,048 and 0.5 FTE (seasonal liquor distribution worker), services and supplies reductions totaling \$137,000, and capital outlay reductions of \$409 in the Distilled Spirits program;
- Personal services reductions of \$239,002 and abolishment of one management position (1.00 FTE) in the Public Safety program; and
- Personal services reductions totaling \$121,390 and 1.00 FTE (Office Specialist 2 position), services and supplies reductions totaling \$85,000 and capital outlay reductions totaling \$1,980 in the Support Services program.

**Public Employees Retirement System**

The Subcommittee approved an updated Package 091 Statewide Administrative Savings. The agency was able to reduce its personal services by only \$45,651 due a reduction in temporary employees and overtime. The remaining personal services reduction of \$1,041,400 was moved to services and supplies. The reduction to services and supplies now totals \$1,393,957 and will come from savings to employee training, office expense, data processing, and professional services. The capital outlay reduction of \$29,380 reduced the budget for data processing hardware.

The Subcommittee increased the Other Funds expenditure limitation for the Operations program by \$1,022,945 for the implementation of Senate Bill 861, which was passed by the Legislature during the 2013 special session. This includes four limited duration Retirement Counselor 1 positions (3.33 FTE). Personal services total \$392,428 and services and supplies total \$630,517.

The four limited duration positions were established administratively on November 1, 2013; therefore, the agency does not require position or FTE authority, but does require the associated expenditure limitation. The revenue to fund these expenses is from a transfer from the Oregon Public Employees Retirement Fund from current year earnings. The Other Funds expenditure limitation was approved only as a one-time increase and does not carry forward into the 2015-17 biennium.

Other Funds expenditure limitation was increased for the Operations program by \$718,750 in services and supplies for phase two of a three phase project to move the administration of the Individual Account Program from a third-party administrator to the agency. The Other Funds expenditure limitation was approved only as a one-time increase and is not carried forward into the 2015-17 biennium.

The Subcommittee requests that the Department of Administrative Services un-schedule the entire amount of the Individual Account Program expenditure limitation, pending a Department of Administrative Services – Chief Information Office review and recommendation to approve the project being submitted to the Legislative Fiscal Office for its review and recommended approval.

### **Department of Revenue**

The agency did not require a restoration of its 2% ending balance holdback that totaled \$3.3 million General Fund, due to vacancy savings. The vacancy savings occurred in programs that did not require a rebalance of the agency's budget.

The Subcommittee approved an updated Package 091 Statewide Administrative Savings, eliminating eight permanent full-time positions and reducing one permanent full-time position to part-time (8.50 FTE). The alternative plan minimizes the impact to the agency's Information Technology Division so as to support its transition of legacy information technology systems to a new information system entitled the Core System Replacement project.

The positions eliminated include: Accountant 1 position (1.00 FTE); Office Specialist 1 positions (1.00 FTE); Office Assistant 2 position (1.00 FTE); Information System Specialist 4 position (1.00 FTE) and a Fiscal Analyst 2 position is reduced from permanent full time to permanent part-time (0.50 FTE) in the Administrative Services Division. Two Administrative Specialist 1 positions (2.00 FTE) are eliminated from the Personal Tax and Compliance Division. An Information System Specialist 3 position (1.00 FTE) and an Information System Specialist 5 position (1.00 FTE) are eliminated from the Property Tax Division. In addition, \$71,904 of Other Funds for services and supplies is eliminated in the Property Tax Division in order to achieve the reduction target.

The Subcommittee disappropriated \$2.1 million in one-time General Fund savings, which are in addition to the General Fund savings the agency set aside to compensate for its 2% ending balance holdback. The additional vacancy savings include: Administration (\$990,828), Property Tax (\$139,386), Personal and Compliance (\$716,614), and Business Divisions (\$253,172).

The Subcommittee also disappropriated \$500,000 General Fund in one-time services and supplies savings from the Core System Replacement project due to lower than expected Department of Administrative Services – State Data Center charges.

A reduction of \$352,716 in Other Funds personal services expenditure limitation was made to the Administration Division to adjust for an unneeded compensation plan increase. Two million dollars of Other Funds expenditure limitation in the Property Tax Division was reduced for

limitation that does not have a revenue source. The Property Tax Division has historically had Other Funds in its services and supplies expenditure limitation in excess of its actual need. Therefore, this is a permanent reduction.

The primary vendor contract for the Core Systems Replacement project was originally estimated to cost \$29 million; however, the agency was able to negotiate a \$27 million contract. The savings for the current biennium totals \$2.3 million Other Funds, with \$300,000 of the savings being needed in a future biennium.

HB 5008 (2013) requested that the Department of Administrative Services unschedule \$12,994,327 of Other Funds expenditure limitation for the project that is related to the May 2014 Article XI-Q bond sale. The Subcommittee approved rescheduling \$10,694,327 due to the \$2.3 million in contract savings this biennium. The remaining \$2.3 million is to remain unscheduled.

The Subcommittee provided the following instruction:

The Department of Administrative Services is requested to reschedule \$10,694,327 Other Funds expenditure limitation for the Core System Replacement project, pending the May 2014 Article XI-Q bond sale.

Additionally, the Department of Revenue is directed to report to the Joint Interim Committee on Ways and Means during Legislative Days in May and September 2014 on the status of the project.

The Subcommittee added one permanent full-time Principle Executive Manager E position (0.67 FTE) for the Core System Replacement project to function as a business team/business process subject matter expert lead for the project. The requested position would be funded with previously authorized Article XI-Q bond proceeds. The agency has sufficient Other Funds expenditure limitation for this position due to initial vacancy savings within the program.

The Subcommittee approved the agency's request to make the following technical adjustments to align the agency's budget with its current operations and the organizational structure. These changes balance overall and result in no increase or decrease to the agency's budget. They include: (a) \$1,892,699 and nine positions (9.00 FTE) to move the Research Section from the Business Division to the Agency Program Management Office Division; (b) \$322,254 and one position (1.00 FTE) to move a Principle Executive Manager G and associated services and supplies from the Administrative Services Division to the Agency Program Management Office Division; (c) \$1,109,718 and seven positions (7.00 FTE) to move the Special Services Section from the Administrative Services Division and the Property Tax Division to the Executive Division; (d) \$219,538 and one position (1.00 FTE) to move a Principle Executive Manager E position from the Administrative Services Division to the Personal Tax and Compliance Division; (e) \$112,092 to move one position (1.00 FTE), an Administrative Specialist position, from the Personal Tax and Compliance Division to the Business Division; (f) \$161,411 to move one Information System Specialist 5 position (1.00 FTE) from the Property Tax Division to the Administrative Services Division; (g) \$4,945,157 to move all operating program's Attorney General into the Administrative Services Division; and (h) \$880,556 to move all the operating program's Information Technology Expendable Property into the Administrative Services Division.

### **Secretary of State**

The Subcommittee increased the General Fund appropriation by \$43,796 to restore 25% of the agency's 2% supplemental General Fund ending balance holdback. The entire amount of the restoration was directed to administrative services.

The Subcommittee also reduced the Federal Funds expenditure limitation by \$2,700,000, to more closely align the limitation with the Secretary's revised plan of expenditure of federal Help America Vote Act (HAVA) moneys. The Secretary reported that HAVA monies, initially budgeted for county election tabulation systems upgrades, are being redirected to finance upgrades to the Oregon Centralized Voter Registration system instead. This redirection reduces current biennium Federal Funds expenditures and will allow HAVA monies to fully support program costs, without need for additional General Fund support, through the remainder of the 2013-15 biennium and through the 2015-17 biennium as well.

### **Treasurer of State**

The Subcommittee increased the Other Funds expenditure limitation for services and supplies for the agency by \$1,080,000 for the Public Infrastructure Commission and the West Coast Infrastructure Exchange. The revenue source is a transfer from the Governor's Office, which was appropriated General Fund for House Bill 4111 (2014), to satisfy the requirement under section 4(1) of the measure.

The Subcommittee adopted the following budget note:

#### **Budget Note:**

The State Treasurer is directed to spend a minimum of \$100,000 on section 2(2) of House Bill 4111 from funding the agency received in House Bill 5201 for the Public Infrastructure Commission and the West Coast Infrastructure Exchange.

## **CONSUMER AND BUSINESS SERVICES**

### **Board of Accountancy**

No revisions were needed to implement Package 091 Statewide Administrative Savings, consistent with the original placeholder reduction.

### **Board of Chiropractic Examiners**

No revisions were needed to implement Package 091 Statewide Administrative Savings, consistent with the original placeholder reduction.

### **Construction Contractors Board**

The Subcommittee approved an updated Package 091 Statewide Administrative Savings, eliminating 0.50 FTE and moving a portion of the reduction from personal services to capital outlay.

### **Department of Consumer and Business Services**

The Subcommittee approved an updated Package 091 Statewide Administrative Savings, eliminating 9 positions and 8.00 FTE, and shifting \$15,493 from services and supplies to personal services.

A one-time increase of \$4,625,091 Federal Funds expenditure limitation was also approved for the Health Insurance Rate Review Grant Cycle II and III, to support state efforts to enhance the health insurance premium rate review process and increase the transparency of the review process.

## **Board of Dentistry**

No revisions were needed to implement Package 091 Statewide Administrative Savings, consistent with the original placeholder reduction.

## **Oregon Health Licensing Agency**

No changes were made from the original placeholder budget categories to implement Package 091 Statewide Administrative Savings. However, the agency's budget is moved to the Oregon Health Authority beginning July 1, 2014, as directed by House Bill 2074 (2013). The associated budget change is a reduction of \$3,760,280 Other Funds expenditure limitation and 17.50 FTE, which represents approximately one year of the biennial budget for the Oregon Health Licensing Agency. A corresponding increase is made in the Oregon Health Authority budget.

## **Health Related Licensing Boards**

An updated Package 091 Statewide Administrative Savings was approved for each of the six licensing boards: Mortuary and Cemetery, Naturopathic Medicine, Occupational Therapy, Medical Imaging, Speech-Language Pathology and Audiology, and Veterinary Medical. The boards are shifting reductions from personal services to services and supplies to meet the savings targets.

## **Bureau of Labor and Industries**

To restore a portion of the agency's 2% supplemental ending balance holdback, the Subcommittee added \$67,522 General Fund. This amount represents 29% of the total holdback; to cover the remaining gap BOLI will continue to hold the Apprenticeship Representative position in its Portland office vacant for the rest of the biennium.

An updated Package 091 Statewide Administrative Savings was approved, eliminating a total of 0.75 FTE across 2 positions in accounting and office administration. A portion of the agency's reduction was also moved from personal services to services and supplies.

The Subcommittee approved an increase of \$450,000 Other Funds expenditure limitation and the establishment of a limited duration full-time Office Specialist 2 position (0.63 FTE) to enhance the Support Services Program. The program is part of an interagency agreement with the Oregon Department of Transportation, which provides the funding, to help increase diversity in the highway construction workforce. The Bureau of Labor and Industries (BOLI) will utilize the additional funds to increase support to existing pre-apprenticeship preparation programs and establish new preparation programs in rural areas. The limited duration position will provide administrative support for the program, allowing the program coordinator to focus on development and implementation of the preparation programs.

To provide education and outreach on fair housing laws and to investigate fair housing cases, the Subcommittee approved a one-time increase of \$146,584 Federal Funds expenditure limitation. In partnership with the U.S. Department of Housing and Urban Development (HUD), BOLI will use the funds to complete dated fair housing cases that have been dual-filed with BOLI and HUD, and to work with the Fair Housing Council of Oregon to provide education and outreach. Additionally, BOLI's Technical Assistance Program will provide training sessions throughout the state on changes to fair housing laws.

The Subcommittee approved the following budget note related to workforce needs of employees of Qualified Rehabilitation Facilities:



**Budget Note:**

The Bureau of Labor and Industries, in consultation with the Department of Administrative Services, will convene a stakeholder workgroup to include not more than four Qualified Rehabilitation Facilities (QRFs) or a representative representing a majority of the QRFs in the state; labor unions representing QRFs; at least one organization representing the disability rights community; and any other interest with employee or business interests related to QRFs that voluntarily participate, during the 2014 interim. The workgroup will meet at least four times to develop concepts to address the workforce support needs of employees with disabilities employed by QRFs. These concepts may be presented to the 2015 Legislative Assembly for possible introduction as a bill.

**Oregon Medical Board**

The Subcommittee approved an updated Package 091 Statewide Administrative Savings, eliminating one position and 0.46 FTE in administration and the remaining reductions taken in services and supplies.

**Board of Nursing**

No revisions were needed to implement Package 091 Statewide Administrative Savings, consistent with the original placeholder reduction.

**Board of Pharmacy**

The Subcommittee approved an updated Package 091 Statewide Administrative Savings, reallocating among expenditure accounts to affect permanent administrative cost reductions. Other Funds personal services reductions of \$3,693 and services and supplies reductions of \$1,503 are reallocated entirely to agency services and supplies.

**Public Utility Commission**

The Subcommittee approved an updated Package 091 Statewide Administrative Savings, eliminating a mailroom assistant position (1.00 FTE). A portion of the reduction originally applied to services and supplies was shifted to personal services.

**Real Estate Agency**

The Subcommittee approved an updated Package 091 Statewide Administrative Savings, eliminating one position and 0.50 FTE.

**Board of Licensed Social Workers**

No revisions were needed to implement Package 091 Statewide Administrative Savings, consistent with the original placeholder reduction.

**Board of Tax Practitioners**

No revisions were needed to implement Package 091 Statewide Administrative Savings, consistent with the original placeholder reduction.

## **ECONOMIC AND COMMUNITY DEVELOPMENT**

### **Oregon Business Development Department**

The Subcommittee increased the General Fund appropriation by \$89,679 to fully restore the Arts Commission's 2% supplemental General Fund ending balance holdback. Lottery Funds expenditure limitations were increased by a total of \$250,000 to partially restore the 2% supplemental Lottery Funds ending balance holdbacks to the Shared Services and Business, Innovation, and Trade Divisions. No additional Lottery Funds are allocated from the Administrative Services Economic Development Fund for this partial restoration of the holdback amounts, or for Lottery Funds expenditure limitation increases provided for compensation cost increases; the agency will finance these expenditures out of sufficient cash balances of Lottery Funds in the division budgets.

The Subcommittee established a \$1,150,000 Lottery Funds expenditure limitation for the Business, Innovation and Trade Division for support of the Oregon Manufacturing Extension Partnership and for port property redevelopment. The expenditure limitation is established on a one-time basis and will be phased out in the development of the agency's 2015-17 biennium current service level. The expenditure limitation was established to provide a special payment of an additional \$750,000 to support the Oregon Manufacturing Extension Partnership, and a special payment of \$400,000 to the Port of Port Orford for redevelopment of the Cannery Building owned by the Port.

The Subcommittee increased the Regional Solutions Other Funds expenditure limitation in the Infrastructure Finance Authority program area by \$9,349,999, and increased the general Infrastructure Finance Authority Other Funds expenditure limitation by \$240,594, to authorize distribution of lottery revenue bond proceeds to support Regional Solutions projects, and to pay bond-related costs, respectively. These Other Funds expenditure limitation increases are approved on a one-time basis only, and will be phased out in the development of the agency's 2015-17 biennium current service level.

The 2013-15 biennium budget includes authorization of up to \$10 million of lottery revenue bond proceeds for Regional Solutions projects. In the 2013 session, the Legislature established a \$1 Other Funds limitation on Regional Solutions project expenditures, pending submission of specific projects for review. A total of \$9,350,000 of Regional Solutions project expenditures were approved. The approved project names and associated funding levels are listed below:

- North Central Region – North Central Oregon Attainable Housing Revolving Loan Fund (\$2 million)
- South Central Region – Removing Stringent Air Quality Permitting Requirements (\$1.5 million)
- South Central Region – Innovation and Learning Center (\$500,000)
- Mid-Valley Region – White's Rail Siding (\$300,000)
- Mid-Valley Region – Carlton Water Infrastructure (\$500,000)
- Mid-Valley Region – Job Growers Workforce Investment Board (\$550,000)
- North Coast Region – Rainier Rail Corridor (\$2 million)
- South Coast Region – Portable Dredge Purchase (\$2 million).

The Subcommittee also approved a change in the use of \$12 million of Other Funds lottery revenue bond proceeds previously authorized in the 2013 session for transfer to the Special Public Works Fund. Of this amount, \$3 million of proceeds are redirected to the Marine Navigation Improvement Fund for coastal port dredging; with the remaining \$9 million of proceeds to be transferred to the Special Public Works Fund.

Finally, the Subcommittee approved the implementation of the agency's Package 091 reductions. The implementation includes permanent fund shifts in the financing of two agency positions in the Shared Services/Central Pool program area. The two positions, formerly Lottery Fund-financed, will now have 22% of their personal services costs funded by Other Funds generated by agency programs. This action supports a \$100,000 fund shift from Lottery Funds to Other Funds approved with Package 091 in the agency budget.

### **Employment Department**

The Subcommittee approved an updated Package 091 Statewide Administrative Savings, eliminating two positions in the Unemployment Insurance division (a Public Affairs Specialist at .75 FTE and an Information Support Specialist at 1.00 FTE), eliminating three positions in the Business and Employment Services division (an Executive Support Specialist, a Safety Specialist and an Office Specialist, 3.00 FTE), and eliminating one position in the Research division (an Economist, 1.00 FTE). A portion of the reduction was shifted from personal services to services and supplies.

House Bill 5201 includes an increase of eight positions (5.35 FTE) and additional expenditure limitation in the amount of \$3,947,126 Other Funds and \$4,757,762 Federal Funds for grant awards, supplemental federal funding for unemployment insurance programs, Office of Administrative Hearings caseload, and information technology needs.

### **Housing and Community Services Department**

The Subcommittee approved an updated Package 091 Statewide Administrative Savings, reducing number of months on three positions (two Information Systems Specialists with a reduction of 0.50 FTE each, and a Procurement and Contract Specialist reduced by 0.62 FTE). Over all, personal services were reduced by \$227,189 Other Funds and \$99,918 Federal Funds; services and supplies were reduced by a total of \$113,376 Other Funds and \$14,195 Federal Funds; and capital outlay was reduced by \$1,825 Other Funds. All reductions are allocated to the Business Operations unit of the agency's Central Services program.

The Subcommittee approved a restoration of \$42,326 of the 2% supplemental ending balance holdback that was included in the agency's original legislatively adopted budget for 2013-15. That represents 25% of the initial holdback. The funding is restored to the agency's General Fund programs as follows:

- Foreclosure Counseling (SB 1552): \$10,231
- Emergency Housing Assistance: \$11,625
- State Homeless Assistance Program: \$6,604
- Low Income Rental Assistance: \$1,122
- Oregon Hunger Response Fund: \$6,628
- Court Appointed Special Advocates: \$5,755
- Housing Choice Landlord Guarantee Program: \$361

The Transportation and Economic Development Subcommittee recommended operational funding for the 2014 state fiscal year for the Housing and Community Services Department after receiving a report on the results of the agency's review of services and delivery options. The goals of the review included identifying and eliminating duplication and fragmentation in service delivery, as well as efficiencies that could help to address an anticipated operating deficit of \$8 million in 2015-17. Report recommendations include simplifying program rules and reporting requirements; implementing shared services arrangements for some administrative functions; redesigning policy and governance structure to provide clear guidance and priorities; moving local service delivery partners toward performance based contracting over time; and moving food and volunteer programs to other areas of state government. The Subcommittee discussed the importance and expectation of a more detailed implementation plan for the report recommendations. Subcommittee members also conveyed the expectation that legislative policy committees should be the venue in which changes to agency advisory bodies are discussed and determined, and that such policy discussions not be circumvented by the Executive or budget process.

Given that the majority of recommendations require additional work to develop specific implementation plans, the Subcommittee recommendation for 2014 funding is predicated on continuing programs for the remainder of the biennium within the existing agency structure. The agency will begin the process of administrative rule review immediately, to begin identifying changes that will simplify grant administration and remove unnecessary reporting and monitoring requirements. Recommendations with budget and staffing implications will be proposed for implementation in conjunction with the 2015-17 budget process, along with changes to Key Performance Measures.

House Bill 5201 repeals three special purpose appropriations related to HCSD, and instead appropriates a total of \$8,765,066 million in General Fund to the agency; \$8.5 million of this is for fiscal year 2014 operations and \$225,000 is for a one-time increase in support for the Oregon Hunger Response Fund. Fiscal year 2014 agency operations costs amount to \$60,528,131 Other Funds, \$39,500,000 Federal Funds, \$122,795,359 Other Funds Non-Limited, \$54,000,000 Federal Funds Non-Limited, and 74.36 FTE. The above amounts include employee compensation distribution amounts, and are consistent with the 2014 operating expenditure limitation recommended by the Subcommittee on Transportation and Economic Development.

Additional one-time General Fund in the amount of \$1.5 million for the Emergency Housing Account and \$500,000 for the State Homeless Assistance Program was also approved (along with a corresponding increase of \$1.5 million in Other Funds expenditure limitation for the Emergency Housing Account). As these programs are ongoing, the Housing and Community Services Department is not anticipated to incur or capture additional administrative expenses from this supplemental funding. Other Funds expenditure limitation of \$2,555,025 is added to provide additional one-time support for affordable housing preservation, funded by lottery bonds authorized in Senate Bill 5703; \$55,025 of this amount is attributable to bond-related costs.

### **Department of Veterans' Affairs**

The Subcommittee approved an updated Package 091 Statewide Administrative Savings, shifting the majority of personal services savings in the Loan Program to services and supplies, in consideration of previous position reductions taken in the legislatively adopted budget (elimination of 12.00 FTE in the Loan Program). As modified, Package 091 reductions eliminate one position (0.20 FTE) and total \$16,426 in personal services, and \$136,794 in services and supplies in the Loan Program, and \$153,224 in services and supplies reductions in the Veterans' Home program.

The Subcommittee approved a restoration of \$43,959 of the 2% supplemental ending balance holdback that was included in the agency's original legislatively adopted budget for 2013-15. That represents 25% of the initial holdback. The funding is restored to the agency's General Fund programs in the following amounts:

- Counseling and Claims: \$2,198
- County Veterans Service Officers special payments: \$21,971
- Aid programs administered by the Oregon Department of Veterans' Affairs: \$19,342
- Special Payments to National Service Organizations: \$448

House Bill 5201 includes additional Other Funds expenditure limitation in the amount of \$6,230,000 for two additional positions (1.13 FTE), and planning, marketing, start up and operating costs associated with the second Veterans' Home in Lebanon, Linn County. The home is scheduled to open in the fall of 2014.

Federal Funds expenditure limitation in the amount of \$300,000 was established to accommodate the possible receipt of a federal grant for transportation services to veterans in highly rural areas of the state. Expenditure limitation was approved, with the understanding that the Department of Administrative Services would unschedule the limitation until the Oregon Department of Veterans' Affairs was notified that its grant application was successful. No additional matching funds or position authority is required to administer the funds, which will be passed through to Baker, Gilliam, Grant, Morrow, Sherman and Wheeler Counties. The agency anticipates a notice of award in April, 2014.

### **Oregon State Lottery**

The Subcommittee approved a budget note requiring the Oregon State Lottery to submit a report to the Emergency Board on the feasibility of establishing a veterans-themed lottery raffle game.

#### **Budget Note:**

The Oregon State Lottery shall report to the Emergency Board, no later than September 2014, on the feasibility of establishing a dedicated lottery raffle game that has a veteran-oriented theme or indicates that the proceeds benefit veteran's education and economic development related to veterans. The report shall identify the impacts of establishing the game on the operations of the State Lottery, and include a projection of the level of net revenues available from a dedicated game for veteran's education and economic development, and a projection of the impact of the game on the level of net revenues otherwise available for transfer to the Administrative Services Economic Development Fund.

## **EDUCATION**

### **Department of Community Colleges and Workforce Development**

Based on their budgeted amount for their agency Operations budget, the Department of Community Colleges and Workforce Development (CCWD) has funding for the equivalent of 8.65 FTE in the General Fund budget passed by the 2013 Legislature. Given the demand for the General Fund related workload, the General Fund staff compliment should be closer to 13.00 FTE. As a result, CCWD estimated their General

Fund budget is underfunded by \$884,136. The agency identified almost \$350,000 in savings by keeping three positions vacant and switching the funding on another position, reducing the remaining General Fund gap to \$535,087. To fill this remaining shortfall, the Subcommittee approved the following one-time actions; (1) assumed additional revenue from work done by CCWD staff for the Higher Education Coordinating Commission (HECC) of \$64,000 to offset General Fund need and increased the Other funds expenditure limitation by this amount, (2) assumed \$100,000 of debt service savings from the delay of building projects at community colleges that is freed up to offset the Operations budget gap, (3) appropriated \$250,000 General Fund, and (4) transferred \$121,087 from the Strategic Fund of the Community College Support Fund to the agency Operations budget.

The Subcommittee approved the establishment of an Other Funds expenditure limitation in the amount of \$46,469 for the payment of the issuance costs associated with the sale of Lottery bonds for the Central Oregon Community College's Student Success Center in the remodeled Cascades Hall.

The Subcommittee did not restore any of the \$287,715 General Fund reduced in the Department of Community College and Workforce's legislatively adopted budget for the 2% supplemental ending balance holdback.

As a result of Package 091 relating to Statewide Administrative Savings in 2013, CCWD's Operations budget was reduced by \$357,844 total funds (\$39,363 General Fund, \$55,892 Other Funds and \$262,589 Federal Funds). These reductions will be made by eliminating one Accounting Technician position (1.00 FTE), reducing funding for hiring temporary employees, reducing in-state travel, and reducing the amount of resources for contracting out for services. The impact of these reductions will limit the agency's flexibility in addressing and completing short term projects that are requested of the agency or unanticipated needs like information server failures that might occur. These actions will also limit the agency's ability to hire people with specialized expertise that agency staff does not have.

### **Department of Education**

The Department of Education's (ODE) current budget includes \$9.4 million for the Career and Technical Education Revitalization Grant Program as authorized in ORS 344.075. This bill increases the amount available for the program by a one-time \$2 million General Fund appropriation. Grants awarded through this program must be used to enhance the collaboration between education providers and employers by: (1) developing or enhancing career and technical education programs of study; (2) expanding the professional growth of and career opportunities for students through career and technical education programs; (3) assessing the ability of each career and technical education program to meet workforce needs and give students the skills required for jobs in this state that provide high wages and are in high demand; and (4) supporting the achievement of the high school diploma requirements

The Legislature in 2013 provided an additional \$7.5 million General Fund for the Career and Technical Education (CTE) Revitalization Grant Program, and this bill adds a further \$2 million General Fund to the program without adding any resources for the administration, monitoring and technical assistance related for the program. The Subcommittee approved a transfer of \$230,537 General Fund from the Grant-in-Aid budget of the agency to the Operations budget, and the establishment of three positions (1.25 FTE) for these functions.

A special purpose appropriation to the Emergency Board of \$4.6 million General Fund was made in 2013 for student assessments. The Subcommittee approved the repeal of this special purpose appropriation, and instead approved a \$4.4 million General Fund direct appropriation

to ODE to augment the \$16 million total funds currently in the agency's budget for student assessments. This additional funding is to be used to purchase a summative assessment system tied to the Common Core standards as well as providing resources to school districts for formative and interim assessment tools. The Department of Administrative Services was instructed to unschedule this additional \$4.4 million until final negotiations with the assessment contractors are completed.

**Budget Note:**

The Department of Education is instructed to provide at least \$2 million of the total amount in the budget for student assessments as payments to school districts for formative and interim assessment tools.

ODE's Early Learning Division received an additional \$10.1 million Federal Funds in resources through the Race to the Top grant program of the U.S. Department of Education. The agency plans to spend \$5.5 million of these funds during the 2013-15 biennium. The funds will be used for a variety of purposes including increasing the use of the Tiered Quality Rating and Improvement System (TQRIS), professional development of early learning providers, and for a statewide referral system for information on early childhood services. The Subcommittee approved Federal Funds expenditure limitation increases split between the Early Learning Grant-in-Aid budget for grants to organizations (\$3,955,190 Federal Funds) and the agency's Operations budget (\$1,547,971 Federal Funds) for contracts, staffing and other agency costs. Seven limited duration new positions (4.11 FTE) were approved for establishment. Five current positions will also be funded with these new resources.

The Subcommittee approved an additional one-time \$1.0 million General Fund appropriation for the Long Term Care and Treatment programs which provide educational services to students in residential and day treatment centers as defined in ORS 343.961. In approving this additional funding, the Subcommittee expects all of the \$1.0 million will be provided to the entities who directly provide educational services to these students.

**Budget Note:**

Prior to May 1, 2014, the Department of Education is instructed to provide the School Funding Task Force established by House Bill 2506 (2013) with information to assist the Task Force in formulating recommendations relating to the level and allocation of funding for the Long Term Care and Treatment program. This information must include: (1) the actual costs of providing adequate and comparable educational services to students who receive services under the program; (2) various alternatives for allocating and distributing funding to these programs in an equitable manner to maximize the amount that is used for direct educational services to these students; (3) alternatives of metrics for measuring the effectiveness of the programs and providers of these educational services; and (4) other information the Task Force requests. The Task Force, with the assistance of the Department, shall work with various stakeholders including providers, school districts and others in formulating recommendations to the 2015 Legislature regarding the level and distribution of funding for the program.

The 2013 Legislature provided \$1,789,557 General Fund for a special purpose appropriation to the Emergency Board for program funding for the second year of the biennium for youth development grants, performance-based contracts, and services provided at the local level. The Subcommittee approved the repeal of this special purpose appropriation, and redirected those resources as a General Fund appropriation to the Department of Education. The agency's Youth Development Division submitted a plan for investing and distributing these funds to the Interim Joint Ways and Means Committee in January 2014 which approved the use of these funds for the Youth and Innovation Grant Fund. This Fund

provides resources for new innovative approaches to improve education and workforce success for those youth disconnected or at risk of disconnecting from the education system and labor market. Most of this funding (\$1.6 million General Fund) will be for grants to local entities, while the remaining \$189,557 General Fund will be used for the administration of the youth development programs.

The Subcommittee approved a total of \$5,948,790 General Fund in restorations to the ODE budget, representing just under 70% of the amount reduced in the legislatively adopted budget for the 2% supplemental ending balance holdback. All of the 2% reductions were restored for the following programs: (1) Oregon Pre-Kindergarten program (\$2,548,483); (2) other early learning programs (\$673,910) including Early Learning Hub funding, Health Families Oregon, Relief Nurseries, and Early Learning Kindergarten Readiness grants; (3) youth development grant programs (\$114,982); (4) staffing costs at the Oregon School for the Deaf (\$222,340); and (5) the newly authorized strategic education initiatives (\$436,976). Other restorations were \$1,080,405 for the Early Childhood Special Education programs, and \$562,775 for the Early Intervention program. Finally, a total of \$308,919 in the agency Operations budget was restored for nursing program support to school districts, youth development program administration, and licensing of Head Start programs.

As a result of Package 091 relating to Statewide Administrative Savings in 2013, ODE's Operations budget was reduced by \$814,374 total funds. The budget passed by the 2013 Legislature included over \$75 million total funds in new or expanded initiatives without a corresponding increase of resources in administrative activities. Based on this, the Package 091 related reductions for ODE did not include any staff reductions; but included service and supply cuts to the budget, personnel, accounting and payroll, and procurement functions totaling \$280,576 total funds. Another \$533,798 total funds was reduced from the information technology budget, most of it coming from resources for assessment related contracts. Overall, \$276,887 General Fund, \$123,622 Other Funds, and \$413,865 Federal Funds was reduced from the ODE Operations budget.

The Federal Funds expenditure limitation for early learning programs is increased by \$2.2 million to reflect a larger carry-forward of child care related funds from 2011-13 and larger current biennium revenues from the federal Child Care Development Fund. These additional revenues will be used to increase funding for the Employment Related Day Care program administered by the Department of Human Services.

### **State School Fund**

The State provides payments funded by the State School Fund for Local Option Equalization Grants authorized in ORS 327.339. The Department of Education (ODE) makes those grant payments to school districts as Other Funds, but the current budget does not have sufficient Other Funds expenditure limitation for the current biennium. The Subcommittee approved a \$3,535,581 increase in Other Funds expenditure limitation which is the estimate at this time of the grants that must be paid during 2013-15.

### **Higher Education Coordinating Commission**

In development of the 2013-15 budget for the Higher Education Coordinating Commission (HECC), there was an inadvertent double counting of funding of \$249,175 General Fund in the costs of the Commission's meeting and operating costs. The Subcommittee reduced this amount from the HECC budget.

The Subcommittee did not restore any of the \$45,957 General Fund reduced in the Higher Education Coordinating Commission's legislatively adopted budget for the 2% supplemental ending balance holdback.



## **Oregon Education Investment Board**

The Subcommittee restored \$30,794 General Fund to the Oregon Education Investment Board (OEIB) which represents 25% of the amount reduced in the OEIB's legislatively adopted budget for the 2% supplemental ending balance holdback. This restoration will allow the OEIB to fund data analysis and policy research on best practices, investment strategies, and polices relating to early learning and primary literacy.

The OEIB and other education agencies presented an initial business case and related project management materials for the Statewide Longitudinal Data System to the Education Subcommittee of the Joint Committee on Ways and Means. The Education Subcommittee recommended the project staff continue to refine the business case, provide more detailed planning and project management materials, and contract with an independent Quality Assurance contractor to move on to the next steps in the implementation of this project. This work is to be completed with existing resources in the Oregon Department of Education's budget.

### **Budget Note:**

The Oregon Education Investment Board (OEIB) is directed to work with the Oregon Department of Education (ODE), the Higher Education Coordinating Council (HECC), other education related agencies, and the Office of the State Chief Information Officer to refine the business case and develop a comprehensive set of foundational project management documents including a detailed project budget and schedule for the design, development and implementation of the State Longitudinal Data System for P-20W Education. The OEIB, ODE, HECC and other agencies must follow State Chief Information Officer standards in the development of these materials; and submit them to the State Chief Information Officer for review in compliance with Department of Administrative Services and State Chief Information Officer rules, policies and standards for project review, approval and oversight. An independent Quality Assurance contractor must be selected to complete quality control reviews of the refined business case and foundational project management documents. In addition, the independent Quality Assurance contractor must complete a project risk assessment. Prior to requesting additional funding for the Statewide Longitudinal Data System, OEIB and other agencies must submit the quality control reviewed business case and foundational project management documents and the project risk assessment, along with a recommendation on the project from the State Chief Information Officer to the Legislative Fiscal Office. The OEIB and other agencies are directed to report to the Emergency Board during each of the Emergency Board's meetings prior to January 1, 2015 on the status of the project and/or to request the authority to proceed with the project once the above requirements have been met.

## **Oregon Health and Science University**

The Subcommittee approved a total of \$200,035,290 Other Funds expenditure limitation in the Department of Administrative Services for disbursement of bond proceeds to Oregon Health and Science University (OHSU) for the construction of research, clinical, other related facilities, and for bond related costs for the expansion of the OHSU Cancer Institute. Senate Bill 5703 contains authorization to issue up to \$161,490,000 in Article XI-G general obligation bonds (debt service to be paid with General Funds) and \$38,545,290 in lottery bonds (debt service to be repaid with Lottery Funds) for the Cancer Institute for disbursement to OHSU. Before these Article XI-G and Lottery bonds may be issued, OHSU must raise at least \$800 million in gifts, grants and other revenues through OHSU's Cancer Challenge campaign. The bond proceeds will be used: (1) to construct a research building on the Schnitzer Campus which will include wet laboratory facilities, bio-computing space and research support facilities; and (2) for additional floors in the Center for Health and Healing II (CHH II) building already planned for construction for clinical trial space. Debt service payments on these bonds to be paid beginning in the 2015-17 biennium are estimated at \$23,357,272 General

Fund and \$6,669,787 Lottery Funds. A budget note is included in the Oregon Health Authority section of this budget report instructing OHSU, other health care providers and Coordinated Care Organizations to develop recommendations relating to access to services for Medicaid clients.

### **Oregon Student Access Commission**

Funding for the Oregon Opportunity Grants is increased by \$2.3 million in the Oregon Student Access Commission's (OSAC) budget by increasing the expenditure limitation for Lottery Funds funded by allocations from the Education Stability Fund. This amount is anticipated to provide an estimated 1,150 more grants to post-secondary students at an average of \$2,000 during the 2013-15 biennium. These additional resources are from carry-forward funds from the 2011-13 biennium that are available for this purpose.

The Subcommittee did not restore any of the \$2,332,612 General Fund reduced in the OSAC's legislatively adopted budget for the 2% supplemental ending balance holdback, almost all of which was reduced from the Oregon Opportunity Grant program. As noted above, \$2.3 million of Lottery Funds was added to this program for the remainder of the biennium.

As a result of Package 091 relating to Statewide Administrative Savings in 2013, OSAC's Operations budget was reduced by \$41,153 total funds (\$17,284 General Fund and \$23,869 Other Funds). The Commission plans to take \$19,030 total funds of this reduction in State Government Service Charges since Commission staff has assumed some of the administrative responsibilities (without new resources) that the Department of Administrative Services (DAS) provided in the past. The remaining reductions will be taken from other services and supplies (\$11,290 total funds), Office Expenses, and other services and supplies categories. Since the original 091 reduction was split between personal services and services and supplies, all of the original \$31,666 total funds in the personal services reduction will have to be transferred to services and supplies category.

### **Teacher Standards and Practices Commission**

The Teacher Standards and Practices Commission's (TSPC) budget was reduced by \$13,537 Other Funds as a result of the passage of the Package 091 relating to Statewide Administrative Savings. The Commission will take these reductions by cutting \$8,135 from the budget for overtime and related personal services, and \$5,402 from other services and supplies.

### **Oregon University System**

The Subcommittee approved a special one-time General Fund appropriation of \$2,000,000 for the four technical and regional universities and Portland State University to help fund new compensation agreements for classified staff. Of the \$2,000,000 appropriation, \$850,000 is for Portland State University, with the remainder to be shared by Eastern Oregon University, Southern Oregon University, Western Oregon University, and the Oregon Institute of Technology. The Subcommittee also approved a one-time \$500,000 General Fund appropriation to both Eastern Oregon University and Southern Oregon University as temporary bridge funding to assist the universities for the remainder of the biennium as they address budget shortfalls.

The Subcommittee also disappropriated \$4,500,000 General Fund from the appropriation supporting the Chancellor's Office with direction the Chancellor's Office utilize existing fund balances to continue operations for the remainder of the 2013-15 biennium. A total of \$3.5 million General Fund was appropriated to the Emergency Board as a special purpose appropriation to be allocated for future costs associated with higher

education governance changes, including costs incurred by the Higher Education Coordinating Commission as duties and responsibilities are transferred from the Chancellor's Office to the Commission and for impacts on the budgets of the four technical and regional universities.

The Subcommittee approved the following budget note related to the closure of Blue Mountain Recovery Center in Pendleton, and clarified that this work should be done within the existing Oregon Solutions General Fund budget of \$2.2 million for 2013-15. The parties involved are expected to include a number of local and regional entities, as well as the Department of Administrative Services, Oregon Business Development Department, Department of Corrections, Oregon Health Authority, Department of Veterans' Affairs, and the Regional Solutions program within the Governor's Office. Other parties may be identified as the work proceeds.

**Budget Note:**

The closure of the Blue Mountain Recovery Center will have a major economic impact on the city of Pendleton and the surrounding region. In order to address the challenges associated with the closure, a state and local conversation needs to occur, and a strategy needs to be developed, to mitigate the effects and chart a path forward for the community. The strategy should address how the state can invest resources in the community to ensure the economic effects on the community as a whole are addressed, to the extent possible. The strategy should also seek to leverage investments from the federal government in addressing the challenge and engage other private and civic organizations to the extent they can be of assistance. In carrying out the development of a strategy, the Oregon Solutions program at Portland State University shall provide staffing to bring the needed parties together to develop a mutually supported plan. The Oregon Solutions program shall report in September 2014 to the Emergency Board on the plan.

**HUMAN SERVICES**

**Commission for the Blind**

The Subcommittee approved an updated Package 091 Statewide Administrative Savings in which a small portion of the agency's reduction was moved from services and supplies to personal services. The Subcommittee also approved the restoration of \$31,287 of the 2% supplemental ending balance holdback that was included in the agency's original legislatively adopted budget for 2013-15. This represents 100% of the initial holdback.

The agency's budget is reduced by \$1,043,821 Other Funds expenditure limitation and 0.75 FTE to reflect the elimination of the Oregon Industries for the Blind program effective December 2013. This was an alternative work and vocational program specializing in serving clients with multiple disabilities who are both developmentally disabled and blind. Historically the program had served about 40 clients, and all clients have now been placed in other programs.

**Oregon Health Authority**

The Oregon Health Authority (OHA) budget is organized into several program areas including Health Care Programs, Addictions and Mental Health, and Public Health, as well as Central and Shared Services. House Bill 5201 adjusts the OHA budget for updated pricing of program caseloads, costs, and revenues to help "rebalance" the budget. This information was presented at the January 2014 meeting of the Interim Joint

Committee on Ways and Means. Most notable are additional costs of \$26.9 million General Fund related to loss of federal match for Alcohol & Drug residential facilities that have more than 16 beds, claims costs for hospital patients thought to be eligible for Medicaid but not yet through the formal eligibility process, and additional costs to keep Blue Mountain Recovery Center open through March 2014. The rebalance also includes \$67.9 million General Fund savings, related to caseload changes, federal match rate changes, and one-time Other Funds revenues received above forecasted amounts.

The approved rebalance plan includes additional Federal Funds expenditure limitation of \$1.1 billion mostly related to faster enrollment of new clients under the Affordable Care Act (ACA) expansion than was originally forecast. The plan also includes some agency restructuring. A new budget structure called Health Policy Programs is created, with budget and staff being transferred from Central Services and Medical Assistance Programs. A second budget structure is created for the transfer of the Oregon Health Licensing Agency into OHA effective July 1, 2014 per House Bill 2074 (2013).

The agency continues to face a number of budget risks that were not explicitly included in the rebalance plan. These include changes to caseloads, federal sequestration reductions, the Oregon State Hospital budget, and state expenditures required to meet the federal Designated State Health Programs (DSHP) waiver conditions. House Bill 5201 establishes a new special purpose appropriation of \$24 million, to be allocated to OHA or the Department of Human Services for caseload costs or other budget challenges that the agencies are unable to mitigate.

In addition to the rebalance adjustments, the adjusted budget reflects a number of actions to be taken as a result of the \$38.8 million General Fund withheld in the legislatively adopted budget for the 2% supplemental ending balance. The Subcommittee approved a restoration of \$9.7 million as part of the statewide restoration. That represents 25% of the initial holdback. Other actions taken include program reductions of \$4 million General Fund and the use of \$25.1 million in one-time revenues.

With the addition of certain other actions beyond that already described, the approved adjustments result in an overall \$1.1 billion increase in the agency's total funds budget, but a \$27.2 million General Fund decrease. These actions also result in a \$36.4 million increase in Other Funds expenditure limitation, a \$1.1 billion increase in Federal Funds limitation, and an increase of 39 positions (20.74 FTE). These numbers do not include changes related to employee compensation cost changes.

A more detailed description of each program area follows.

#### Health Care Programs

The budget adjustments in House Bill 5201 reflect a net \$62.6 million decrease in General Fund in the Medical Assistance Programs (MAP) budgets, with a \$24.8 million increase in Other Funds limitation and a \$1.2 billion increase in Federal Funds limitation.

The rebalance plan for MAP approved by the Subcommittee includes overall savings of \$67.9 million General Fund, related to caseload changes, federal match rate changes, a reduction in the clawback payment to the federal government, and one-time Other Funds revenues received above forecasted amounts. Increased costs include a \$1.8 million shortfall in tobacco tax revenue as a result of the latest forecast. The loss of federal match for Alcohol and Drug residential facilities that have more than 16 beds results in a \$15.7 million General cost. The approved rebalance includes a cost of \$7.0 million General Fund to cover claims costs for hospital patients thought to be eligible for Medicaid but not yet through the

formal eligibility process. During the period before the patient completes the formal eligibility process, the federal match for services already received is at the state's regular match rate. The rebalance changes also include an additional \$1.2 billion in Federal Funds expenditure limitation, primarily because the state is enrolling new clients under the ACA expansion faster than originally forecast.

The MAP budget is also affected by two organizational changes included in the rebalance. A total of \$34 million General Fund that was previously in the MAP budget is transferred to a new budget structure called Health Policy Programs. In addition, a total of \$16.7 million General Fund and \$50.2 million total funds is transferred from Addictions and Mental Health to MAP. This completes another component of the transfer that eventually moves these programs receiving Medicaid match into the CCOs, and so into the MAP budget.

Health Policy Programs will also include the transfer of the Transformation Center from Central Services. The final resulting budget for Health Policy Programs will be \$44.1 million General Fund, \$129.4 million total funds, and 128 positions (122.37 FTE). All these adjustments net to zero agency-wide. As a part of the approved rebalance, a second new budget structure is created for the Oregon Health Licensing Agency, which will transfer to OHA on July 1, 2014 as a result of House Bill 2074 (2013). This program will then be called the Health Licensing Office. The second year budget amount of \$3.8 million Other Funds is added to OHA, as well as the 35 positions (17.50 FTE) in the current agency. There is a corresponding reduction to the budget of the Oregon Health Licensing Agency.

The Subcommittee approved a restoration of \$20.8 million of the 2% supplemental ending balance holdback that was included in the MAP original legislatively adopted budget for 2013-15. This is funded with one-time revenues available in the budget. The agency expects to address the remaining \$2.1 million shortfall by reducing the 2014-15 fee-for-service inflation adjustment for the Oregon Health Plan from 2.4% to 1.2%.

The final budget adjustments include additional General Fund savings of \$24.4 million as a result of the Children's Health Insurance Reauthorization Act (CHIPRA) bonus that was announced in December. A total of \$1.9 million General Fund and \$5.0 million total funds is added to the MAP budget to cover compensation changes for home health care workers who are not state employees. A total of \$12.9 million had been included in a special purpose appropriation for this purpose. That amount is fully distributed to OHA and the Department of Human Services to cover these costs.

The Subcommittee approved the following budget note relating to the health care system, and the role of Oregon Health and Science University within that system:

**Budget Note:**

The Oregon Health Authority will work with health systems, Coordinated Care Organizations, and health care providers to develop recommendations that ensure that Medicaid clients have access to medically appropriate and necessary inpatient or outpatient health services. Factors to be considered will include:

- (a) The acuity of the patient's condition and the urgency of the patient's need for treatment;
- (b) The role of Oregon Health and Science University as the state's only public academic health center;
- (c) The role of Oregon Health and Science University as a health care provider as well as its capacity relative to other hospitals, clinics or facilities in the community; and

(d) Advancing the goals of the triple aim, including factors such as:

- (A) delivery of quality care
- (B) cost
- (C) convenience to the patient
- (D) patient's access to care

OHA will report on the recommendations to the appropriate legislative policy committees before the 2015 session.

#### Addictions and Mental Health

The budget adjustments included in House Bill 5201 for Addiction and Mental Health (AMH) reflect a net decrease of \$3.2 million General Fund, an increase of \$9.2 million Other Funds limitation and a decrease of \$36.6 million Federal Funds limitation.

The rebalance plan approved by the Subcommittee includes a cost of \$2 million General Fund to keep Blue Mountain Recovery Center open until the end of March 2014. This is offset by savings of \$0.2 million General Fund as a result of the increase in the federal match rate. In addition, the budget is decreased by \$19.4 million General Fund as a result of transfers and technical adjustments. This is primarily the result of the transfer of another component of the remaining programs in AMH that will be moved to the CCOs during this biennium.

The Subcommittee approved a restoration of \$11.4 million of the 2% supplemental ending balance holdback that was included in the AMH original legislatively adopted budget for 2013-15. The agency expects to address the remaining \$1.9 million shortfall by eliminating the development of one 5-bed residential treatment home, and delaying the opening of two others by a few months.

If House Bill 4124 becomes law, the current youth suicide prevention coordinator in Public Health will move to AMH and take on a number of new responsibilities, including a new focus on intervention. AMH will coordinate with Public Health on funding to continue a position in Public Health that will continue to focus on prevention. Both these positions will have an important role to play as the new investments in children's mental health are implemented.

The Subcommittee approved a General Fund appropriation of \$50,000 for the Buckley sobering center of Willamette Family Treatment Services. This is one-time funding to establish a pilot at the center, in order to determine the efficacy of allowing the sobering center to sign clients up for the Oregon Health Plan, if appropriate, as well as the effectiveness of including peer support navigators on staff to facilitate on-going treatment. AMH and the center will report the results of the pilot during the 2015 legislative session.

House Bill 5201 includes an additional \$2.9 million General Fund to increase rates for Alcohol and Drug adult residential facilities. House Bill 5008 (2013) set aside a special purpose appropriation of \$3.3 million for this purpose, and the agency was directed to do a study on both the youth and adult systems. The agency presented that study to the 2014 Legislature. The \$2.9 million will allow the agency to increase the indigent (non-Medicaid) rate for adults from the current \$105.50 per bed per day up to \$120.00 (both rates include the current \$20 rate for room and board). This increase will be for both years of the biennium. This brings the indigent rate up to the same level as the Medicaid fee-for-service and CCO rate. In addition, the room and board rate will be increased from \$20.00 to \$24.00 for indigent, fee-for-service and CCOs,

effective January 1, 2014. It is not ideal to increase the room and board rate, because that portion of the total rate cannot be matched. However, an increase in the treatment portion of the rate would flow through the CCO budgets, and they are capped at this time.

The Subcommittee approved the agency plan to spend the remaining \$10 million Other Funds revenues from the increase in the cigarette tax that was dedicated to community mental health programs. AMH plans to invest \$5 million of the funding in rental assistance programs through the current structures within the agency. For the other \$5 million, AMH plans to partner with the National Alliance on Mental Illness (NAMI) and the Oregon Residential Provider Association (ORPA) for development of supported housing for individuals with mental illness, who will seek out grants, gifts and contributions to supplement the state money to support this development. The state funding will provide not more than 20% of the costs for the construction of the housing, and up to 50% of the start-up costs of the housing. The partners will convene a work group to advise in developing and prioritizing the list of projects. In order to ensure that the money available is invested this biennium, timelines will be established for funds to be committed. Funds that are not committed by those deadlines will be utilized for additional rental assistance funding. The partners have agreed on a Memorandum of Understanding that lays out these details. This \$5 million funding is to be considered one-time for purposes of 2015-17 budget development. The Subcommittee approved the following budget note:

**Budget Note:**

Addictions and Mental Health, the National Alliance on Mental Illness, and the Oregon Residential Provider Association shall report back to each of the interim Emergency Board meetings on the status of all projects being considered or funded. The report should include information on each project, including location, timelines, various funding sources, number of housing units total, and number of housing units specifically for persons with mental illness. At least 10 days before a contract is signed by the Oregon Health Authority for any specific project, the agency shall notify Legislative Leadership and the Legislative Fiscal Office of their intent to sign a contract and the details of the contract.

**Public Health**

The budget adjustments included in House Bill 5201 for Public Health reflect a net increase of \$1.2 million General Fund, and a decrease of \$0.1 million Other Funds limitation and \$0.5 million Federal Funds limitation.

The Subcommittee approved a restoration of \$0.7 million, or all of the 2 % supplemental ending balance holdback that was included in the Public Health legislatively adopted budget. The special purpose appropriation for dental pilot projects of \$100,000 was eliminated and placed in this budget. This will enable the agency to provide staff to implement the program originally envisioned in Senate Bill 738 (2011). The Subcommittee also approved additional funding of \$270,000 for breast and cervical cancer screening services. About \$100,000 of this was needed to backfill funding shortfalls recently communicated to the agency by the Komen Foundation.

Public Health programs had three fee schedules that were approved by the Department of Administrative Services and implemented administratively during the interim. These were ratified as a part of House Bill 5202, the statewide fee ratification bill. These include the fees related to the regulation of non-transplant anatomical research recovery organizations, registration of medical marijuana facilities, and the Oregon State Public Health Laboratory fees for communicable disease tests.

The Subcommittee approved the following budget note:

**Budget Note:**

The Oregon Health Authority will report to the Emergency Board in September 2014 on plans to appoint a state dental director as part of the agency's 2015-17 budget request. The report will include a position description outlining the duties of this position and the estimated costs to fill the position.

**Central and Shared Services/Statewide Assessments and Enterprise-wide Costs**

The budget adjustments included in House Bill 5201 reflect net decreases of \$7.3 million General Fund, \$3.6 million Other Funds limitation and \$81.9 million Federal Funds limitation.

The reductions in these budgets are primarily the result of transferring the budget and staff from the Office of Health Policy and Research and the new Transformation Center, both currently in Central Services, over to the new Health Policy Programs. These actions are included in the rebalance. The Subcommittee approved a restoration of \$1.8 million, or all of the 2% supplemental ending balance holdback that was included in the legislatively adopted budget.

An updated Package 091 Statewide Administrative Savings was approved in which a portion of the agency's reduction was moved from services and supplies to personal services. These reductions are all in Shared Services, which for OHA are the information technology services provided to both OHA and the Department of Human Services. One of the strategies for efficiencies is to do more projects with agency staff, rather than hiring contractors to perform the work at a higher price. The agency also expects to reduce expenditures related to mainframe printing by working with recipients to see which reports are still used. There are also opportunities to standardize software tools and reduce the amount of annual maintenance and support required.

**Department of Human Services**

The Department of Human Services (DHS) 2013-15 budget is organized through eight budget structures and five appropriations. The budget structures reflect five direct program areas (Self Sufficiency, Child Welfare, Vocational Rehabilitation, Aging and People with Disabilities, and Developmental Disabilities) and three program support functions (Central, Shared Services, and State Assessments and Enterprise-wide Costs). In addition, the agency's rebalance plan approved by the Subcommittee as part of House Bill 5201 adds a new program structure – Program Design Services – to consolidate and better capture cross-program work, such as licensing and regulatory oversight. The funding and position transfers from the programs to the new structure drive decreases in program budgets that net out across the agency; these should not be confused with program reductions.

Setting aside statewide budget issues, the agency's rebalance plan, which was presented at the January 2104 meeting of the Interim Joint Committee on Ways and Means, generates a net savings of \$0.5 million General Fund. This net positive position reflects both costs and savings tied to agency caseloads, costs per case, and a slightly higher federal percentage for FMAP eligible costs. It also accounts for new program funding gaps identified since the 2013 session, including \$2.2 million General Fund needed to avoid going to a wait list for Vocational Rehabilitation services and \$1.9 million General Fund to cover a 6% interim rate increase for employment services providers in the Developmental Disabilities program.



The rebalance plan also contains several technical adjustments/transfers within the agency and between DHS and the Oregon Health Authority. Internal DHS changes, mostly tied to allocating costs and budget with more precision than was used during budget development, net to zero. There is a net increase of \$1.8 million General Fund in the DHS budget due to the realignment of costs between DHS and OHA associated with mental health facility development and outreach services; changes between the two agencies net to zero.

In addition to rebalance adjustments, the Subcommittee approved a direct restoration of \$11.4 million General Fund withheld in the legislatively adopted budget for the 2% supplemental ending balance; this represents 25% of the holdback amount. Through the use of one-time revenues in both OHA and DHS, including \$3.3 million Federal Funds in bonus revenue received under the Supplemental Nutrition Assistance Program (SNAP) and \$15.0 million Federal Funds in Temporary Assistance for Needy Families (TANF) carryforward revenue, the remaining holdback of \$34.2 million General Fund was covered. The Subcommittee did not make any program reductions, but budget risks do remain. These include changes to caseloads, final sequestration actions, potential federal penalties, litigation and other legal costs, and federal rule changes affecting home care workers.

The Subcommittee approved several other changes (additions) beyond the rebalance and statewide actions. The most significant of these is a series of investments totaling \$8.3 million General Fund (\$9.4 million total funds), which is sourced by \$26 million General Fund set aside side for senior programs during the 2013 Special Session. Overall, House Bill 5201 increased the agency's budget by \$66.8 million General Fund, \$27.0 million Other Funds, and \$125.4 million total funds, or about 2.4% overall. The net change to positions is an increase of 1 position and a decrease of 3.49 FTE, which reflects a mix of phase-ins, position eliminations, and classification changes.

A more detailed description of each program area follows. For context regarding caseload changes, the 2013-15 legislatively adopted budget was based on the spring 2013 caseload forecast; the rebalance adjustments in House Bill 5201 factor in caseload and cost changes tied to the fall 2013 forecast, published in December 2013.

#### Self Sufficiency

The budget adjustments approved by the Subcommittee for the Self Sufficiency (SS) program reflect net decreases of \$19.8 million General Fund, \$13.1 million Other Funds limitation, \$7.4 million Federal Funds limitation, and 77 positions (77.00 FTE).

Rebalance adjustments account for projected growth of about 3% in the overall 2013-15 SNAP caseload from the previous forecast. Embedded in the net increase is a decrease in the number of SS households receiving SNAP, while the number of Aging and People with Disabilities households receiving SNAP continues to grow. Caseloads in the TANF cash assistance programs are down 1% from the spring numbers, at a biennial average of 33,591 families. Overall caseload savings of \$1.0 million General Fund are included in the agency's rebalance calculation. Budget and program risks for these economically-sensitive caseloads include final structure of the SNAP program upon federal reauthorization, growth in participating households associated with increased Medicaid enrollments under the Affordable Care Act, and possible extension of unemployment benefits.

To support implementation of a new program structure, Program and Design Services (PDS), \$9.4 million total funds and 75 positions (75.00 FTE) are transferred out of SS and into PDS. Technical adjustments and transfers account for a decrease of \$44.9 million total funds and 2

positions (2.00 FTE); the largest portion is \$33.4 million totals funds associated with moving the budget for the Modernization project from SS to the Office of IT Business Supports, which is part of the new PDS budget structure.

The Subcommittee approved use of \$18.3 million in one-time federal revenues (SNAP bonus and TANF carryforward) to help fully restore the 2% holdback. Another change outside the agency's rebalance plan is a one-time investment of \$200,000 General Fund to support nutritional programs. Half of the money will help increase the number of summer and after-school food sites by at least 50 over the next year through offering technical assistance and implementing practices to help sustain programs into the futures. The other half, which will be matched with \$100,000 in federal dollars, will be used to help seniors and other eligible groups or individuals with low participation rates access SNAP benefits, update online tools, and develop client education materials around protecting benefit cards.

An increase of \$2,200,000 Other Funds expenditure limitation was also approved by the Subcommittee and should allow the Employment Related Day Care (ERDC) program to achieve an average monthly caseload of 8,500 over the last 12 months of the biennium. One-time funding to support this increase is available due to a higher than anticipated amount of Child Care Development Fund (CCDF) carryforward revenue from the 2011-13 biennium. While the budget continues to be inadequate to meet program needs – there are currently over 800 families on the waiting list – the Legislature is committed to improving program effectiveness and flexibility within available resources. With this goal in mind, the Subcommittee adopted the following budget note:

**Budget Note:**

The Oregon Department of Education - Early Learning Division's Office of Child Care and the Department of Human Services will convene a workgroup of stakeholders to develop a set of policy recommendations on how best to modify the ERDC program to provide child care subsidies to working parents enrolled in post-secondary higher education. The agencies will report these recommendations back to the Emergency Board in May 2014; the expectation is that rulemaking to implement legislatively approved changes would follow soon after. Program elements to address within the recommendations should include eligibility criteria, work hour requirements, school attendance verification, academic standing expectations, limitations on assistance, TANF leavers, families having children with special needs, program exit income limits, child care quality, data reporting, caseload priorities, and program evaluation.

**Child Welfare**

The budget adjustments approved by the Subcommittee for the Child Welfare (CW) program reflect an increase of \$16.5 million General Fund, a decrease of \$1.6 million Other Funds limitation, an increase of \$5.2 million Federal Funds limitation, and a decrease of 18 positions (18.00 FTE).

While forecasts for individual CW caseloads have fluctuated between the spring and fall forecasts, these changes did not drive any budget adjustments. The rebalance does include savings from a change in the Federal Medical Assistance Percentage (FMAP), decreasing General Fund need by \$0.9 million. Based on the latest federal estimates, the 2013-15 biennial average FMAP rate will increase from 63.06% to 63.40%, which reduces the state contribution percentage. This change also affects other agency programs.

The approved budget adjustments include \$0.3 million General Fund to correct an error made in 2013-15 budget development. In the agency's 2011-13 budget, a one-time revenue source (federal grant) was used to sustain the post-adoptions program. However, the one-time action was not

reversed as planned. A portion of the FMAP General Fund savings is used to cover the oversight and maintain the program at the 2013-15 legislatively adopted level. Also included is spending authority and eight limited duration positions (8.00 FTE) to support work under a federal grant. DHS received legislative approval to apply for the grant, which supports recruiting resource families for foster children, in May 2013.

To support the new program structure, Program and Design Services (PDS), \$4.0 million total funds and 26 positions (16.00 FTE) are transferred out of CW and into PDS. Technical adjustments and transfers account for an increase of \$1.7 million total funds for this program.

The Subcommittee added \$800,000 General Fund to establish necessary legal, financial, and administrative foundations to launch a Pay for Prevention effort in Oregon. The money will go to the Center for Evidence-Based Policy at OHSU for conducting economic research, developing provider capacity, and building a performance measurement, accounting and reporting system. The ultimate goal of the initiative is to identify young children most at-risk, implement evidence-based supports designed to achieve specific outcomes, and invest in performance-based contracting that links payment to outcomes through social impact financing. The Subcommittee approved the following budget note related to the project:

**Budget Note:**

By January 1, 2015, the Office of the Governor and the Center for Evidence-Based Policy at OHSU will jointly report to the Human Services Subcommittee of the Emergency Board on how the Pay for Prevention money is being spent and project progress. In addition, OHSU shall solicit independent review from a panel of experts on key components of project as it is developed. The report will include a summary of the independent panel's assessment of the project, including project design, research validity, and project viability.

**Vocational Rehabilitation**

The Subcommittee approved budget adjustments for Vocational Rehabilitation (VR) equating to increases of \$3.6 million General Fund, \$6,703 Other Funds limitation, \$3.0 million Federal Funds limitation, and 10 positions (8.80 FTE).

The fall forecast projects caseload to be about 2% lower than the spring estimate. Any savings associated with fewer clients is masked by higher than expected costs per case, which have grown by about 5% from the spring 2013 forecast. Cost drivers include higher expenses for some services, such as technology devices for communication and mobility, and new referrals having needs more complex or costly to support than existing clients.

To maintain the program and cover these costs without moving to an Order of Selection (priority wait list), the budget approved by the Subcommittee includes an additional \$2.2 million General Fund. The extra state dollars will have implications for future Maintenance of Effort (MOE) requirements. No additional federal dollars are available at this time; there is a slight possibility re-allotment funds could be accessed later in the biennium to reduce General Fund and MOE impacts.

Technical adjustments and transfers account for an increase of \$2.7 million total funds and 10 positions (8.80 FTE); the bulk of the dollars and the positions are associated with moving work tied to the Governor's Executive Order 13-04 (employment services) from Developmental Disabilities to VR.

### Aging and People with Disabilities

The budget adjustments approved by the Subcommittee in House Bill 5201 for the Aging and People with Disabilities (APD) program reflect an increase of \$12.2 million General Fund, a decrease of \$6.8 million Other Funds limitation, a decrease of \$4.0 million Federal Funds limitation, and a decrease of 78 positions (82.25 FTE).

Overall caseloads in long-term care facilities are down about 3% from the level funded in the legislatively adopted budget. In-home caseloads are just over 8% higher than budgeted, while both community-based facilities' and nursing facilities' caseloads are lower, by about 10% and 2%, respectively. After costs associated with higher acuity levels and lower than expected provider tax revenues, these changes drive a net savings of \$4.0 million General Fund. In addition to the caseload savings, APD also has \$6.6 million General Fund in savings due to the FMAP change noted previously.

While the caseload trends are consistent with APD policy goals, the Department is concerned that it may be too early in the biennium to safely capture and repurpose the associated savings. Risks include the implementation of the K Plan and the initiative to reduce nursing facility bed capacity.

To support creation of the new program structure, \$15.6 million total funds and 85 positions (85.00 FTE) are transferred out of APD and into PDS. Technical adjustments and transfers account for an increase of \$4.8 million total funds for this program and mostly consist of a net \$4.7 million total funds increase realigning budgets between APD and OHA (Addictions and Mental Health).

In addition to the rebalance changes and statewide adjustments, this program was significantly impacted by the Subcommittee's approval of funding for several senior programs or initiatives, including two pieces of legislation. While APD is not always the directed recipient or primarily participant in these projects, the bulk of the money does flow through DHS and the program has a key role in coordinating activities and reporting. The following section discusses the funding decisions and associated expectations.

### Recommendations for 2013 Special Session \$26 million Special Purpose Appropriation for Seniors

During the 2013 Special Session in September 2013, as part of HB 5101 (2013), \$26.0 million General Fund was set aside in a Special Purpose Appropriation (SPA) to the Emergency Board for Board for future distribution to programs or activities supporting seniors. Over the four months between that action and the 2014 Legislative Session, the Department worked with a group of stakeholders to develop a list of proposals for funding allocation.

The Subcommittee approved most of the requested projects; the remaining unallocated General Fund will stay in the Senior SPA for future distribution by the Emergency Board. The legislative intent is that the proposals currently unfunded will have first priority (i.e., portions of the SPA are set aside for these) in the next round of SPA allocations, which is likely to occur as soon as May 2014. Projects are also funded with the caveat that, for ongoing initiatives, overall 2015-17 costs should not exceed the initial 2013 Special Session revenue allocation of \$41 million plus standard inflation. This funding level restriction should be considered as the both the executive and legislative branches develop budgets for the 2015-17 biennium. In addition, some projects were approved as one-time expenditures and are generally not expected to roll forward; these programs have been identified as such in the following narrative. However, these programs' status as one-time expenditures may be evaluated for

ongoing status based on program development and the level of resources available in 2015-17. If included as ongoing, the program costs should be clearly identifiable within the 2015-17 budget build.

Funding recipients are expected to work with the Department of Human Services to provide to the Joint Committee on Ways and Means Subcommittee on Human Services during the 2015 Legislative Session a coordinated update on what was accomplished with these investments.

Projects or proposals brought forward for consideration for Senior SPA funding, along with the Subcommittee's recommendation are summarized in the table below. Subsequent narrative sections describe expectations regarding each project or proposal and next steps, including future allocations for projects for which funds are not being authorized at this time. For reference, summary item numbers 1 through 21 correspond in order to the consensus list developed by the Campaign for Oregon's Seniors & People with Disabilities; three other proposals were added as issues surfaced during the legislative session.

## 2013 Special Session \$26M Appropriation Allocation Recommendations

Item #	Item	Who	Request	Approved	Recommendation
1	Geriatric/disability/mental health and addiction specialists for each county	OHA - AMH	2,800,000	-	Hold; present plan in May
2	Senior mental health training	OHA - AMH	700,000	-	Hold; present plan in May
3	Enhance funding for elder and disabled transit services	ODOT	4,000,000	4,000,000	Fund
4	Geriatric medication competency training pilot	DHS - APD	1,600,000	1,600,000	Fund but require May report on RFP
5	Training on Alzheimer's/dementias	DHS - APD	450,000	450,000	Fund but require May report on RFP
6	Training for caregivers on challenging behaviors	DHS - APD	400,000	400,000	Fund but require May report on RFP
7	First responder training on Alzheimer's/dementias	DHS - APD	500,000	500,000	Fund but require May report on RFP
8	Increase access to caregiver training statewide	DHS - APD	350,000	350,000	Fund but require May report on RFP
9	Restoration of Quality Care Fund sweep	DHS - APD	1,000,000	1,000,000	Restore fund but report on spending plan
10	SB 1553 - Public Guardianship Program	LTCO	949,183	949,183	Fund
11	Re-establish annual reporting for long term care	DHS - APD	750,000	100,000	Partially fund; report back in May
12	Develop community based care capacity index	DHS - APD	750,000	100,000	Partially fund; report back in May
13	General Assistance study	DHS - APD	112,000	112,000	Fund
14	Collect/analyze data on via annual BRFSS report	OHA - PH	30,000	30,000	Fund
15	Cash Oregon Grant for technology upgrade	DHS - APD	150,000	150,000	Fund
16	Personal Incidental Fund (PIF) from \$30 to \$100 per month	DHS - APD	1,300,000	539,728	Fund at \$60 and start indexing
17	Initiate SB 870 to expand coverage for younger persons with disabilities	DHS - APD	3,000,000	-	Hold; present pilot plan in May
18	HB 4151 - Elder Abuse Task Force Recommendation	DHS - APD	149,365	149,365	Fund
19	Adult Protection Services Technology Investment	DHS - APD	1,000,000	-	Hold; pending business case and plan
20	AAAs - Replace Older Americans Act lost due to sequestration cuts	DHS - APD	2,500,000	-	Hold; pending actual awards/need
21	AAAs - Evidence based health promotion/disease prevention	DHS - APD	1,250,000	1,250,000	Fund
22	Senior Property Tax Deferral Hardship Fund (\$313,800)	DHS - APD	313,800	313,800	Fund
23	SB 1542 - Expand Home Care Registry to Private Payers	DHS - APD	1,281,297	1,281,297	Fund
24	Medford Senior Center Nutrition Program	DAS	20,000	20,000	Fund
<b>Total</b>			<b>25,355,645</b>	<b>13,295,373</b>	

SPA Amount	26,000,000	26,000,000
SPA Remaining	644,355	12,704,627

**Items #1 and #2** were not funded by the Subcommittee, pending a report to the May meeting of the Emergency Board. The current \$3.5 million General Fund (\$7.0 million total funds) proposal places geriatric and disability mental health and addiction specialists in all 36 county mental health programs, in order to improve services for older adults with mental illness. Behavioral health services for older adults rest in systems of care that are often times disconnected. These systems include Aging and People with Disabilities long term care, home health, Medicare (including Medicare Advantage plans) and community mental health programs. The geriatric specialist would focus on the coordination of these systems within their community to meet the behavioral health needs of older adults. In its report, the Oregon Health Authority will provide a more detailed plan for both the services and training components of the proposal. The report should include how to structure the program and how to best work with Coordinated Care Organizations, in both the short and long run, considering that these staff would service Medicare clients as well as those eligible for Medicaid. The report should also address the appropriate level of staffing in different areas of the state.

**Item #3** was funded, adding \$4.0 million General Fund for senior and disabled transportation budgeted in the Department of Transportation (ODOT). The program distributes funds to counties, transit districts, and tribes that provide transportation services for older adults and persons with disabilities. This infusion brings total funding for the biennium to \$11.0 million, which is about 30% of the estimated need as evaluated in a 2010 study by Portland State University.

**Items #4 through #8**, at a total of \$3.3 million General Fund were approved on a *one-time* basis for the Department of Human Services to fund a broad scale Caregiver Training Initiative designed to provide consistent, standardized, and evidence-based training across all segments of the long term care services and supports (LTCSS) continuum. The growing population of seniors and people with disabilities requires a well-trained workforce and the development of additional community resources for both professional and family caregivers. Curriculum, trainings, and capacity development will be targeted in the following areas:

- Geriatric medication management and competency
- Alzheimer's disease and related dementias
- Challenging behaviors in non-dementia populations
- Specialized training for the public safety workforce on Alzheimer's and related dementias
- Enhanced training and access to caregiver trainings in underserved areas, populations and settings

DHS will issue a Request for Proposal (RFP) for organizations with the demonstrated experience, competency, expertise and ability to develop, coordinate and conduct trainings, curriculums and materials to reach all the intended audiences identified. Organizations will need to demonstrate the ability to work statewide with both private and public entities in the development, coordination and successful execution of this initiative. Programming should be aligned with current state policy initiatives.

The Subcommittee directed DHS to report back to the Emergency Board in May on the status of the RFP with the goal being for trainings to commence by July 2014.

For **Item #9**, the Subcommittee approved a *one-time* allocation of \$1.0 million General Fund, which allows Quality Care Fund resources to be directed back from general program expenditures to training, technical assistance, quality improvement initiatives and licensing activities. The fund's revenue comes from long-term care facility licensing fees and civil penalties. Prior to formally allocating Quality Care Fund dollars to projects or initiatives, the Department will report to the Emergency Board on the spending plan, the process used to decide on fund allocations,

and the overall plan for managing the fund going forward. This report will be provided in May 2014 in conjunction with the training RFP report discussed above.

Funding for **Item #10**, which was approved in the amount of \$949,183 General Fund, will support a new Public Guardian and Conservator program within the office of the Long Term Care Ombudsman (LTCC). The program is created with passage of SB 1553 (2014); more information on the program is included in the LTCO narrative.

**Items #11 and #12** take care of two data and information reporting gaps in the Department of Human Services. The approved initial allocation of \$200,000 General Fund (\$100,000 per project) will allow DHS to develop a work plan and more precise costing for these projects before returning to request the remaining funding. The first project will restart annual Nursing Facility and Community Based Care utilization reports, which were discontinued in 2009 due to budget reductions. The second effort is around improving availability of quality information on community based care facilities, through development of a website that will contain information on facility location, type of care, vacancies and customer satisfaction.

An allocation of \$112,000 General Fund (**Item #13**) will allow the Department of Human Services, with stakeholder participation, to conduct a **one-time** study on and make recommendations for a program designed to provide temporary cash assistance to low-income, childless adults with disabilities (at a minimum). The Department will report the study results and program recommendations to the appropriate House and Senate policy committees and the Joint Committee on Ways and Means during the 2015 Legislative Session. The report should include, but not be limited to, data on special populations, such as homeless persons, veterans, and individuals nearing or on post-prison supervision, eligibility requirements, services offered, desired outcomes, cost avoidance, potential pilot projects, and a menu of program/funding options.

**Item #14**, funded at \$30,000 will go to the Oregon Health Authority (Public Health) to pay for collecting specialized data on cognitive data and caregiving under the Behavioral Risk Factor Surveillance System. These data are particularly important for the Oregon Chapter of the Alzheimer's Association and its efforts to advance research, to provide and enhance care and support, and to reduce the risk of dementia through the promotion of brain health.

The Subcommittee approved **Item #15**, at \$150,000 General Fund, which supports a grant to Cash Oregon to support the one-time purchase of new laptops for the AARP Tax Aide program. This is a volunteer program that helps low-income seniors prepare tax returns.

Each Medicaid nursing facility resident has a monthly allowance to cover personal incidental needs (**Item #16**); this amount has been set at \$30 per month for the last twenty years. The Subcommittee approved \$539,728 General Fund and \$952,472 Federal Funds for DHS to increase the amount to \$60 per month, effective July 2014. Beginning with the 2015-17 biennium, the Department is directed to begin indexing personal incidental fund increases in nursing facilities to annual increase percentages published by the social security administration. (The approved recommendation was modified from the original proposal, which requested an increase to \$100 without any indexing.)

For **Item #17**, the Subcommittee retained \$3.0 million General Fund within the SPA for distribution in May 2014, after DHS and stakeholders have brought forward a pilot project plan to make Oregon Project Independence services available to people with disabilities, as envisioned by SB 870 (2005). To provide more specific direction, the Subcommittee adopted the following budget note:



**Budget Note:**

The Department of Human Services shall develop a pilot project to expand Oregon Project Independence services to people with disabilities effective July 1, 2014. To meet this timeline, the Department will need to make emergency rules; that rulemaking will incorporate the feedback of appropriate stakeholders and advocates. Appropriate parties include, but are not limited to, the Oregon Association of Area Agencies on Aging and the Disability Services Advisory Councils. The pilot shall cover a regionally diverse area of Oregon, including both rural and metropolitan areas. The Department shall report on the pilot project plan, which should cover structure, outreach, evaluation, and budget components, and request release of SPA funds at the May 2014 meeting of the Emergency Board.

The Department of Human Services will study and report back to the appropriate 2015 legislative committees on the potential to transition Oregon Project Independence to a statewide, age neutral program that assesses and serves seniors and persons with physical disabilities based on need. This report will include cost projections for the expansion of services, projected caseloads and demographic distribution.

Funding for *Item #18*, which was approved in the amount of \$149,365 General Fund, \$118,680 Federal Funds, and two positions (1.34 FTE) supports work under HB 4151 (2014). This bill sets consistent timelines for investigations of elder abuse cases by DHS and directs the agency to adopt policies and guidelines for the development of an electronic database of abuse reports and to standardize investigation and reporting practices. A registry of persons working or seeking to work in elder care facilities will be implemented by January 1, 2015; the registry will augment the existing criminal background check system. One of the new positions will work with the standardized practices and protocols related to the abuse reporting and investigating components of the bill. The other one will be responsible for the registry work, including coordination with reporting facilities and development of registry rules.

Discussions regarding various systems and worker registries led the Subcommittee to adopt an associated budget note:

**Budget Note:**

The Department of Human Services will report to the Joint Committee on Ways and Means during the 2015 Legislative Session on the “ready to work” registry and associated rules required under HB 4151 (2014). The report should also include a section on the feasibility of developing a comprehensive (diverse care settings) and multipurpose (employment, referral, certification, background check, abuse) care worker registry, including potential efficiencies, benefits, costs, and barriers. Lastly, the report will provide an update on how administrative rule changes required by HB 3168 (2013) have reduced duplicative background check counts and decreased waiting times for applicants.

The Subcommittee did not fund *Item #19*, which is a DHS request for funding to begin developing a new system to manage adult protective services activities. At a minimum, the Department plans to finalize a system business case and explore opportunities for federal funding before returning the Emergency Board to report on the project’s progress and potentially request at least an initial allocation from the Senior SPA.

**Item #20** is a request for \$2.5 million in state funding to backfill anticipated federal reductions in federal Older Americans Act dollars. Several programs administered by the local Area Agencies on Aging (AAA) are potentially affected by sequestration reductions. However, federal funding award letters have not yet been received and more recent information indicates that the shortfall may be much less than expected, if not completely mitigated. Accordingly, the Subcommittee did not allocate funds, but welcomes a SPA allocation request during the interim, depending on final federal awards and demonstrated need. Not taking action on potential sequester reductions at this time is also consistent with the approach taken in other areas of the DHS budget, where sequester impacts continue to remain an unfunded risk.

The Subcommittee approved **Item #21**, which provides \$1,250,000 General Fund to support statewide AAA efforts in the areas of Evidence Based Health Promotion and Disease Prevention. These programs serve individuals with long-term services and supports needs regardless of eligibility for entitlement programs. The money will be distributed through formula, with each region putting together a plan for that will include anticipated numbers of individuals served and outcomes.

To address back taxes for certain seniors who were allowed back into the senior property tax deferral program after being disqualified in 2011, the Subcommittee added \$313,800 General Fund (**Item #22**). The plan is for these *one-time* funds to flow through DHS to one or more Area Agencies on Aging to perform eligibility and authorize payments.

Funding for **Item #23**, which was approved in the amount of \$1,281,297 General Fund and five positions (1.41 FTE) supports work under SB 1542 (2014). This bill requires the Home Care Commission (budgeted within DHS) to administer a program enabling private payers to buy home care services from the Commission's home care registry. Currently, only individuals covered by Medicaid may hire caregivers through the registry. Under the program, the Commission will be responsible for a variety of tasks, including publicizing the registry, screening workers, setting standards, providing referrals, establishing rates, and paying wages. After General Fund pays for *one-time* start-up costs, the program will be self-supporting; the bill allows the Commission to set consumer rates at levels that support recovering up to 107% of program costs.

For **Item #24**, the Subcommittee approved \$20,000 General Fund in the DAS budget as a *one-time* pass-through to the Medford Senior Center to cover emergency need in its senior nutrition program. Last fiscal year, the program provided 17,159 meals for the elderly in Jackson County.

#### Developmental Disabilities

The budget changes approved by the Subcommittee in House Bill 5201 for the Developmental Disabilities (DD) program reflect net increases of \$21.9 million General Fund, \$1,291 Other Funds expenditure limitation, \$41.8 million Federal Funds expenditure limitation, and a decrease of 80 positions (78.80 FTE).

Both caseloads and cost per case in DD programs are expected to be higher than the previous forecast, driving an increase of \$10.8 General Fund (\$22.0 million Federal Funds). Caseload counts are growing and clients are moving between service categories, primarily because under the K Plan services must be provided to all eligible applicants. Costs per case are also going up due to increasing client acuity. While the legislatively adopted budget attempted to build in K Plan impacts, some elements, such as significantly more children entering the DD system or side effects of brokerages being pushed to capacity, were not anticipated in the previous forecast. These and other issues will continue to be risks moving forward.

The caseload associated costs are partially offset by FMAP rate savings of \$4.9 million General Fund and participation rate adjustments resulting in savings of \$1.3 million General Fund.

Other program costs covered in the rebalance include \$1.3 million General Fund (\$2.6 million total funds) to keep funding for the Community Developmental Disability Programs (CCDP) at 94% equity; a budget estimate error resulted in the equity level being underfunded. Another budget change provides \$1.9 million General Fund (\$5.2 million total funds) to cover a 6% interim rate increase for DD employment services providers; this item was included after discussion during November 2013 Legislative Days.

To support implementation of a new program structure, Program and Design Services (PDS), \$9.9 million total funds and 67 positions (67.00 FTE) are transferred out of APD and into PDS. Technical adjustments and transfers account for a decrease of \$4.4 million total funds and 13 positions (11.80 FTE) for this program.

Another technical change in this program area is a title clarification. To better characterize program clients, DHS is now referring to this program as Intellectual and Developmental Disabilities (I/DD).

The Subcommittee added \$490,000 General Fund (\$1,136,368 total funds) to cover a gap in some CDDP budgets due funding formula changes that left 11 of the programs with budgets below 2011-13 levels. This action corrects that disparity and supports program stability while the Department and the CDDPs are transitioning to a workload, instead of caseload, model for 2015-17 budget development.

#### Program Design Services

The Subcommittee approved the following budget for Program Design Services (PDS): \$20,225,454 General Fund, \$11,026,715 Other Funds, \$78,907,230 Federal Funds, and 253 positions (253.00 FTE). The idea behind establishing this new structure is to capture program design services and some direct services to DHS clients and programs that span across the Department's five major program areas. The budget is created primarily through budget transfers from other programs. The agency's plan is to increase both program utility and transparency by consolidating certain services, which include the following offices: Program Integrity, Licensing and Regulatory Oversight, IT Business Supports, Business Intelligence, and Continuous Improvement.

In addition to budget transfers, also included is an additional \$38 million Federal Funds expenditure limitation to leverage and spend additional federal match received for the Modernization technology project. The project is now housed in IT Business Supports; previously it was under the Self Sufficiency program.

Initially, the resources for each office were expected to continue to be part of each relevant program budget. However, due to budget and accounting system limitations, DHS was having difficulty providing managers and office customers with meaningful, timely, and accurate budget reports. For each program area receiving services, the Department will still be able to report on the nature and cost of services provided.

### Central Services

The budget adjustments included in House Bill 5201 reflect the following net changes for Central Services: an increase of \$542,649 General Fund, a decrease of \$115,287 Other Funds expenditure limitation, and an increase of \$307,909 Federal Funds expenditure limitation. Embedded in these figures is a decrease of \$276,548 total funds associated with technical adjustments and transfers.

### Shared Services

The Subcommittee approved a net increase of \$8.2 million Other Funds expenditure limitation and a net decrease of 9 positions (9.24 FTE). The changes are primarily due to technical adjustments and transfers, including five positions moving from APD and OHA-AMH to Shared Services. An increase of \$1.8 million Other Funds expenditure limitation would allow the budget to support activities in DHS and OHA program affected by 2013-15 policy option packages.

An updated Package 091 Statewide Administrative Savings was approved by the Subcommittee, and includes eliminating fourteen permanent full-time positions. The revised plan also attributes \$2 million in General Fund savings to lower leases, budgeted in Statewide Assessments and Enterprise-wide Costs, instead of Personal Services in Shared Services. The eliminated positions are as follows:

- Financial Services (3 positions, 3.00 FTE) – Principal Executive Manager D, Office Specialist 1, Administrative Specialist 2
- Shared Services Administration (1 position, 1.00 FTE) – Executive Support Specialist 2
- Performance Excellence (2 positions, 2.00 FTE) – Operations & Policy Analyst 3, Operations & Policy Analyst 4
- Human Resources (2 positions, 2.00 FTE) – Principal Executive Manger D, Human Resources Assistant
- Budget/Planning/Analysis (2 positions, 2.00 FTE) – Operations & Policy Analyst 3, Fiscal Analyst 2
- Communications (1 position, 1.00 FTE) – Operations & Policy Analyst 3
- Payment Accuracy & Recovery (3 positions, 3.00 FTE) – Revenue Agent 2, Administrative Specialist 2, Human Services Specialist 4

### Statewide Assessments and Enterprise-wide Costs

The budget adjustments included in House Bill 5201 reflect the following net increases for this program unit: \$11.6 million General Fund, \$29.4 million Other Funds expenditure limitation, and \$7.6 million Federal Funds expenditure limitation. Within these numbers, technical adjustments and transfers account for an increase of \$6.0 million General Fund (\$11.2 million total funds), primarily to align the assessment budget with policy package changes in program budget structures.

In addition, the approved rebalance plan includes a request for \$30 million Other Funds expenditure limitation to support accessing a line of credit. For several biennia, the agency has used a line of credit and borrowed funds from the Treasury to finance prepayments and account for a lag in receipt of certain revenues, including provider taxes. As was done for the 2011-13 biennium, the Subcommittee requests that the Department of Administrative Services (DAS) unschedule the expenditure limitation to be accessed only as needed depending on cash flow issues. The DAS Chief Financial Office and the Legislative Fiscal Office will jointly approve any rescheduling.

An updated Package 091 Statewide Administrative Savings was approved by the Subcommittee, shifting \$2 million in General Fund savings to account for lower leases, instead of Personal Services savings. The agency identified a list of 99 leases that are set to expire over the course of the biennium and will track and document the savings expected to be achieved through improved contracting and negotiating tools. The

Department and the DAS Chief Financial Office has committed to holding budgets associated with these leases at assumed savings level for 2015-17 budget development, regardless of lease negotiation outcomes.

### **Long Term Care Ombudsman**

The Subcommittee approved an increase of \$39,554 General Fund, which fully restores the agency's 2% supplemental ending balance holdback included in the legislatively adopted budget. The restoration will allow the agency to meet budget needs without jeopardizing implementation of Senate Bill 626 (2013), which expanded the duties of the Long Term Care Ombudsman to advocate for residents of care facilities who have mental illness or developmental disabilities.

No changes were needed to reconcile Package 091 Statewide Administrative Savings, leaving the placeholder budget category reductions intact.

To cover costs associated with Senate Bill 1553 (2104), which establishes the Public Guardian and Conservator within the office of the Long Term Care Ombudsman, the Subcommittee approved \$949,183 General Fund, 5 positions, and 2.25 FTE. This new program helps persons without relatives or friends willing or able to serve as guardians or conservators; services range from making care decisions to handling financial issues. Along with providing direct services, the program will set professional standards for and certify guardians and conservators, produce training materials, develop a volunteer program to assist the guardians and conservators, establish an eligibility process for program services, and work with local programs and organizations to provide services.

The fiscal impact includes Personal Services and related Services and Supplies for the following five positions: a Principal Exec/Manager D (Deputy Long Term Care Ombudsman), a Program Analyst 4 (Public Guardian), an Administrative Specialist 2, and two Program Analyst 2 positions (Deputy Public Guardian). Since the program starts mid-biennium, costs for 2015-17 are projected to more than double due to the additional year and anticipated growth. The budget estimate assumes a caseload of 165 clients/wards per year.

## **JUDICIAL BRANCH**

### **Commission on Judicial Fitness and Disability**

The Subcommittee increased General Fund appropriations by \$2,028 to restore 50% of the agency's 2% supplemental General Fund ending balance holdback.

### **Judicial Department**

The Subcommittee increased General Fund appropriations by \$3,086,092 to restore approximately 49% of the agency's 2% supplemental General Fund ending balance holdback. The amounts of the holdback restored include a \$2 million restoration to Operations (approximately 37%). The Judicial Department's 2% ending balance holdbacks on pass-through appropriations received 25% restorations. General Fund increases to Mandated payments and to Third-party debt collection exceeded the 2% holdbacks to those programs. The Subcommittee appropriated \$762,585 General Fund to Mandated payments, to restore both the 2% supplemental General Fund ending balance holdback, and the 5% General Fund services and supplies reduction, included in the legislatively adopted budget. The Subcommittee appropriated \$250,000 General Fund to the Department, and an additional \$700,000 General Fund in a special purpose appropriation to the Emergency Board, for Third-party debt collection

costs. These costs vary with the amount of debt successfully collected. The special purpose appropriation serves as a set aside to provide additional funding if debt collection levels are high enough to make to the funds necessary. The Subcommittee also approved a \$1,300,000 General Fund special purpose appropriation to the Emergency Board for Operations support. The Department may request funds to finance one-time operations investments and service increases.

The Subcommittee reduced the General Fund appropriation for Judicial compensation by \$108,823, and the General Fund appropriation for Debt service by \$144,201. The Judicial Department carries forward any General Fund appropriations from the prior biennium that remain unspent. Carry-forwards in these two areas were larger than anticipated when the budget was approved in the 2013 session, resulting in funding levels that are higher than needed to fund program costs. The two General Fund appropriation reductions reduce support to the levels needed, and will not require any reduction in judicial compensation or debt service payments. The Subcommittee also approved a one-time \$50,000 General Fund appropriation for transfer to the Douglas County court facilities security account, to assist the county in providing needed security protection at the county courthouse. This appropriation will be phased out in the development of the Department's 2015-17 biennium current service level.

Finally, the Subcommittee approved a \$2,565,968 Other Funds expenditure limitation increase for grant-funded programs. The expenditure limitation increase will accommodate expenditure of both currently awarded grants, and of projected renewals of expiring grants at current levels, that support drug and specialty courts, pretrial release programs, and other initiatives. The grant funds are provided by the Criminal Justice Commission and non-state sources.

### **Public Defense Services Commission**

The Subcommittee increased General Fund appropriations by \$4,868,381 to restore most of the agency's 2% supplemental General Fund ending balance holdback. The amounts of the holdback restored include a 75% restoration to the Appellate Division; 50% restoration to the Contract and Business Services Division; and a full restoration to Professional Services, the portion of the agency's General Fund that finances the Commission's purchases of trial-level public defense services provided by independent contractors and hourly-paid private sector attorneys.

The Subcommittee also increased the General Fund appropriation to the Contract and Business Services Division by \$48,631, to correct the support level for state government services charges in the agency budget. An error in the 2013-15 biennium Governor's recommended budget underfunded support for charges for payroll services.

## **LEGISLATIVE BRANCH**

The Legislative Branch retains its General Fund reversions from the previous biennium. The legislatively adopted budget included anticipated reversions but adjustments are now needed after the actual amounts are known. The following adjustments are included in the bill:

- The Legislative Administration Committee is increased by \$251,000.
- The Legislative Assembly (Biennial Offices) is decreased by \$251,000.
- The Legislative Assembly (Members – Interim) is increased by \$275,000.
- The Legislative Assembly (Members – Session) is decreased by \$275,000.

- The Legislative Revenue Office is increased by \$13,000.
- The Legislative Fiscal Office is decreased by \$13,000.

The bill includes a restoration of 25% of the 2% supplemental ending balance holdback for all of the Legislative Branch agencies.

## **NATURAL RESOURCES**

### **Department of Agriculture**

The Subcommittee approved a one-time \$125,000 General Fund appropriation for use by Portland State University's Consensus Center to support a balanced task force to begin examining labeling requirements, liability, compensation, budgetary requirements and any other areas relating to genetically engineered agricultural products and recommend if new authorities or statutory changes are needed. The Subcommittee also approved a one-time \$65,000 General Fund appropriation to pay the costs necessary to establish administrative rules and put the program processes in place to be able to issue licenses and permits for industrial hemp production.

Other Funds expenditure limitation was increased by \$430,590 for the food safety program. These funds will be used to hire three new inspector positions (1.75 FTE), which will allow the Department to conduct food safety inspections of facilities on a shorter interval than is currently possible.

The Subcommittee approved the standard 25% restoration rate for the supplemental ending balance reductions, which resulted in the restoration of \$96,102 General Fund. The Subcommittee also approved an updated Package 091 Statewide Administrative Savings, which moved some of the Other Funds reductions from administrative support services to agency programs.

### **Columbia River Gorge Commission**

The Subcommittee restored the full 2% supplemental ending balance holdback of \$17,820 General Fund for the Columbia River Gorge Commission. This action brings the Commission's 2013-15 budget back to parity with the budget adopted by the State of Washington for the agency.

### **Department of Energy**

The Subcommittee approved an updated Package 091 Statewide Administrative Savings, eliminating a part time Office Specialist 1 position (0.63 FTE) and reducing FTE on an Accounting Technician 3 position (-0.58 FTE).

House Bill 5201 includes a net of \$276,190 in additional Other Funds expenditure limitation, to facilitate the expenditure of lottery bond proceeds totaling \$10,152,380. Ten million dollars is intended to be deposited into the Jobs and Energy and Schools Fund and granted by the Oregon Department of Energy to Clean Energy Works Oregon, which will utilize the funding to facilitate the delivery of energy efficiency projects; \$152,380 is for bond-related costs.

### **Department of Environmental Quality**

The Subcommittee approved a \$375,000 General Fund appropriation and three limited duration positions (1.04 FTE) to conduct air toxics monitoring in the Swan Island area. The funds will be used to operate a new air toxics monitor to better understand what air toxics people are exposed to in the vicinity of Swan Island. The monitoring work will continue into the first few months of the 2015-17 biennium, with a roll-up cost of \$120,389 General Fund and three limited duration positions (0.48 FTE).

The Subcommittee approved the standard 25% restoration rate for the supplemental ending balance reductions, which resulted in the restoration of \$130,726 General Fund. The Subcommittee also approved an updated Package 091 Statewide Administrative Savings, which moved some of the reductions from Agency Management to the Air, Water, and Land Quality programs and eliminated 2 positions and 2.50 FTE in Land Quality.

### **Department of Fish and Wildlife**

The Subcommittee approved the transfer of \$613,000 Federal Funds from the Fish Division to Capital Improvement to comply with new federal rules that require states to hold title to any land acquired using federal funds from the Sportfish Restoration Fund. The Department has traditionally used a portion of these funds to partner with the Oregon State Marine Board to improve public boating access. In the past the funds were awarded and a local government held title to any land purchased as part of these projects. The Department will now have to hold title, but local governments will continue to manage and maintain these facilities. The Subcommittee also approved the transfer of \$183,000 Other Funds from the Fish Division to Capital Improvement to replace a condemned residence at the Cedar Creek Hatchery.

The Subcommittee approved the transfer of \$1,104,325 Federal Funds and \$359,548 Other Funds from the Wildlife Division to Capital Improvement to reflect plans to use these monies for land acquisition to increase hunter access, habitat improvement, and for capital improvements to existing facilities. The Federal Funds are from the Pittman Roberts Program (PR) which distributes revenue from a federal excise tax on sporting arms and ammunition. The Other Funds are necessary to meet PR match requirements.

The Subcommittee approved the standard 25% restoration rate for the supplemental ending balance reductions, which resulted in the restoration of \$73,671 General Fund. The Subcommittee also approved an updated Package 091 Statewide Administrative Savings, which eliminated 3 positions and 3.42 FTE in the Administrative Services Division.

### **State Forestry Department**

The Subcommittee approved a restoration of \$457,618 of the 2% supplemental ending balance holdback that was included in the agency's original legislatively adopted budget for 2013-15. That represents 50% of the initial holdback for Fire Protection and 25% of the initial holdback for Private Forests. No revisions were needed to implement Package 091 Administrative Savings, consistent with the original placeholder reduction.

The Subcommittee approved \$40 million General Fund to supplement the 2013-15 Department's Fire Protection Division appropriation. The funding covers the estimated state's share of \$75 million in net costs for the 2013 fire season. \$10 million is the deductible on the state's and landowners' insurance policy. The additional \$30 million covers costs that exceeded the state's \$10 million deductible, the landowners' \$10



million deductible, and the insurance policy \$25 million payout. The Department will reconcile the 2013 and 2014 fire seasons and report on total costs during the 2015 Legislative Session.

### **Department of Geology and Mineral Industries**

The Subcommittee approved a restoration of \$12,880 of the 2% supplemental ending balance holdback that was included in the agency's original legislatively adopted budget for 2013-15. That represents 25% of the initial holdback.

The Subcommittee approved an updated Package 091 Administrative Savings, moving a portion, primarily in Other Funds expenditure limitation, from personal services to services and supplies.

### **Department of Land Conservation and Development**

The Subcommittee approved a restoration of \$59,087 of the 2% supplemental ending balance holdback that was included in the agency's original legislatively adopted budget for 2013-15. That represents 25% of the initial holdback. Funds restored include \$24,653 in the grants program for grants, and \$34,434 in the operations and planning program for personal services.

The Subcommittee approved an updated Package 091 Statewide Administrative Savings, eliminating one position (0.75 FTE) and moving a portion of the reduction from personal services to services and supplies.

### **Land Use Board of Appeals**

The Subcommittee approved a restoration of \$7,738 of the 2% supplemental ending balance holdback that was included in the agency's original legislatively adopted budget for 2013-15. That represents 25% of the initial holdback.

### **Department of State Lands**

No revisions were needed to implement Package 091 Administrative Savings, consistent with the original placeholder reduction.

The Department is planning an agency-wide reorganization. The Subcommittee approved increasing the Department's Other Funds expenditure limitation by \$135,684. The purpose is securing professional services for business process mapping, review, and improvement recommendations, in support of the reorganization.

The South Slough National Estuarine Research Reserve has received a \$1 million grant award notice from the U.S. Fish and Wildlife Services. The grant will enable the Department to add 240 acres to Reserve property. The Subcommittee recommended increasing Federal Funds expenditure limitation by \$1 million and Other Funds expenditure limitation by \$58,700. The Other Funds provide part of the required match. The remaining match will be provided by in-kind work and contributions from supportive local entities.

### **State Marine Board**

The Subcommittee approved an updated Package 091 Statewide Administrative Savings by taking all of the administrative savings in services and supplies. The Board did not have sufficient vacant positions to take additional cuts to personal services.

### **Parks and Recreation Department**

The General Fund reduction taken for the 2% supplemental ending balance holdback was not restored.

No revisions were needed to implement Package 091 Administrative Savings, consistent with the original placeholder reduction.

### **Water Resources Department**

House Bill 5201 includes a 25% restoration of the 2% supplemental ending balance holdback that was included in the agency's original legislatively adopted budget for 2013-15. The restoration will allow the Water Resources Department to fill a position in the Field Services Division that was held vacant in order to generate the required savings.

The Subcommittee approved an updated Package 091 Statewide Administrative Savings, reallocating among expenditure accounts to affect permanent administrative cost reductions. To accommodate the General Fund personal services reduction of \$58,076, a 0.50 FTE grant administration position was reduced to 0.25 FTE. Other Funds personal services reductions of \$28,742 and services and supplies reductions of \$39,053 are allocated entirely to services and supplies.

The Subcommittee included the following budget note:

#### **Budget Note:**

The Water Resources Department will dedicate up to \$2.25 million of the \$10 million net proceeds from the lottery bond sale as authorized by Senate Bill 5533 (2013) or utilize authority under Package 204 in Senate Bill 5547 (2013) for the purposes of matching federal funds for ongoing studies conducted by the United States Army Corps of Engineers to allocate stored water in the Willamette Basin Project Reservoirs and to conduct a comprehensive basin study by the United States Bureau of Reclamation in the Deschutes River Basin. Of the up to \$2.25 million, up to \$1.5 million shall be reserved for the Willamette Basin Project Reallocation and \$750,000 shall be reserved for the Deschutes Basin Comprehensive Basin Study. Any reserved funds remaining after the completion of these two studies shall be made available for other purposes of the Water Supply Development Account as authorized under Senate Bill 839 (2013).

### **Oregon Watershed Enhancement Board**

The Subcommittee increased the Measure 76 Lottery Funds allocations from the Watershed Conservation Operating Fund to the Department of State Police by \$183,060 and the allocation to the Department of Agriculture by \$141,485 to fund state employee compensation changes. The Department of Fish and Wildlife and the Department of Environmental Quality will use existing Measure 76 fund balances to pay for state employee compensation changes and therefore did not need an increase in Lottery Funds allocation.

No revisions were needed to implement Package 091 Statewide Administrative Savings, consistent with the original placeholder reduction.

## **PUBLIC SAFETY**

### **Department of Corrections**

The Subcommittee restored \$26,043,835 General Fund, nearly the full 2% supplemental ending balance holdback. The funding allocation by division is unchanged from the legislatively adopted budget for 2013-15.

- \$17,849,890 in Operations and Health services
- \$4,342,090 in Community Corrections
- \$2,570,120 in Administration, general services, and human resources
- \$1,281,735 in Offender management and rehabilitation

The Capital Improvements 2% holdback was not restored.

The Subcommittee approved an updated Package 091 Statewide Administrative Savings, eliminating 2 positions and 2.00 FTE in information technology. A portion of the agency's reduction was also moved from personal services to services and supplies.

### **Criminal Justice Commission**

The Subcommittee restored \$69,366 General Fund of the 2% supplemental ending balance holdback that was included in the agency's original legislatively adopted budget for 2013-15; this amount represents 25% of the holdback. The Commission will utilize the restored funds for Attorney General costs related to rule-making implementation for the Justice Reinvestment Grant Program established in HB 3194 (2013).

An updated Package 091 Statewide Administrative Savings was approved, that included shifting the full amount of the reduction to services and supplies. This action was taken primarily because the agency's budget is 93% special payments and contains only 9 positions.

### **District Attorneys and Their Deputies**

The Subcommittee restored the full 2% supplemental ending balance holdback of \$209,190 General Fund for the District Attorneys. This action was taken primarily because the agency's budget is 96% personal services and without the restoration the agency would need to reduce district attorney working days.

The Subcommittee added \$240,000 General Fund to the budget of the District Attorneys to provide a one-time \$5,000 compensation increase to the salary plan for each District Attorney effective July 1, 2014. It is the intent of the Subcommittee that this appropriation be used to increase the salary of each District Attorney by the \$5,000 amount regardless of what tier each District Attorney is currently in within the compensation plan.

### **Department of Justice**

The Subcommittee restored the full 2% supplemental ending balance holdback of \$1,212,520 General Fund for the Department of Justice. The Subcommittee, however, repurposed the restoration by restoring the \$1.2 million in the following amounts for the following purposes:

- \$6,000 to the Office of the Attorney General and administration for Project Clean Slate

- \$87,865 to the Crime Victims' Services Division for Oregon Domestic and Sexual Violence Services
- \$25,043 to the Crime Victims' Services Division for Multidisciplinary Teams and Child Abuse Intervention
- \$1,992 to the Crime Victims' Services Division for the Address Confidentiality Program
- \$1,091,620 to the Criminal Justice Division for support of the Internet Crimes Against Children program, the Fusion Center, and district attorneys and law enforcement partners.

The addition of the General Fund to the Criminal Justice Division (\$793,340 personal services and \$298,271 services and supplies) will allow the Department to retain an existing forensic investigator position assigned to the Internet Crimes Against Children program, establish four limited duration positions (3.46 FTE; one PEM D and three Research Analysts) in support of Fusion Center operations once grant funding ends this biennium, and reestablish two permanent senior assistant attorney general positions (1.16 FTE) and establish one permanent criminal investigator position (0.50 FTE) to provide support to district attorneys and law enforcement partners.

In addition, the Subcommittee approved an increase of \$586,354 Other Funds (\$485,702 personal services and \$100,652 services and supplies) in the Criminal Justice Division for support of the Fusion Center. When the 2013-15 legislatively adopted budget was developed, the Department anticipated receiving grant funding through the Oregon Military Department, Office of Emergency Management, to partially support the Fusion Center. However, the grant award had not been made and the corresponding Other Funds expenditure limitation and position authority were not included in the budget. The Fusion Center continued to maintain operations and the agency now has received the first year grant award and is anticipating a second year award.

The Subcommittee approved an updated Package 091 Statewide Administrative Savings, eliminating a total of four positions and 3.54 FTE and making shifts between personal services and services and supplies. To better align the permanent administrative savings reductions, the Subcommittee made the following adjustments to the original placeholder reduction:

- Office of the Attorney General and administration – added a net \$87,993 Other Funds expenditure limitation increase (increased personal services by \$314,581 and decreased services and supplies by \$226,588) and eliminated 2 positions (2.00 FTE)
- General Counsel Division – reduced the Other Funds expenditure limitation by \$87,993 (personal services) and eliminated 1 position (0.54 FTE)
- Crime Victims' Services Division – no net dollar change, but increased personal services by \$3,400 Other Funds and decreased services and supplies by \$3,400 Other Funds, plus eliminated 1 position (1.00 FTE)

The Subcommittee also authorized \$135,000 General Fund to support the Oregon Crime Victims Law Center.

In addition, to gain a better understanding of work currently underway to identify and evaluate alternative funding models for the agency's programs providing legal support to state agencies, the Subcommittee approved the following budget note:

**Budget Note:**

Costs of legal representation in an increasingly complex modern legal system continue to drive agency budget and policy decisions. The Department of Justice has begun working with the Department of Administrative Services and agencies to

identify and evaluate alternative funding models to improve the stability, affordability, and effectiveness of legal costs for agencies and to encourage pro-active consultation with the Department by agencies.

As the Department of Justice continues with this effort, it shall prioritize developing options for legal services for the Child Welfare program and report on these efforts to the Joint Committee on Ways and Means during the 2015 legislative session. In addition, no later than September 1, 2014, the Department of Justice and the Department of Human Services will also provide a joint written status report to the Legislative Fiscal Office on the specific options under consideration and progress being made on the development of those options.

### **Oregon Military Department**

The agency received a partial restoration of its 2% ending balance holdback that totaled \$151,000 General Fund. The funds are appropriated to the Operations program to support operations and maintenance costs at the Portland and Kingsley Field airbases. The restoration represents 59% of the initial holdback.

The Subcommittee approved an updated Package 091 Statewide Administrative Savings. The agency was able to reduce its personal services by \$259,280 by eliminating one vacant permanent part-time Fiscal Analyst 3 position in the Administration program (0.50 FTE) and reducing overtime and temporaries. The remaining personal services reduction of \$164,517 was moved to services and supplies and capital outlay. The agency has a plan to find efficiencies in various services and supplies line-items, including in-state travel, office expense, employee training, publications, facilities maintenance, expendable property, as well as other line-items. The capital outlay reduction will be to the automotive and aircraft line-item where the agency has identified savings.

The Subcommittee established a \$385,000 Other Funds Capital Improvement expenditure limitation for the purchase of 1.46 acres of commercial property contiguous to the Department's Forest Grove Readiness Center compound. The property and building will be used as a field maintenance shop for Washington County's National Guard contingent. The source of the Other Funds is the agency's Capital Construction Account. This is a one-time expenditure limitation increase and will not continue into future biennia.

The Other Funds expenditure limitation for the Community Support program was increased by \$1,404,971 for the reimbursement of firefighting expenditures related to the 2013 fire season. This is a one-time expenditure limitation that is not to continue into future biennia.

As part of the agency's compensation plan funding, the Subcommittee approved \$734,800 in General Fund for the Operations program. This adjustment is to partially fund the difference between what the federal government will reimburse the state and recently concluded contract negotiations with the Portland and Kingsley Field airbase firefighter unions. This is a one-time appropriation and will not continue into future biennia.

### **Board of Parole and Post-Prison Supervision**

The Subcommittee approved a restoration of \$19,825 of the 2% supplemental ending balance holdback that was included in the agency's original legislatively adopted budget for 2013-15. That represents 25% of the initial holdback.

The Subcommittee established a reservation within the general purpose Emergency Fund of \$350,000 for the Board of Parole and Post-Prison Supervision (BPPPS) for replacement of the Parole Board Management Information System (PBMIS). Allocation of the reservation is contingent upon the Board providing a project budget, project plan, and periodic status reports. BPPPS may request allocation of the reservation from the Emergency Board after the Legislative Fiscal Office approves the project budget and project plan.

### **Department of State Police**

The Subcommittee restored \$2,351,854 General Fund of the 2% supplemental ending balance holdback for the Department of State Police. This represents 50% of the total 2% holdback. The agency will use the restored amount to fund the hire of 20 troopers and the purchase of 18 vehicles and associated equipment in September 2014.

The Subcommittee approved an updated Package 091 Statewide Administrative Savings, eliminating a total of one position and 1.50 FTE, permanently shifting funding for three administrative positions from General Fund to Other Funds, and reducing capital outlay for the Dispatch Centers and Information Technology Services.

### **Department of Public Safety Standards and Training**

The Subcommittee approved an updated Package 091 Statewide Administrative Savings by taking all of the administrative savings in services and supplies.

### **Oregon Youth Authority**

The Subcommittee approved a restoration of \$1,367,729 of the 2% supplemental ending balance holdback that was included in the agency's original legislatively adopted budget for 2013-15. That represents 25% of the initial holdback.

The Subcommittee approved an updated Package 091 Statewide Administrative Savings, eliminating 5 positions and 2.79 FTE; these are administrative support type positions. A very small portion of the agency's reduction was also moved from personal services to services and supplies.

## **TRANSPORTATION**

### **Department of Aviation**

The Subcommittee approved an updated Package 091 Statewide Administrative Savings, moving a small amount from personal services to services and supplies.

### **Department of Transportation**

The General Fund reduction taken for the 2% supplemental ending balance holdback was not restored. The Subcommittee approved an updated Package 091 Statewide Administrative Savings. A portion of the agency's reduction was moved from personal services to services and supplies.

The Seniors special purpose appropriation, described on page 47, provides \$4 million General Fund to the Department for additional Elderly and Disabled Transit support.

# BUDGET NARRATIVE

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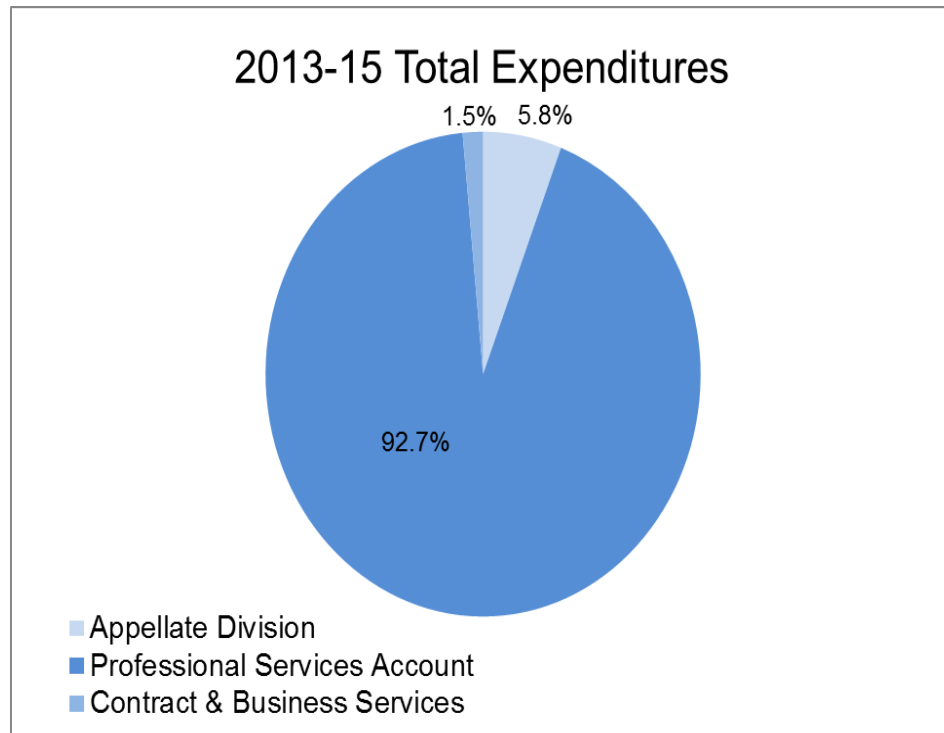
## Public Defense Services Commission

### Agency Summary

The Public Defense Services Commission (PDSC) is the judicial branch agency responsible for establishing and maintaining a public defense system that ensures the provision of public defense services in the most cost-efficient manner consistent with the Oregon Constitution, the United States Constitution and Oregon and national standards of justice.

### Budget Summary Graphics

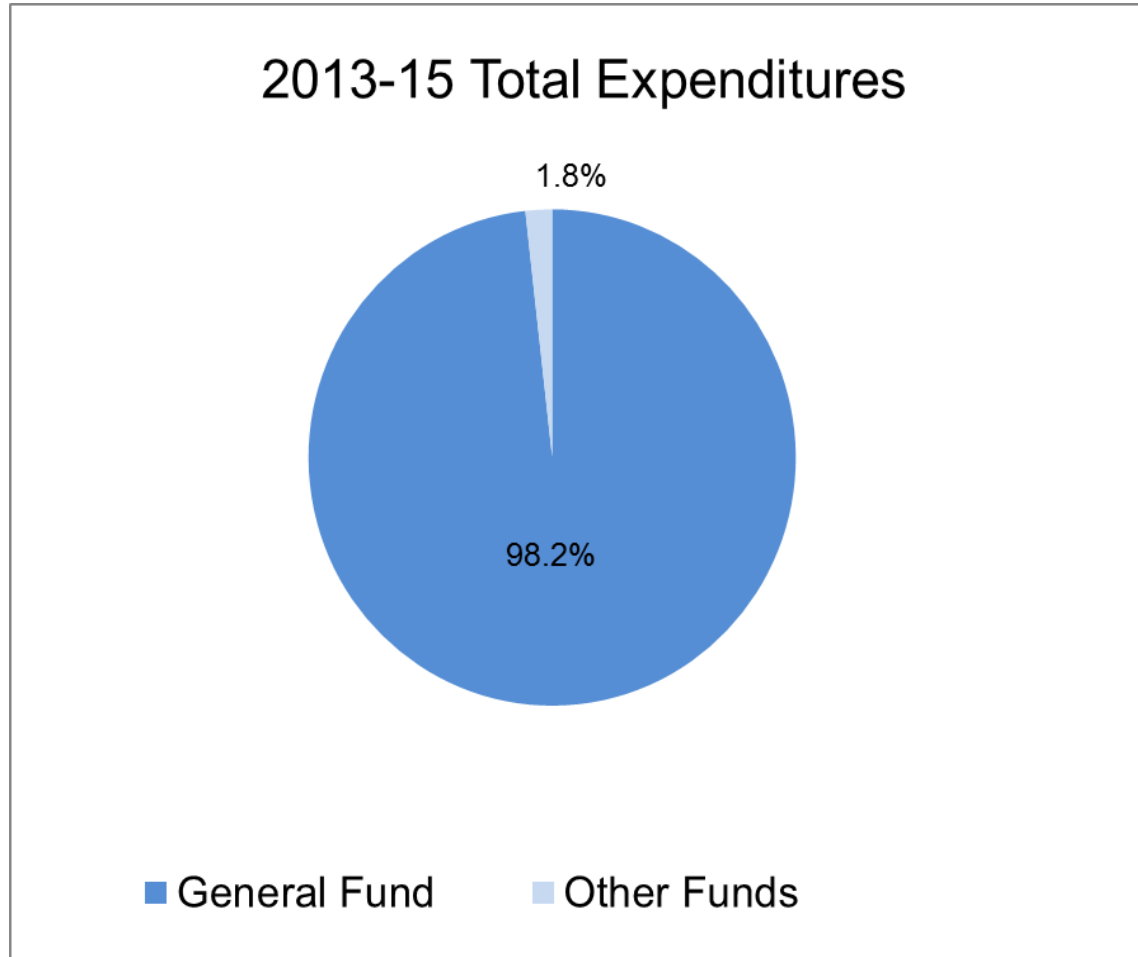
#### How the budget is allocated among programs or activities



# BUDGET NARRATIVE

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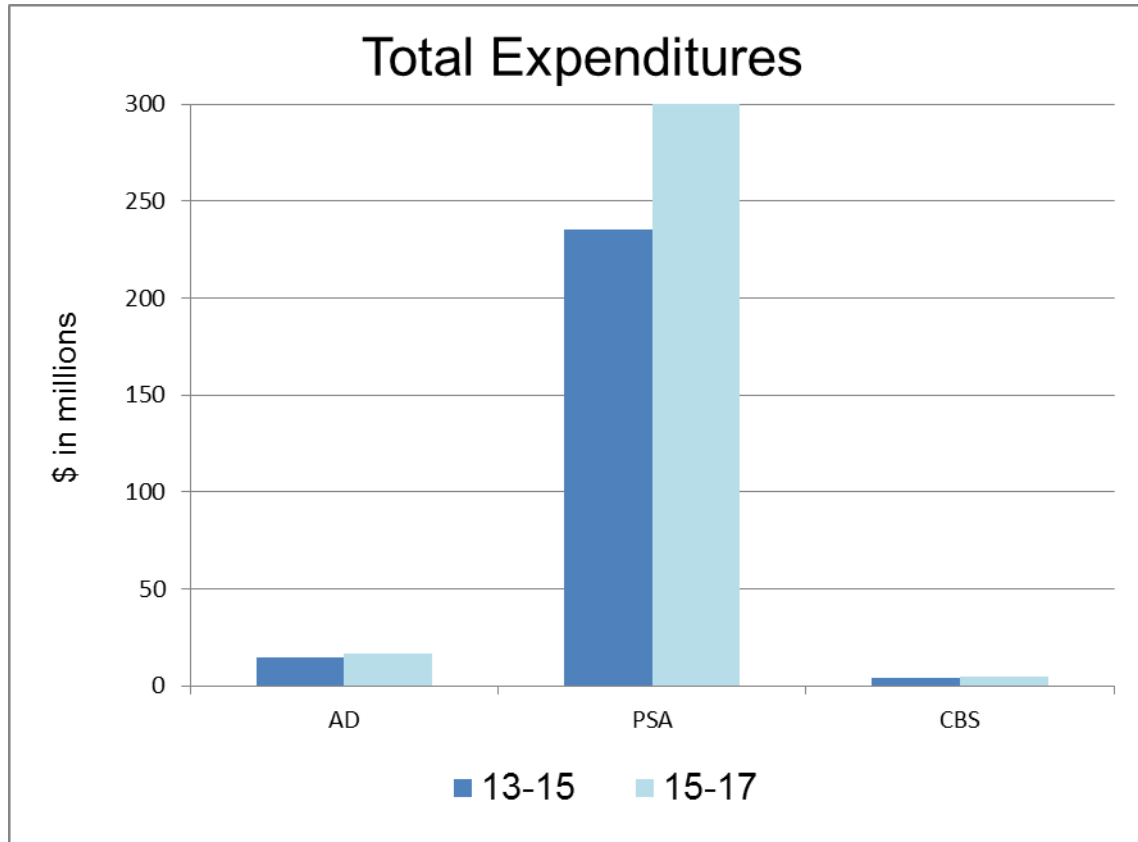
## Distribution by fund types





# BUDGET NARRATIVE

## Comparison of 2013-15 Legislatively Approved Budget (as of April 2014) with the 2015-17 Agency Request Budget



AD = Appellate Division    PSA = Professional Services Account    CBS = Contract & Business Services

# BUDGET NARRATIVE

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## **Mission Statement and Statutory Authority**

The Legislative Assembly enacted a mission statement for PDSC in 2001. ORS 151.216 directs PDSC to administer “a public defense system that ensures the provision of public defense services in the most cost-efficient manner consistent with the Oregon Constitution, the United States Constitution and Oregon and national standards of justice.”

**Oregon Revised Statutes:** PDSC’s authority is derived from ORS 151.211 et seq.

## **Long-Term Plan**

A well-functioning statewide public defense system is an essential part of Oregon’s public safety and child welfare system. The long-term plan of the PDSC is the maintenance of a sustainable, effective and cost-efficient public defense system. A key to securing such a system is funding that enables the PDSC to attract and retain qualified attorneys who are supported with appropriate training and other resources with caseloads that permit competent and appropriate representation of each and every client.

While a defense attorney’s first duty is to represent individual clients with skill, loyalty and zeal, the fulfillment of those obligations generally benefits the entire system. No public interest is served in allowing the innocent to be convicted or in allowing children to be removed from their parents without just cause or in committing persons to mental institutions who do not require such placements. Judges and prosecutors rely on the defense to protect their clients’ interests and the integrity of the system. When the defense does not meet its obligations, the court, prosecution, and community, cannot be confident that justice is done.

In communities around the state, judges, prosecutors and defense attorneys work together to find efficient methods of handling large volumes of cases while preserving the rights of all involved. There are early resolution programs in many communities which help identify cases that can be resolved without trial and moved out of the system so that resources can be concentrated on the cases that require litigation. Drug courts, family courts, and mental health courts rely on judges, prosecutors and defenders to identify, engage and support appropriate clients for participation in and successful completion of these treatment focused systems. All parties participate in moving ceremonies to celebrate successful completions. When clients are convicted of criminal offenses, defense attorneys aid the system by helping to identify appropriate evidence-based programs and sanctions that can assist in their clients’ rehabilitation. Attorneys for parents and children have been able to identify family members or others who can help address the family’s needs without requiring that the family be separated. Some of these attorneys also identify treatment resources previously unknown to the child welfare system.

## BUDGET NARRATIVE

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In order for the public defense system to perform its statutory and constitutional function, it must be adequately funded. Quality representation requires that there be qualified, experienced, dedicated defenders. In order to sustain Oregon's unique public defense system, comprised entirely of private providers at the trial level, defense providers and their employees must be fairly and adequately compensated throughout the term of the contract. An efficient system also ensures that lawyers who provide quality services are retained as an essential component of the public defense system. The consequences of inadequate funding were dramatically illustrated in 2003, when public defense funding was reduced by nearly 20% in response to a statewide budget shortfall. Subsequent layoffs, furloughs, and the closure of public defense offices, resulted in the loss of skilled and talented defense attorneys and staff. At the same time, without these attorneys, courts were no longer able to process entire categories of criminal cases and many criminal cases were either not charged, or were dismissed. Police and prosecutors were not able to hold persons accountable for criminal conduct. Public safety leaders acknowledged that adequate public defense funding was essential to healthy and liveable Oregon communities.

Although the crisis of 2003 has not recurred, the system continues to face challenges to its long-term stability. The PDSC's budget and strategic plan target the three main challenges faced by the agency: 1) the need to attract and retain quality public defense providers; 2) the need to improve the quality of representation, especially in juvenile dependency cases; and 3) the need to enable contractors to reduce caseloads while maintaining adequate revenue to support continued operation.

All three of these challenges are interrelated. Among the agency's long-term providers, some of the most senior attorneys are reaching retirement age. Due to increases in the cost of living over the past two decades and the lack of a corresponding increase in the public defense budget, these providers have experienced increasing difficulty recruiting and retaining new attorneys. High caseloads also contribute to the difficulty of attracting new attorneys. The major reason that public defense caseloads in Oregon exceed national standards is that public defense contractors accept ever-increasing caseloads in order to meet rising costs. Quality of representation as well as morale and long-term job satisfaction have been negatively affected by excessive caseloads.

The agency's 2015-17 budget policy option packages address these challenges using several strategies, including:

- funding to ensure consistent case rates for providers within each county and among similarly situated counties;
- case rate increases to allow providers to improve compensation and reduce caseloads;
- funding to enhance the ability of contract administrators to provide oversight and quality assurance;
- increased rates for hourly paid attorneys and investigators to ensure continued participation of hourly providers;
- funding to expand the Parent Child Representation Program and improve the quality of representation in juvenile proceedings across the state;

## BUDGET NARRATIVE

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- compensation increases for staff at the Office of Public Defense Services who are currently earning approximately 3-18 percent less than comparable employees in other state agencies; and
- funding for additional office space to alleviate current crowding issues.

Taking these steps will keep employees and providers from leaving public defense and improve the quality of representation in all case types.

### **2015-17 Short-Term Plan**

Agency Programs – The Office of Public Defense Services is divided into two primary work areas: The Appellate Division (AD) and Contract and Business Services (CBS):

- The Appellate Division (AD), lead by the Chief Defender, provides direct legal services in the Oregon Supreme Court and Court of Appeals on behalf of financially eligible clients appealing trial court judgments of conviction in criminal cases, and trial court judgments in juvenile dependency and termination of parental rights cases. Through best practices in performance management, results-based attorney work plans and regular performance evaluations of every employee, AD plans to continue making progress in increasing office efficiencies and, as a result of such efficiencies, continue the elimination of historic criminal case backlogs in the state's appellate courts and achieve established timelines for briefing in these cases.
- Contract and Business Services has two distinct functions, as well as executive services:
  - Contract Services, lead by the Contracts Manager, negotiates and administers approximately 96 public defense contracts with individual lawyers and groups of lawyers, and with nonprofit law firms, for the delivery of legal services across the state in criminal, juvenile, civil commitment and post-conviction relief cases, and an additional 16 contracts for non-attorney services, such as mitigation services. This unit also reviews requests for expenses for public defense cases, and plans to continue developing and refining policies and practices that ensure the cost-effective administration of public defense contracts and payment of necessary and reasonable fees and expenses. (Contract costs and fees and expenses are funded from the Professional Services Account.)
  - Financial Services, administered by the Budget and Finance Manager, processes expenses for public defense cases across the state, and will continue to ensure accurate and timely processing of all bills.
  - Executive Services includes general counsel, and human resources, information technology, and operations support.

## BUDGET NARRATIVE

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- PDSC’s Executive Director and General Counsel, in collaboration with the Chief Defender and Contracts Manager, will continue to implement quality assurance programs that evaluate the operations and performance of PDSC’s major contractors throughout the state and their adoption of best practices in public defense and law office management:
  - (1) PDSC has reviewed the public defense delivery systems in 25 of Oregon’s 27 judicial districts and will continue to hold meetings and conduct investigations throughout Oregon for the purposes of developing a “Service Delivery Plan” for every county or judicial district in the state. Such reviews are conducted with the cooperation of the public defense contractors in the area, the Circuit Court judges, the District Attorneys and many other representatives of the local criminal and juvenile justice systems. PDSC prepares written reports that include final service delivery plans for each district; these reports are on its website for review by any interested person or group. The service delivery plans establish the most cost-effective local organizations, structures and policies for the delivery of public defense services, taking into account the justice system practices and resources in each locality.
  - (2) The agency’s General Counsel performs quality assurance assessments of providers in each judicial district. This unique program involves the volunteer effort of dozens of public and private defense attorneys and other professionals who devote two and a half days to the study and analysis of the quality of representation being provided by a particular contractor or contractors in the county or district. To date 48 of these assessments have been performed. Detailed reports are provided to the subject contractors identifying areas of special achievement as well as areas in which improvement is needed and recommendations for actions to be taken to address any deficits. PDSC is not aware of any other state public defense system that is able to achieve thorough assessments of its providers with the use of an all volunteer group of lawyers and other professionals. The contribution made by these volunteers is an indication of their commitment to supporting high-quality representation for public defense clients.
  - (3) PDSC co-sponsors, with the Oregon Criminal Defense Lawyers Association (OCDLA) (a membership organization of defense providers) two conferences each year. The first is a two-day training for public defense managers which includes training on best practices for law office management, quality improvement initiatives, updates on technical developments that can affect productivity, and many other issues of interest to contractors. OCDLA is the organization that provides the great majority of continuing legal education programs for lawyers engaged in the practice of criminal law. PDSC also co-sponsors, along with OCDLA, the Juvenile Court Improvement Program, Department of Justice, and other juvenile law stakeholders, a two day Juvenile Law Training Academy for all participants in the juvenile law system.

## BUDGET NARRATIVE

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(4) The agency's Parent Child Representation Program (PCRP), implemented in 2014 as a pilot project in Yamhill and Linn counties, specifically targets improved representation in juvenile cases. Modeled after a very successful Washington state program that reduced time children spent in foster care and reduced the time required to achieve permanency, the PCRP ensures that lawyers have reduced caseloads, the assistance of social workers, and additional training. The PDSC would like to add two larger counties, Multnomah and Clackamas, as participating counties in 2016.

Environmental Factors – The public defense services that PDSC provides are mandated by state and federal constitutions and statutes.

The factors that drive the demand for these public defense services are beyond the control of PDSC. These factors include demographic factors such as population growth and growth in the at-risk population for juvenile and criminal offenses, the state's crime rate, policy decisions regarding criminal law by the Legislative Assembly and by the voters through ballot initiatives, and law enforcement policies and practices of state and local police agencies and 36 independently elected district attorneys.

PDSC is committed to ensuring that taxpayer funds devoted to public defense services are spent wisely by carrying out its mission of providing quality legal services cost-efficiently. PDSC is accomplishing that mission through results-based agency operations and management and a commitment to performance measurement and evaluation, as well as through collaborations with public defense contractors to implement best practices in law office management and quality assurance throughout the state.

Public defender compensation is well below the compensation received for legal services not only by attorneys in other areas of practice, but also by their counterparts in public prosecutors' offices. Qualified lawyers are increasingly unavailable to provide public defense services. As a result, local public safety systems throughout the state suffer with caseloads that are too high, and systems that are at risk because of the legal impossibility of prosecuting criminal and juvenile cases without public defense attorneys, as occurred statewide in the 2001-2003 biennium.

Agency Initiatives – This budget request contains eight policy packages that are designed to ensure the availability of qualified public defense attorneys throughout Oregon and the continuing operation of the state's public safety system.

- Package No. 100 provides funding for consistent case rates within each county, and within similarly situated counties, and increases funding available to reimburse mileage expenses for providers who practice in more rural areas. This enhances providers' ability to recruit and retain attorneys because contract earnings are not unfairly reduced due to high mileage costs.

## BUDGET NARRATIVE

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- Package No. 101 provides increased case rates to allow contract providers to reduce caseloads where they exceed Oregon and national standards, and increase compensation to within 5 percent of compensation received by deputy district attorneys in an effort to comply with PDSC's statutory mandate to adopt policies that provide for a "fair compensation" system. ORS 151.216(1)(f)(C). This package will also improve providers' ability to attract and retain qualified lawyers.
- Package No. 102 provides compensation for the time contract administrators dedicate to quality assurance efforts, and limited funding for case management systems to support contract administrator efforts to use data-driven quality assurance assessments. Currently, contract administrators are not compensated by the PDSC for time spent managing the contract, measuring performance, and engaging in quality assurance efforts. Providing compensation for these activities will allow contract administrators to reduce their caseloads and spend more time monitoring caseloads of attorneys in the group and ensuring quality services.
- Package No. 103 increases hourly rates for attorneys and investigators to rates that are more competitive in order to allow the public defense system to recruit and retain a sufficient number of qualified attorneys and investigators, as well as to comply with PDSC's statutory mandate to adopt policies that provide for a "fair compensation" system. ORS 151.216(1)(f)(C).
- Package No. 104 expands the Parent Child Representation Program (PCRP) to Multnomah and Clackamas Counties. The PCRP is modeled after a successful program in Washington state, where improved representation reduced the amount of time children spend in foster care and improved the time to permanency. The PCRP provides lawyers with reduced caseloads, the assistance of social workers, and additional training. Implementing the program in Multnomah and Clackamas Counties will impact a greater number of clients, and allow the agency to compare results between smaller and larger counties. This package also includes funding for administrative support of the PCRP.
- Package No. 105 provides funding required for PDSC to carry out the statutory directive to adopt a compensation plan for the office of public defense services that is commensurate with other state agencies. ORS 151.216(1)(e). Lawyers and staff are paid consistently below comparable employees at other state agencies, which negatively impacts staff morale and employee retention efforts. Given the length of time required to train lawyers and staff, rapid turnover is an unnecessary drain on state resources.
- Package No. 106 would allow OPDS to acquire additional office space. Currently, attorneys must share offices, and do not have a dedicated client interview room. Additionally, it would offer conference space that is sufficient for all staff meetings and trainings.

## BUDGET NARRATIVE

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- Package No. 107 restores general fund expenditures in the Professional Services Account that were previously funded with other funds from the Application Contribution program (ACP).

### **Criteria for 2015-17 Budget Development**

To continue to provide constitutionally and statutorily mandated legal representation to financially eligible persons while improving the quality of representation and maintaining the long-term viability of the program.



**Summary of 2015-17 Biennium Budget**

**Public Defense Svcs Comm**  
**Public Defense Svcs Comm**  
**2015-17 Biennium**

**Agency Request Budget**  
**Cross Reference Number: 40400-000-00-00-00000**

<i>Description</i>	<i>Positions</i>	<i>Full-Time Equivalent (FTE)</i>	<i>ALL FUNDS</i>	<i>General Fund</i>	<i>Lottery Funds</i>	<i>Other Funds</i>	<i>Federal Funds</i>	<i>Nonlimited Other Funds</i>	<i>Nonlimited Federal Funds</i>
2013-15 Leg Adopted Budget	76	75.79	248,747,113	244,280,071	-	4,467,042	-	-	-
2013-15 Emergency Boards	-	-	5,411,838	5,404,236	-	7,602	-	-	-
<b>2013-15 Leg Approved Budget</b>	<b>76</b>	<b>75.79</b>	<b>254,158,951</b>	<b>249,684,307</b>	<b>-</b>	<b>4,474,644</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>2015-17 Base Budget Adjustments</b>									
Net Cost of Position Actions									
Administrative Biennialized E-Board, Phase-Out	-	(0.68)	257,929	211,243	-	46,686	-	-	-
Estimated Cost of Merit Increase			406,962	406,962	-	-	-	-	-
Base Debt Service Adjustment			-	-	-	-	-	-	-
Base Nonlimited Adjustment			-	-	-	-	-	-	-
Capital Construction			-	-	-	-	-	-	-
<b>Subtotal 2015-17 Base Budget</b>	<b>76</b>	<b>75.11</b>	<b>254,823,842</b>	<b>250,302,512</b>	<b>-</b>	<b>4,521,330</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Essential Packages</b>									
010 - Non-PICS Pers Svc/Vacancy Factor									
Non-PICS Personal Service Increase/(Decrease)	-	-	54,834	51,880	-	2,954	-	-	-
<b>Subtotal</b>	<b>-</b>	<b>-</b>	<b>54,834</b>	<b>51,880</b>	<b>-</b>	<b>2,954</b>	<b>-</b>	<b>-</b>	<b>-</b>
020 - Phase In / Out Pgm & One-time Cost									
021 - Phase-in	-	-	3,436,193	3,436,193	-	-	-	-	-
022 - Phase-out Pgm & One-time Costs	-	-	-	-	-	-	-	-	-
<b>Subtotal</b>	<b>-</b>	<b>-</b>	<b>3,436,193</b>	<b>3,436,193</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
030 - Inflation & Price List Adjustments									
Cost of Goods & Services Increase/(Decrease)	-	-	9,864,847	9,368,475	-	496,372	-	-	-
State Gov't & Services Charges Increase/(Decrease)			27,365	27,365	-	-	-	-	-
<b>Subtotal</b>	<b>-</b>	<b>-</b>	<b>9,892,212</b>	<b>9,395,840</b>	<b>-</b>	<b>496,372</b>	<b>-</b>	<b>-</b>	<b>-</b>

**Summary of 2015-17 Biennium Budget**

**Public Defense Svcs Comm  
Public Defense Svcs Comm  
2015-17 Biennium**

**Agency Request Budget  
Cross Reference Number: 40400-000-00-00-00000**

<i>Description</i>	<i>Positions</i>	<i>Full-Time Equivalent (FTE)</i>	<i>ALL FUNDS</i>	<i>General Fund</i>	<i>Lottery Funds</i>	<i>Other Funds</i>	<i>Federal Funds</i>	<i>Nonlimited Other Funds</i>	<i>Nonlimited Federal Funds</i>
040 - Mandated Caseload									
040 - Mandated Caseload	-	-	2,421,814	2,408,706	-	13,108	-	-	-
050 - Fundshifts and Revenue Reductions									
050 - Fundshifts	-	-	-	-	-	-	-	-	-
060 - Technical Adjustments									
060 - Technical Adjustments	-	-	-	-	-	-	-	-	-
<b>Subtotal: 2015-17 Current Service Level</b>	<b>76</b>	<b>75.11</b>	<b>270,628,895</b>	<b>265,595,131</b>	<b>-</b>	<b>5,033,764</b>	<b>-</b>	<b>-</b>	<b>-</b>

**Summary of 2015-17 Biennium Budget**

**Public Defense Svcs Comm**  
**Public Defense Svcs Comm**  
**2015-17 Biennium**

**Agency Request Budget**  
**Cross Reference Number: 40400-000-00-00-00000**

<i>Description</i>	<i>Positions</i>	<i>Full-Time Equivalent (FTE)</i>	<i>ALL FUNDS</i>	<i>General Fund</i>	<i>Lottery Funds</i>	<i>Other Funds</i>	<i>Federal Funds</i>	<i>Nonlimited Other Funds</i>	<i>Nonlimited Federal Funds</i>
<b>Subtotal: 2015-17 Current Service Level</b>	<b>76</b>	<b>75.11</b>	<b>270,628,895</b>	<b>265,595,131</b>	<b>-</b>	<b>5,033,764</b>	<b>-</b>	<b>-</b>	<b>-</b>
070 - Revenue Reductions/Shortfall									
070 - Revenue Shortfalls	-	-	(1,200,000)	-	-	(1,200,000)	-	-	-
<b>Modified 2015-17 Current Service Level</b>	<b>76</b>	<b>75.11</b>	<b>269,428,895</b>	<b>265,595,131</b>	<b>-</b>	<b>3,833,764</b>	<b>-</b>	<b>-</b>	<b>-</b>
080 - E-Boards									
080 - May 2014 E-Board	-	-	-	-	-	-	-	-	-
<b>Subtotal Emergency Board Packages</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
Policy Packages									
100 - Consistent Rates & Mileage for PD Kors	-	-	7,548,195	7,548,195	-	-	-	-	-
101 - Public Defense Contractor Parity	-	-	21,574,168	21,574,168	-	-	-	-	-
102 - Contractor Quality Assurance	-	-	4,625,940	4,625,940	-	-	-	-	-
103 - Provider Hourly Rate Increases	-	-	9,561,682	9,561,682	-	-	-	-	-
104 - Juvenile Dependency Improvement	2	2.00	5,961,691	5,961,691	-	-	-	-	-
105 - Employee Compensation ORS 151.216	-	-	1,552,293	1,544,492	-	7,801	-	-	-
106 - Office Space	-	-	448,117	448,117	-	-	-	-	-
107 - ACP Revenue Shortfall	-	-	1,200,000	1,200,000	-	-	-	-	-
<b>Subtotal Policy Packages</b>	<b>2</b>	<b>2.00</b>	<b>52,472,086</b>	<b>52,464,285</b>	<b>-</b>	<b>7,801</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Total 2015-17 Agency Request Budget</b>	<b>78</b>	<b>77.11</b>	<b>321,900,981</b>	<b>318,059,416</b>	<b>-</b>	<b>3,841,565</b>	<b>-</b>	<b>-</b>	<b>-</b>
Percentage Change From 2013-15 Leg Approved Budget	2.60%	1.70%	26.70%	27.40%	-	-14.10%	-	-	-
Percentage Change From 2015-17 Current Service Level	2.60%	2.70%	18.90%	19.80%	-	-23.70%	-	-	-

**Summary of 2015-17 Biennium Budget**

**Public Defense Svcs Comm  
Appellate Division  
2015-17 Biennium**

**Agency Request Budget  
Cross Reference Number: 40400-001-00-00-00000**

<i>Description</i>	<i>Positions</i>	<i>Full-Time Equivalent (FTE)</i>	<i>ALL FUNDS</i>	<i>General Fund</i>	<i>Lottery Funds</i>	<i>Other Funds</i>	<i>Federal Funds</i>	<i>Nonlimited Other Funds</i>	<i>Nonlimited Federal Funds</i>
2013-15 Leg Adopted Budget	60	60.00	14,185,524	14,185,524	-	-	-	-	-
2013-15 Emergency Boards	-	-	635,613	635,613	-	-	-	-	-
<b>2013-15 Leg Approved Budget</b>	<b>60</b>	<b>60.00</b>	<b>14,821,137</b>	<b>14,821,137</b>	-	-	-	-	-
<b>2015-17 Base Budget Adjustments</b>									
Net Cost of Position Actions									
Administrative Biennialized E-Board, Phase-Out	(2)	(2.89)	(181,035)	(181,035)	-	-	-	-	-
Estimated Cost of Merit Increase			373,101	373,101	-	-	-	-	-
Base Debt Service Adjustment			-	-	-	-	-	-	-
Base Nonlimited Adjustment			-	-	-	-	-	-	-
Capital Construction			-	-	-	-	-	-	-
<b>Subtotal 2015-17 Base Budget</b>	<b>58</b>	<b>57.11</b>	<b>15,013,203</b>	<b>15,013,203</b>	-	-	-	-	-
<b>Essential Packages</b>									
010 - Non-PICS Pers Svc/Vacancy Factor									
Non-PICS Personal Service Increase/(Decrease)	-	-	30,839	30,839	-	-	-	-	-
<b>Subtotal</b>	-	-	<b>30,839</b>	<b>30,839</b>	-	-	-	-	-
020 - Phase In / Out Pgm & One-time Cost									
021 - Phase-in	-	-	-	-	-	-	-	-	-
022 - Phase-out Pgm & One-time Costs	-	-	-	-	-	-	-	-	-
<b>Subtotal</b>	-	-	-	-	-	-	-	-	-
030 - Inflation & Price List Adjustments									
Cost of Goods & Services Increase/(Decrease)	-	-	120,211	120,211	-	-	-	-	-
State Gov't & Services Charges Increase/(Decrease)			19,502	19,502	-	-	-	-	-
<b>Subtotal</b>	-	-	<b>139,713</b>	<b>139,713</b>	-	-	-	-	-

**Summary of 2015-17 Biennium Budget**

**Public Defense Svcs Comm  
Appellate Division  
2015-17 Biennium**

**Agency Request Budget  
Cross Reference Number: 40400-001-00-00-00000**

<i>Description</i>	<i>Positions</i>	<i>Full-Time Equivalent (FTE)</i>	<i>ALL FUNDS</i>	<i>General Fund</i>	<i>Lottery Funds</i>	<i>Other Funds</i>	<i>Federal Funds</i>	<i>Nonlimited Other Funds</i>	<i>Nonlimited Federal Funds</i>
040 - Mandated Caseload									
040 - Mandated Caseload	-	-	-	-	-	-	-	-	-
050 - Fundshifts and Revenue Reductions									
050 - Fundshifts	-	-	-	-	-	-	-	-	-
060 - Technical Adjustments									
060 - Technical Adjustments	-	-	-	-	-	-	-	-	-
<b>Subtotal: 2015-17 Current Service Level</b>	<b>58</b>	<b>57.11</b>	<b>15,183,755</b>	<b>15,183,755</b>	-	-	-	-	-

**Summary of 2015-17 Biennium Budget**

**Public Defense Svcs Comm  
Appellate Division  
2015-17 Biennium**

**Agency Request Budget  
Cross Reference Number: 40400-001-00-00-00000**

<i>Description</i>	<i>Positions</i>	<i>Full-Time Equivalent (FTE)</i>	<i>ALL FUNDS</i>	<i>General Fund</i>	<i>Lottery Funds</i>	<i>Other Funds</i>	<i>Federal Funds</i>	<i>Nonlimited Other Funds</i>	<i>Nonlimited Federal Funds</i>
<b>Subtotal: 2015-17 Current Service Level</b>	<b>58</b>	<b>57.11</b>	<b>15,183,755</b>	<b>15,183,755</b>	-	-	-	-	-
070 - Revenue Reductions/Shortfall									
070 - Revenue Shortfalls	-	-	-	-	-	-	-	-	-
<b>Modified 2015-17 Current Service Level</b>	<b>58</b>	<b>57.11</b>	<b>15,183,755</b>	<b>15,183,755</b>	-	-	-	-	-
080 - E-Boards									
080 - May 2014 E-Board	-	-	-	-	-	-	-	-	-
<b>Subtotal Emergency Board Packages</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
Policy Packages									
100 - Consistent Rates & Mileage for PD Kors	-	-	-	-	-	-	-	-	-
101 - Public Defense Contractor Parity	-	-	-	-	-	-	-	-	-
102 - Contractor Quality Assurance	-	-	-	-	-	-	-	-	-
103 - Provider Hourly Rate Increases	-	-	-	-	-	-	-	-	-
104 - Juvenile Dependency Improvement	-	-	-	-	-	-	-	-	-
105 - Employee Compensation ORS 151.216	-	-	1,397,424	1,397,424	-	-	-	-	-
106 - Office Space	-	-	354,012	354,012	-	-	-	-	-
107 - ACP Revenue Shortfall	-	-	-	-	-	-	-	-	-
<b>Subtotal Policy Packages</b>	<b>-</b>	<b>-</b>	<b>1,751,436</b>	<b>1,751,436</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Total 2015-17 Agency Request Budget</b>	<b>58</b>	<b>57.11</b>	<b>16,935,191</b>	<b>16,935,191</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
Percentage Change From 2013-15 Leg Approved Budget	-3.30%	-4.80%	14.30%	14.30%	-	-	-	-	-
Percentage Change From 2015-17 Current Service Level	-	-	11.50%	11.50%	-	-	-	-	-

**Summary of 2015-17 Biennium Budget**

**Public Defense Svcs Comm  
Professional Services Account  
2015-17 Biennium**

**Agency Request Budget  
Cross Reference Number: 40400-002-00-00-00000**

<i>Description</i>	<i>Positions</i>	<i>Full-Time Equivalent (FTE)</i>	<i>ALL FUNDS</i>	<i>General Fund</i>	<i>Lottery Funds</i>	<i>Other Funds</i>	<i>Federal Funds</i>	<i>Nonlimited Other Funds</i>	<i>Nonlimited Federal Funds</i>
2013-15 Leg Adopted Budget	-	-	230,901,197	226,918,697	-	3,982,500	-	-	-
2013-15 Emergency Boards	-	-	4,617,158	4,617,158	-	-	-	-	-
<b>2013-15 Leg Approved Budget</b>	-	-	<b>235,518,355</b>	<b>231,535,855</b>	-	<b>3,982,500</b>	-	-	-
<b>2015-17 Base Budget Adjustments</b>									
Net Cost of Position Actions									
Administrative Biennialized E-Board, Phase-Out	-	-	-	-	-	-	-	-	-
Estimated Cost of Merit Increase	-	-	-	-	-	-	-	-	-
Base Debt Service Adjustment	-	-	-	-	-	-	-	-	-
Base Nonlimited Adjustment	-	-	-	-	-	-	-	-	-
Capital Construction	-	-	-	-	-	-	-	-	-
<b>Subtotal 2015-17 Base Budget</b>	-	-	<b>235,518,355</b>	<b>231,535,855</b>	-	<b>3,982,500</b>	-	-	-
020 - Phase In / Out Pgm & One-time Cost									
021 - Phase-in	-	-	3,436,193	3,436,193	-	-	-	-	-
022 - Phase-out Pgm & One-time Costs	-	-	-	-	-	-	-	-	-
<b>Subtotal</b>	-	-	<b>3,436,193</b>	<b>3,436,193</b>	-	-	-	-	-
030 - Inflation & Price List Adjustments									
Cost of Goods & Services Increase/(Decrease)	-	-	9,705,662	9,209,290	-	496,372	-	-	-
<b>Subtotal</b>	-	-	<b>9,705,662</b>	<b>9,209,290</b>	-	<b>496,372</b>	-	-	-
040 - Mandated Caseload									
040 - Mandated Caseload	-	-	2,421,814	2,408,706	-	13,108	-	-	-
050 - Fundshifts and Revenue Reductions									
050 - Fundshifts	-	-	-	-	-	-	-	-	-
060 - Technical Adjustments									

**Summary of 2015-17 Biennium Budget**

**Public Defense Svcs Comm  
Professional Services Account  
2015-17 Biennium**

**Agency Request Budget  
Cross Reference Number: 40400-002-00-00-00000**

<i>Description</i>	<i>Positions</i>	<i>Full-Time Equivalent (FTE)</i>	<i>ALL FUNDS</i>	<i>General Fund</i>	<i>Lottery Funds</i>	<i>Other Funds</i>	<i>Federal Funds</i>	<i>Nonlimited Other Funds</i>	<i>Nonlimited Federal Funds</i>
060 - Technical Adjustments	-	-	-	-	-	-	-	-	-
<b>Subtotal: 2015-17 Current Service Level</b>	-	-	<b>251,082,024</b>	<b>246,590,044</b>	-	<b>4,491,980</b>	-	-	-



**Summary of 2015-17 Biennium Budget**

**Public Defense Svcs Comm  
Professional Services Account  
2015-17 Biennium**

**Agency Request Budget  
Cross Reference Number: 40400-002-00-00-00000**

<i>Description</i>	<i>Positions</i>	<i>Full-Time Equivalent (FTE)</i>	<i>ALL FUNDS</i>	<i>General Fund</i>	<i>Lottery Funds</i>	<i>Other Funds</i>	<i>Federal Funds</i>	<i>Nonlimited Other Funds</i>	<i>Nonlimited Federal Funds</i>
<b>Subtotal: 2015-17 Current Service Level</b>	-	-	<b>251,082,024</b>	<b>246,590,044</b>	-	<b>4,491,980</b>	-	-	-
070 - Revenue Reductions/Shortfall									
070 - Revenue Shortfalls	-	-	(1,200,000)	-	-	(1,200,000)	-	-	-
<b>Modified 2015-17 Current Service Level</b>	-	-	<b>249,882,024</b>	<b>246,590,044</b>	-	<b>3,291,980</b>	-	-	-
080 - E-Boards									
080 - May 2014 E-Board	-	-	-	-	-	-	-	-	-
<b>Subtotal Emergency Board Packages</b>	-	-	-	-	-	-	-	-	-
Policy Packages									
100 - Consistent Rates & Mileage for PD Kors	-	-	7,548,195	7,548,195	-	-	-	-	-
101 - Public Defense Contractor Parity	-	-	21,574,168	21,574,168	-	-	-	-	-
102 - Contractor Quality Assurance	-	-	4,625,940	4,625,940	-	-	-	-	-
103 - Provider Hourly Rate Increases	-	-	9,561,682	9,561,682	-	-	-	-	-
104 - Juvenile Dependency Improvement	-	-	5,646,547	5,646,547	-	-	-	-	-
105 - Employee Compensation ORS 151.216	-	-	-	-	-	-	-	-	-
106 - Office Space	-	-	-	-	-	-	-	-	-
107 - ACP Revenue Shortfall	-	-	1,200,000	1,200,000	-	-	-	-	-
<b>Subtotal Policy Packages</b>	-	-	<b>50,156,532</b>	<b>50,156,532</b>	-	-	-	-	-
<b>Total 2015-17 Agency Request Budget</b>	-	-	<b>300,038,556</b>	<b>296,746,576</b>	-	<b>3,291,980</b>	-	-	-
Percentage Change From 2013-15 Leg Approved Budget	-	-	27.40%	28.20%	-	-17.30%	-	-	-
Percentage Change From 2015-17 Current Service Level	-	-	19.50%	20.30%	-	-26.70%	-	-	-

**Summary of 2015-17 Biennium Budget**

**Public Defense Svcs Comm  
Contract & Business Svcs. Div.  
2015-17 Biennium**

**Agency Request Budget  
Cross Reference Number: 40400-004-00-00-00000**

<i>Description</i>	<i>Positions</i>	<i>Full-Time Equivalent (FTE)</i>	<i>ALL FUNDS</i>	<i>General Fund</i>	<i>Lottery Funds</i>	<i>Other Funds</i>	<i>Federal Funds</i>	<i>Nonlimited Other Funds</i>	<i>Nonlimited Federal Funds</i>
2013-15 Leg Adopted Budget	16	15.79	3,660,392	3,175,850	-	484,542	-	-	-
2013-15 Emergency Boards	-	-	159,067	151,465	-	7,602	-	-	-
<b>2013-15 Leg Approved Budget</b>	<b>16</b>	<b>15.79</b>	<b>3,819,459</b>	<b>3,327,315</b>	<b>-</b>	<b>492,144</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>2015-17 Base Budget Adjustments</b>									
Net Cost of Position Actions									
Administrative Biennialized E-Board, Phase-Out	2	2.21	438,964	392,278	-	46,686	-	-	-
Estimated Cost of Merit Increase			33,861	33,861	-	-	-	-	-
Base Debt Service Adjustment			-	-	-	-	-	-	-
Base Nonlimited Adjustment			-	-	-	-	-	-	-
Capital Construction			-	-	-	-	-	-	-
<b>Subtotal 2015-17 Base Budget</b>	<b>18</b>	<b>18.00</b>	<b>4,292,284</b>	<b>3,753,454</b>	<b>-</b>	<b>538,830</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Essential Packages</b>									
010 - Non-PICS Pers Svc/Vacancy Factor									
Non-PICS Personal Service Increase/(Decrease)	-	-	23,995	21,041	-	2,954	-	-	-
<b>Subtotal</b>	<b>-</b>	<b>-</b>	<b>23,995</b>	<b>21,041</b>	<b>-</b>	<b>2,954</b>	<b>-</b>	<b>-</b>	<b>-</b>
020 - Phase In / Out Pgm & One-time Cost									
021 - Phase-in	-	-	-	-	-	-	-	-	-
022 - Phase-out Pgm & One-time Costs	-	-	-	-	-	-	-	-	-
<b>Subtotal</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
030 - Inflation & Price List Adjustments									
Cost of Goods & Services Increase/(Decrease)	-	-	38,974	38,974	-	-	-	-	-
State Gov't & Services Charges Increase/(Decrease)	-	-	7,863	7,863	-	-	-	-	-
<b>Subtotal</b>	<b>-</b>	<b>-</b>	<b>46,837</b>	<b>46,837</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>

**Summary of 2015-17 Biennium Budget**

**Public Defense Svcs Comm  
Contract & Business Svcs. Div.  
2015-17 Biennium**

**Agency Request Budget  
Cross Reference Number: 40400-004-00-00-00000**

<i>Description</i>	<i>Positions</i>	<i>Full-Time Equivalent (FTE)</i>	<i>ALL FUNDS</i>	<i>General Fund</i>	<i>Lottery Funds</i>	<i>Other Funds</i>	<i>Federal Funds</i>	<i>Nonlimited Other Funds</i>	<i>Nonlimited Federal Funds</i>
040 - Mandated Caseload									
040 - Mandated Caseload	-	-	-	-	-	-	-	-	-
050 - Fundshifts and Revenue Reductions									
050 - Fundshifts	-	-	-	-	-	-	-	-	-
060 - Technical Adjustments									
060 - Technical Adjustments	-	-	-	-	-	-	-	-	-
<b>Subtotal: 2015-17 Current Service Level</b>	<b>18</b>	<b>18.00</b>	<b>4,363,116</b>	<b>3,821,332</b>	<b>-</b>	<b>541,784</b>	<b>-</b>	<b>-</b>	<b>-</b>

**Summary of 2015-17 Biennium Budget**

**Public Defense Svcs Comm  
Contract & Business Svcs. Div.  
2015-17 Biennium**

**Agency Request Budget  
Cross Reference Number: 40400-004-00-00-00000**

<i>Description</i>	<i>Positions</i>	<i>Full-Time Equivalent (FTE)</i>	<i>ALL FUNDS</i>	<i>General Fund</i>	<i>Lottery Funds</i>	<i>Other Funds</i>	<i>Federal Funds</i>	<i>Nonlimited Other Funds</i>	<i>Nonlimited Federal Funds</i>
<b>Subtotal: 2015-17 Current Service Level</b>	<b>18</b>	<b>18.00</b>	<b>4,363,116</b>	<b>3,821,332</b>	<b>-</b>	<b>541,784</b>	<b>-</b>	<b>-</b>	<b>-</b>
070 - Revenue Reductions/Shortfall									
070 - Revenue Shortfalls	-	-	-	-	-	-	-	-	-
<b>Modified 2015-17 Current Service Level</b>	<b>18</b>	<b>18.00</b>	<b>4,363,116</b>	<b>3,821,332</b>	<b>-</b>	<b>541,784</b>	<b>-</b>	<b>-</b>	<b>-</b>
080 - E-Boards									
080 - May 2014 E-Board	-	-	-	-	-	-	-	-	-
<b>Subtotal Emergency Board Packages</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
Policy Packages									
100 - Consistent Rates & Mileage for PD Kors	-	-	-	-	-	-	-	-	-
101 - Public Defense Contractor Parity	-	-	-	-	-	-	-	-	-
102 - Contractor Quality Assurance	-	-	-	-	-	-	-	-	-
103 - Provider Hourly Rate Increases	-	-	-	-	-	-	-	-	-
104 - Juvenile Dependency Improvement	2	2.00	315,144	315,144	-	-	-	-	-
105 - Employee Compensation ORS 151.216	-	-	154,869	147,068	-	7,801	-	-	-
106 - Office Space	-	-	94,105	94,105	-	-	-	-	-
107 - ACP Revenue Shortfall	-	-	-	-	-	-	-	-	-
<b>Subtotal Policy Packages</b>	<b>2</b>	<b>2.00</b>	<b>564,118</b>	<b>556,317</b>	<b>-</b>	<b>7,801</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Total 2015-17 Agency Request Budget</b>	<b>20</b>	<b>20.00</b>	<b>4,927,234</b>	<b>4,377,649</b>	<b>-</b>	<b>549,585</b>	<b>-</b>	<b>-</b>	<b>-</b>
Percentage Change From 2013-15 Leg Approved Budget	25.00%	26.70%	29.00%	31.60%	-	11.70%	-	-	-
Percentage Change From 2015-17 Current Service Level	11.10%	11.10%	12.90%	14.60%	-	1.40%	-	-	-

# PROGRAM PRIORITIZATION FOR 2015-17

Agency Name: Public Defense Services Commission																					
2015-17 Biennium																			Agency Number: 40400		
Appellate Division																					
Program/Division Priorities for 2015-17 Biennium																					
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22
Priority (ranked with highest priority first)	Agency Initials	Program or Activity Initials	Program Unit/Activity Description	Identify Key Performance Measure(s)	Primary Purpose Program- Activity Code	GF	LF	OF	NL- OF	FF	NL- FF	TOTAL FUNDS	Pos.	FTE	New or Enhanced Program (Y/N)	Included as Reduction Option (Y/N)	Legal Req. Code (C, D, FM, FO, S)	Legal Citation	Explain What is Mandatory (for C, FM, and FO Only)	Comments on Proposed Changes to CSL included in Agency Request	
Agcy	Prgm/ Div																				
1	1	PDSC	AD	Appellate representation	KPM #1	5	15,183,755					\$ 15,183,755	58	57.11	N	Y	C	US and Oregon Constitution		ARB includes a POP to change our employee compensation to be in compliance with ORS 151.216 (1)(e) and for additional office space.	
												\$ -									
												\$ -									
												\$ -									
												\$ -									
												\$ -									
												\$ -									
							15,183,755	#	-	-	-	\$ 15,183,755	58	57.11							

### 7. Primary Purpose Program/Activity Exists

- 1 Civil Justice
- 2 Community Development
- 3 Consumer Protection
- 4 Administrative Function
- 5 Criminal Justice
- 6 Economic Development
- 7 Education & Skill Development
- 8 Emergency Services
- 9 Environmental Protection
- 10 Public Health
- 11 Recreation, Heritage, or Cultural
- 12 Social Support

### 19. Legal Requirement Code

- C Constitutional
- D Debt Service
- FM Federal - Mandatory
- FO Federal - Optional (once you choose to participate, certain requirements exist)
- S Statutory

Within each Program/Division area, prioritize each Budget Program Unit (Activities by detail budget level in ORBITS

#### Document criteria used to prioritize activities:

# PROGRAM PRIORITIZATION FOR 2015-17

Agency Name:		Public Defense Services Commission																			
2015-17 Biennium		Agency Number: 40400																			
Professional Services Account		Program/Division Priorities for 2013-15 Biennium																			
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22
Priority (ranked with highest priority first)	Agency Initials	Program or Activity Initials	Program Unit/Activity Description	Identify Key Performance Measure(s)	Primary Purpose Program- Activity Code	GF	LF	OF	NL- OF	FF	NL- FF	TOTAL FUNDS	Pos.	FTE	New or Enhanced Program (Y/N)	Included as Reduction Option (Y/N)	Legal Req. Code (C, D, FM, FO, S)	Legal Citation	Explain What is Mandatory (for C, FM, and FO Only)	Comments on Proposed Changes to CSL included in Agency Request	
Agcy	Prgm/ Div																				
1	1	PDSC	PSA	Provides funding for legal representation (principally trial-level))	5	246,590,044		4,491,980				\$ 251,082,024	0	0.00	N	Y	C	US and Oregon Constitution		ARB includes POPs to increase compensation and reduce caseloads.	
												\$ -									
												\$ -									
												\$ -									
												\$ -									
												\$ -									
												\$ -									
												\$ -									
												\$ -									
						246,590,044	#	4,491,980	-	-	-	\$ 251,082,024	0	0.00							

### 7. Primary Purpose Program/Activity Exists

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- 4 Administrative Function
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Within each Program/Division area, prioritize each Budget Program Unit (Activities) by detail budget level in ORBITS

Document criteria used to prioritize activities:

# PROGRAM PRIORITIZATION FOR 2015-17

Agency Name: Public Defense Services Commission																					
2015-17 Biennium																			Agency Number: 40400		
Contract and Business Services																					
Program/Division Priorities for 2013-15 Biennium																					
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22
Priority (ranked with highest priority first)	Agency Initials	Program or Activity Initials	Program Unit/Activity Description	Identify Key Performance Measure(s)	Primary Purpose Program- Activity Code	GF	LF	OF	NL- OF	FF	NL- FF	TOTAL FUNDS	Pos.	FTE	New or Enhanced Program (Y/N)	Included as Reduction Option (Y/N)	Legal Req. Code (C, D, FM, FO, S)	Legal Citation	Explain What is Mandatory (for C, FM, and FO Only)	Comments on Proposed Changes to CSL included in Agency Request	
Agcy	Prgm/ Div																				
1	1	PDSC	CBS	Administer the PSA	KPM #2	5	3,821,332		541,784			\$ 4,363,116	18	18.00	N	Y	C	ORS Chapter 151		ARB includes a POP to change our employee compensation to be in compliance with ORS 151.216 (1)(e), 2 permanent positions to administer the juvenile representation pilot program and for additional office space.	
												\$ -									
												\$ -									
												\$ -									
												\$ -									
												\$ -									
												\$ -									
							3,821,332	#	541,784	-	-	\$ 4,363,116	18	18.00							

### 7. Primary Purpose Program/Activity Exists

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### 19. Legal Requirement Code

- C Constitutional
- D Debt Service
- FM Federal - Mandatory
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- S Statutory

Within each Program/Division area, prioritize each Budget Program Unit (Activities) by detail budget level in ORBITS

#### Document criteria used to prioritize activities:

# PROGRAM PRIORITIZATION FOR 2015-17

<b>Agency Name:</b> Public Defense Services Commission																						
<b>2015-17 Biennium</b>															<b>Agency Number:</b> 40400							
<b>Agency-Wide Priorities for 2013-15 Biennium</b>																						
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	
Priority (ranked with highest priority first)	Agency Initials	Program or Activity Initials	Program Unit/Activity Description	Identify Key Performance Measure(s)	Primary Purpose Program-Activity Code	GF	LF	OF	NL-OF	FF	NL-FF	TOTAL FUNDS	Pos.	FTE	New or Enhanced Program (Y/N)	Included as Reduction Option (Y/N)	Legal Req. Code (C, D, FM, FO, S)	Legal Citation	Explain What is Mandatory (for C, FM, and FO Only)	Comments on Proposed Changes to CSL included in Agency Request		
1	1	PDSC	AD	Appellate representation	KPM #1	5	15,183,755	#	-	-	-	15,183,755	58	57.11	N	Y	C	US and Oregon Constitution		ARB includes a POP to change our employee compensation to be in compliance with ORS 151.216 (1)(e) and for additional office space.		
1	1	PDSC	PSA	Provides funding for legal representation (principally trial-level)	0	5	246,590,044	#	4,491,980	-	-	251,082,024	0	0.00	N	Y	C	US and Oregon Constitution		ARB includes POPs to increase compensation and reduce caseloads.		
1	1	PDSC	CBS	Administer the PSA	KPM #2	5	3,821,332	#	541,784	-	-	4,363,116	18	18.00	N	Y	C	ORS Chapter 151		ARB includes a POP to change our employee compensation to be in compliance with ORS 151.216 (1)(e), 2 permanent positions to administer the juvenile representation pilot program and for additional office space.		
							-					-										
							\$					\$										
							\$					\$										
							265,595,131	#	5,033,764	-	-	\$ 270,628,895	76	75.11								

**7. Primary Purpose Program/Activity Exists**

- 1 Civil Justice
- 2 Community Development
- 3 Consumer Protection
- 4 Administrative Function
- 5 Criminal Justice
- 6 Economic Development
- 7 Education & Skill Development
- 8 Emergency Services
- 9 Environmental Protection
- 10 Public Health
- 11 Recreation, Heritage, or Cultural
- 12 Social Support

**19. Legal Requirement Code**

- C Constitutional
- D Debt Service
- FM Federal - Mandatory
- FO Federal - Optional (once you choose to participate, certain requirements exist)
- S Statutory

Prioritize each program activity for the Agency as a whole

**Document criteria used to prioritize activities:**



# BUDGET NARRATIVE

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## **Reduction Options**

### Appellate Division

A 10% reduction (\$1.5 million GF) of the agency's current service level for the Appellate Division would require the elimination of 5 attorney positions and one support staff position. The existing backlog of appellate cases would increase and the average length of time an appeal is pending would increase. The Court of Appeals may order the dismissal of pending cases that exceed 350 days from the date the record settles to the filing of the opening brief.

### Professional Services Account

A 10% reduction (\$24.6 million GF; \$329,198 OF) of the Professional Services Account represents the level of funding required for two and a half months of public defense services. Unless the 2015 Legislature acts to either decriminalize some behavior or reduce the seriousness level of some offenses and thereby reduce the number and cost of the cases on which counsel must be appointed, or funds this caseload, PDSC will have to cease payment for appointed counsel and related expenses during the last quarter of the 2015-17 biennium. Generally, if counsel is not available, the cases will be dismissed or held in abeyance.

### Contract and Business Services

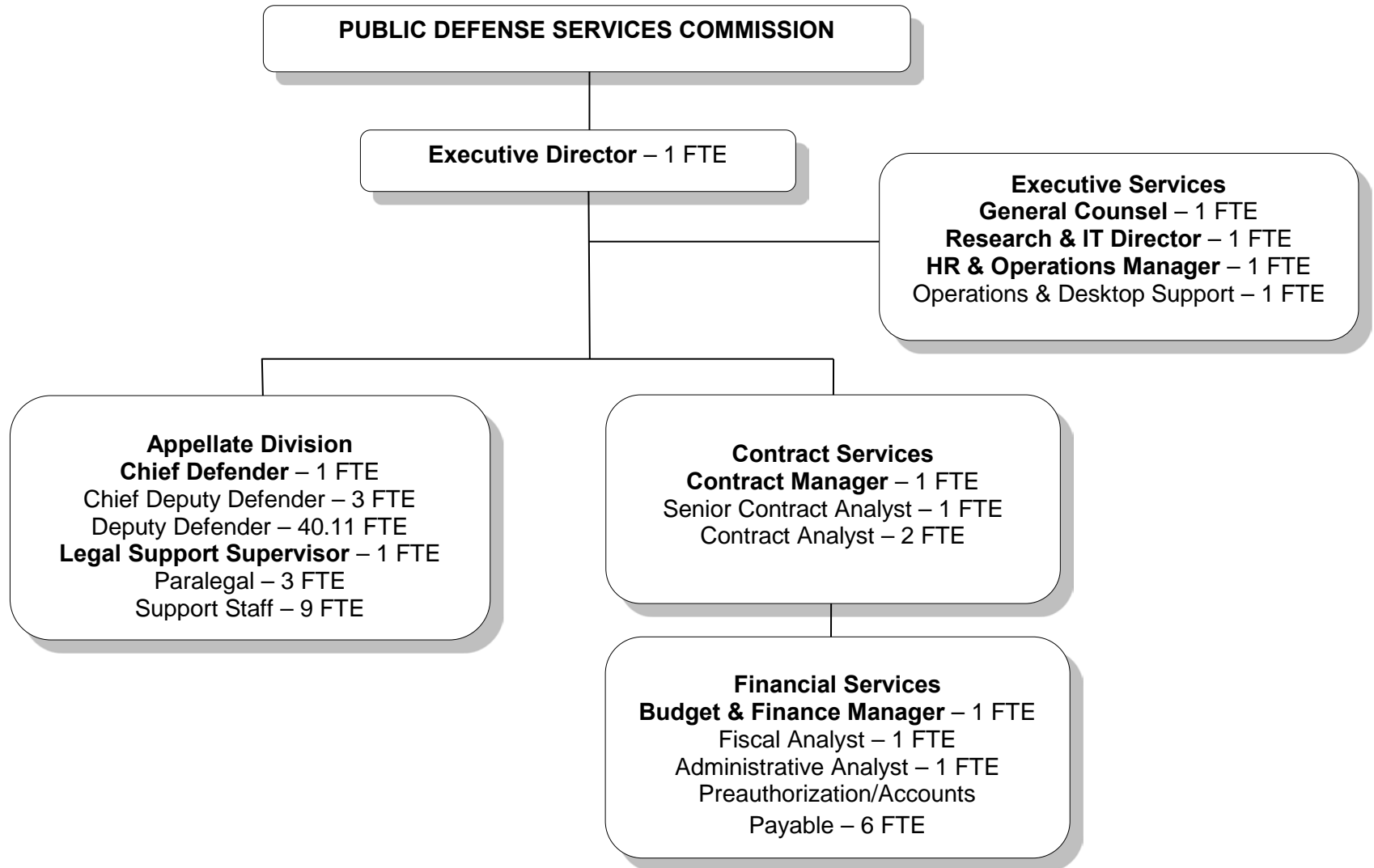
A 10% reduction (\$382,133 GF; \$54,178 OF) of this section's current service level will require the elimination of approximately 2.5 positions (contract analysts and accounting staff), which will result in delays in paying providers and a substantially reduced ability for staff to audit contractor caseload reports, fee statements and expense requests. Delayed payments will impact over 1,800 individual service providers and businesses in Oregon. Failure to adequately review payments will likely result in the inappropriate expenditure of funds.

## BUDGET NARRATIVE

### 10% REDUCTION OPTIONS (ORS 291.216)

ACTIVITY OR PROGRAM	DESCRIBE REDUCTION	AMOUNT AND FUND TYPE	RANK AND JUSTIFICATION
(WHICH PROGRAM OR ACTIVITY WILL NOT BE UNDERTAKEN)	(DESCRIBE THE EFFECTS OF THIS REDUCTION. INCLUDE POSITIONS AND FTE IN 2015-17 AND 2017-19)	(GF, LF, OF, FF. IDENTIFY REVENUE SOURCE FOR OF, FF)	(RANK THE ACTIVITIES OR PROGRAMS NOT UNDERTAKEN IN ORDER OF LOWEST COST FOR BENEFIT OBTAINED)
1. Appellate representation will be further delayed	REDUCTION OF 5 FTE ATTORNEY POSITIONS AND 1 FTE SUPPORT STAFF POSITIONS WILL AT FIRST EXTEND THE CURRENT DELAY IN FILING AN OPENING BRIEF. OVER TIME AS THE BACKLOG OF CASES GROWS, ALL CASES WILL BE DELAYED MORE THAN 350 DAYS AT WHICH POINT FEDERAL INTERVENTION IS LIKELY.	\$1,518,376 GENERAL FUND	THE AGENCY CANNOT RANK THE RELATIVE IMPORTANCE OF CONSTITUTIONALLY MANDATED SERVICES.
2. Trial-level representation will not be provided during the final 2.5 months of the biennium.	IN THE ABSENCE OF FUNDING FOR LEGAL REPRESENTATION, PROSECUTIONS CANNOT PROCEED.	\$24,659,004 GENERAL FUND \$329,198 OTHER FUNDS	THE AGENCY CANNOT RANK THE RELATIVE IMPORTANCE OF CONSTITUTIONALLY MANDATED SERVICES.
3. Auditing of fee statements and caseload reports.	REDUCTION OF 2.5 FTE WOULD REDUCE AGENCY'S ABILITY TO AUDIT FEE STATEMENTS AND TO VERIFY CONTRACT CREDITS CLAIMED.	\$382,133 GENERAL FUND \$54,178 OTHER FUNDS	IN THE ABSENCE OF AUDITING, IT IS LIKELY THAT THE EXPENDITURES FROM THE PROFESSIONAL SERVICES ACCOUNT WOULD INCREASE.

## 2013-15 ORGANIZATIONAL CHART



**Agencywide Program Unit Summary  
2015-17 Biennium**

**Version: V - 01 - Agency Request Budget**

<b>Summary Cross Reference Number</b>	<b>Cross Reference Description</b>	<b>2011-13 Actuals</b>	<b>2013-15 Leg Adopted Budget</b>	<b>2013-15 Leg Approved Budget</b>	<b>2015-17 Agency Request Budget</b>	<b>2015-17 Governor's Budget</b>	<b>2015-17 Leg Adopted Budget</b>
<b>001-00-00-00000</b>	<b>Appellate Division</b>						
	General Fund	11,852,817	14,185,524	14,821,137	16,935,191	-	-
<b>002-00-00-00000</b>	<b>Professional Services Account</b>						
	General Fund	215,442,730	226,918,697	231,535,855	296,746,576	-	-
	Other Funds	3,357,464	3,982,500	3,982,500	3,291,980	-	-
	All Funds	218,800,194	230,901,197	235,518,355	300,038,556	-	-
<b>004-00-00-00000</b>	<b>Contract &amp; Business Svcs. Div.</b>						
	General Fund	2,913,099	3,175,850	3,327,315	4,377,649	-	-
	Other Funds	441,988	484,542	492,144	549,585	-	-
	All Funds	3,355,087	3,660,392	3,819,459	4,927,234	-	-
<b>TOTAL AGENCY</b>							
	General Fund	230,208,646	244,280,071	249,684,307	318,059,416	-	-
	Other Funds	3,799,452	4,467,042	4,474,644	3,841,565	-	-
	All Funds	234,008,098	248,747,113	254,158,951	321,900,981	-	-

## BUDGET NARRATIVE

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### Revenue Discussion

ORS 151.487, et seq., provides the authority for judges to order individuals who apply for court-appointed counsel to pay the administrative costs of determining the eligibility of the person and the anticipated cost of public defense services prior to the conclusion of the case. Judicial Department Verification Specialist (VS) staff assist the courts in determining whether a person will be ordered to pay a \$20 application fee and a “contribution amount” toward the anticipated public defense cost of the case. The program is referred to as the Application Contribution Program (ACP).

ACP revenue is deposited in the Public Defense Services Account, pursuant to ORS 151.225(3). The same ORS authorizes funds in the account to be used to reimburse the actual costs and expenses, including personnel expenses, incurred in the administration and support of the public defense system. Currently, ACP revenue funds 21.94 FTE VS positions in the courts and 2.47 FTE positions within PDSC. The VS positions are distributed throughout the state with partial FTE in a number of counties.

Anticipated revenues for the 2015-17 biennium are \$3,705,255. Of that amount, \$3,291,980 will be transferred to the Judicial Department to fund the VS positions and \$541,784 will be expended by PDSC. 2015-17 revenue will not provide sufficient resources to fully fund Judicial Department and PDSC expenditures. The additional amount needed for PDSC to cover its current service level is \$1.2 million. Without this funding, the PDSC will not have adequate funding for trial-level representation.

**DETAIL OF LOTTERY FUNDS, OTHER FUNDS, AND FEDERAL FUNDS REVENUE**

**Public Defense Svcs Comm  
2015-17 Biennium**

**Agency Number: 40400**

**Cross Reference Number: 40400-000-00-00-00000**

<i>Source</i>	2011-13 Actuals	2013-15 Leg Adopted Budget	2013-15 Leg Approved Budget	2015-17 Agency Request Budget	2015-17 Governor's Budget	2015-17 Leg Adopted Budget
<b>Other Funds</b>						
Transfer In - Intrafund	3,357,464	3,982,500	3,982,500	3,291,980	-	-
Tsfr From Judicial Dept	4,310,376	4,433,018	4,433,018	3,705,255	-	-
Transfer Out - Intrafund	(3,357,464)	(3,982,500)	(3,982,500)	(3,291,980)	-	-
Tsfr To Judicial Dept	(1,282,836)	-	-	-	-	-
<b>Total Other Funds</b>	<b>\$3,027,540</b>	<b>\$4,433,018</b>	<b>\$4,433,018</b>	<b>\$3,705,255</b>	-	-

**DETAIL OF LOTTERY FUNDS, OTHER FUNDS, AND FEDERAL FUNDS REVENUE**

Public Defense Svcs Comm  
2015-17 Biennium

Agency Number: 40400

Cross Reference Number: 40400-002-00-00-00000

<i>Source</i>	2011-13 Actuals	2013-15 Leg Adopted Budget	2013-15 Leg Approved Budget	2015-17 Agency Request Budget	2015-17 Governor's Budget	2015-17 Leg Adopted Budget
<b>Other Funds</b>						
Transfer In - Intrafund	3,357,464	3,982,500	3,982,500	3,291,980	-	-
<b>Total Other Funds</b>	<b>\$3,357,464</b>	<b>\$3,982,500</b>	<b>\$3,982,500</b>	<b>\$3,291,980</b>	-	-

**DETAIL OF LOTTERY FUNDS, OTHER FUNDS, AND FEDERAL FUNDS REVENUE**

**Public Defense Svcs Comm  
2015-17 Biennium**

**Agency Number: 40400**

**Cross Reference Number: 40400-004-00-00-00000**

<i>Source</i>	2011-13 Actuals	2013-15 Leg Adopted Budget	2013-15 Leg Approved Budget	2015-17 Agency Request Budget	2015-17 Governor's Budget	2015-17 Leg Adopted Budget
<b>Other Funds</b>						
Tsfr From Judicial Dept	4,310,376	4,433,018	4,433,018	3,705,255	-	-
Transfer Out - Intrafund	(3,357,464)	(3,982,500)	(3,982,500)	(3,291,980)	-	-
Tsfr To Judicial Dept	(1,282,836)	-	-	-	-	-
<b>Total Other Funds</b>	<b>(\$329,924)</b>	<b>\$450,518</b>	<b>\$450,518</b>	<b>\$413,275</b>	-	-



# BUDGET NARRATIVE

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## Appellate Division

### Program Description

The agency's Appellate Division is the defense counterpart to the Appellate Division of the Oregon Department of Justice. The centralization of court-appointed direct appeals in one office establishes an institutional defense entity in the appellate court system, promotes the consistent and rational development of appellate law, and facilitates the identification and implementation of system-wide efficiencies.

The Appellate Division has two sections: the Criminal Section and the Juvenile Section.

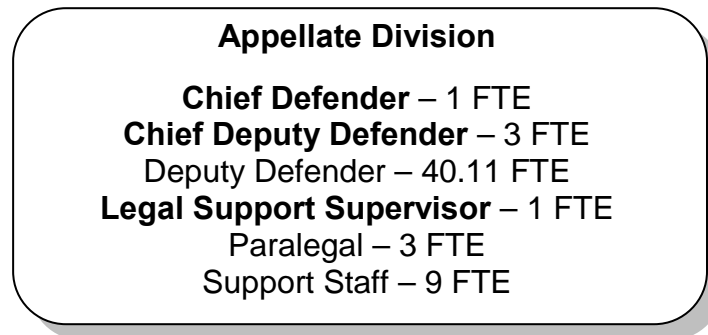
The Criminal Section provides statutorily and constitutionally mandated appellate representation to financially eligible individuals in a wide variety of case types, including: misdemeanor and felony appeals (including capital cases); contempt cases; DNA-related appeals; appeals by crime victims; mandamus actions; and appeals of decisions by the Board of Parole and Post Prison Supervision.

The Juvenile Section provides appellate representation to parents in juvenile dependency and termination of parental rights cases.

Appellate Division attorneys appear regularly in the Oregon Court of Appeals and the Oregon Supreme Court. The division has appeared and argued in the United States Supreme Court on two occasions in the past eight years.

### Organizational Chart

The Appellate Division has 57.11 FTE in the following positions:



# BUDGET NARRATIVE

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## Summary Description of Attorney Positions

Chief Defender: The Chief Defender is responsible for managing the division. The responsibilities include recruiting and training new attorney employees and directly supervising the division's litigation in the Oregon Supreme Court and the United States Supreme Court. The Chief Defender has a minimal caseload that emphasizes practice in the Oregon Supreme Court. The Chief Defender also oversees the division's litigation in the Oregon Court of Appeals

Chief Deputy Defenders: Three Chief Deputies support the Chief Defender in managing the division. Each Chief Deputy carries half a caseload and is responsible for a discrete management area: personnel, operations, and outreach.

Deputy Defenders: The remaining Deputy Defender classifications are Senior Deputy, Deputy Defender II, and Deputy Defender I.

A Senior Deputy has a caseload of complex cases and serves as the leader of a team of five to seven attorneys who meet weekly. The senior leads team discussions, serves as a resource for attorneys outside the team meeting setting, and edits the team members' meritorious Court of Appeals briefs.

A Deputy Public Defender II has several years' experience and provides representation in moderate to complex felony and parole cases.

The Deputy Public Defender I is the entry-level attorney position. A Deputy Defender I provides representation in misdemeanor, simple felony, and parole cases.

## Case Assignments and Production Levels

### Criminal Section

For case weighting purposes, the section identifies two primary case categories: (1) the *trial*-type case and (2) the *plea*-type case.

A trial-type case includes jury trials, trials to the court, conditional pleas, parole appeals, appeals involving requests for DNA testing, appeals initiated by the Attorney General, mandamus actions, and appeals initiated by crime victims. The transcript length for a trial-type case ranges from 50 pages to several thousand pages.

## BUDGET NARRATIVE

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A plea-type case refers to guilty pleas, no-contest pleas, probation violation hearings, and re-sentencing proceedings. Transcript length typically ranges from 20 to 80 pages for plea-type cases.

Historically, the criminal section has received between 3,200 to 4,000 case referrals per biennium. For example, the criminal section received 3,694 case referrals during the 2007-09 biennium, 4,020 referrals during the 2009-11 biennium, 3,302 referrals during the 2011-13 biennium, and 1585 case referrals during the first year of the 2013-15 biennium, which projects to 3,170 cases for the current biennium. Unlike past years when up to 289 overflow cases were assigned to outside providers annually, since 2012 the criminal section has handled all criminal case referrals, excluding conflict cases.

Appellate Division attorneys are assigned a significant annual workload. According to the Institute for Law and Justice, the annual appellate public defender workload ranges from 25 to 50 cases per attorney. Georgia and Indiana set the maximum appellate caseload at 25 cases per attorney; Nebraska sets the maximum appellate caseload at 40 cases per year; and Florida and Louisiana set the maximum appellate caseload at 50 cases per attorney. *Compendium of Standards for Indigent Defense Systems (2000)*; *Keeping Defender Caseloads Manageable*, Spangenberg Group, 2001. On average, a Deputy Defender I is assigned 46 cases per year, and a Deputy Defender II is assigned 36 cases per year.

### Juvenile Section

At the end of the 2007 session, the Legislature funded the creation of a four-attorney Juvenile Appellate Section in the Appellate Division. The unit is intended to centralize and enhance appellate representation for parents in juvenile dependency and termination of parental rights cases, act as a resource to the trial bar, and promote more consistent state-wide application of the juvenile code through published appellate opinions.

To minimize the disruption to children's lives, dependency and termination of parental rights cases have an expedited appeal schedule. ORAP 10.15. Consequently, the Juvenile Appellate Section can never have a backlog.

The section represents parents in approximately 70 percent of the dependency cases on appeal. It retains the cases it can resolve within the established timelines. Cases that cannot be kept in-house due to conflict or workload issues are referred to a panel of appellate attorneys approved by the agency.

## BUDGET NARRATIVE

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In 2012, the agency reassigned one attorney position from the criminal section to the juvenile section to address the significant increase in juvenile case referrals and to cover absences within the unit due to parental leave, sick leave, and vacation time. Case referrals have risen over the past several years: 151 case referrals during the fiscal year ending June 30, 2010; 234 referrals during the year ending 2011; 304 referrals during the year ending 2012; 263 cases during the year ending 2013; and 313 cases during the fiscal year ending 2014.

## BUDGET NARRATIVE

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### **Appellate Division**

#### **010 Non-PICS Personal Services / Vacancy Factor**

##### **Package Description**

This package includes standard adjustments to PERS Pension Bond Contribution and standard inflation for non-PICS personal services accounts. The components of this package increase general fund expenditures by \$30,839.

#### **031 Standard Inflation & State Government Service Charge**

##### **Package Description**

This package includes standard inflation adjustments on services and supplies in the amount of \$49,523 in general funds. State government services charges increased by \$19,502, making the total amount of the package an increase of \$69,025 in general funds.

#### **032 Above Standard Inflation**

##### **Package Description**

This package includes inflation above the standard inflation adjustment for services and supplies in the amount of \$123 in general funds. Telecommunications and other services & supplies line items increased by \$70,565 for estimated charges provided by the Department of Administrative Services, making the total amount of the package an increase of \$70,688 in general funds.

# BUDGET NARRATIVE

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## **Appellate Division**

### **105 Employee Compensation ORS 151.216(1)(e)**

#### **Package Description**

##### **Purpose:**

This package will enable the PDSC to provide quality legal representation through recruitment and retention of attorneys and staff capable of providing and securing quality and cost-efficient appellate representation by providing funding needed to establish salary schedules comparable to salary schedules at the Department of Justice and other state agencies. For over ten years, the PDSC has been attempting to accomplish its statutory mission of adopting “compensation plan, classification system and personnel plan for the office of public defense services that are commensurate with other state agencies.” ORS 151.216(1)(e). All but three employee classifications are 3 to 18 percent below their counterparts in other state agencies. This difference negatively impacts staff morale and the agency’s recruitment and retention efforts.

##### **How Achieved:**

In developing the requested salary structure, the agency used the Department of Justice’s Appellate Division as the comparable agency for the majority of the positions, as Department of Justice attorneys appear on the exact same cases from opposing sides. Contract analyst positions were compared with employees in the Judicial Department because comparable positions weren’t part of the Department of Justice structure.

Historically, the agency hires recent law school graduates into the entry-level Deputy I attorney position and devotes significant management-level resources to training during an attorney’s first six months of employment. The training investment shows returns for the agency after twelve months, when the typical entry-level attorney becomes increasingly self-sufficient and productive. After two to three years, the Deputy I attorney has demonstrated sufficient competency to warrant consideration for the Deputy II position. After two to three years in the Deputy II position (or five years with the agency), the attorney is an experienced, competent, and valued contributor to the agency. Unfortunately, this time period coincides with the greatest salary disparity between the agency and the Attorney General’s office, the attorney is experienced and attractive to other firms, and the time loss and fatigue associated with a two-hour daily commute from Portland or Eugene leads many attorneys to consider and seek employment elsewhere. Since 2003, twenty eight attorneys have left the agency, many at the the four-to six-year mark.

## BUDGET NARRATIVE

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The policy package helps address the glaring compensation inequity between state employees on opposite sides of the same cases. It would mitigate the brain drain that occurs around the five-year employment mark, and enables management to direct training resources into case production. Providing parity for lawyer staff while ignoring the disparity that exists in other classifications, particularly those employees in the lowest salary ranges, would decrease employee morale and productivity. This policy package would enable the agency to recruit and retain employees who are committed to and capable of achieving the agency's goal of providing quality, cost efficient legal representation.

**Staffing Impact:** No impact on staffing.

**Revenue Source:** This package would require an additional \$1,397,424 from general funds.

## BUDGET NARRATIVE

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### 106 Office Space

#### Package Description

##### Purpose:

The purpose of this package is to increase the amount of office space available for agency employees, clients, contract providers, and Commission members. There are three primary issues with the current limitation on available office space: first, all available work spaces, including hallways and file rooms, have been filled to capacity; second, the office lacks a client interview room; and third, the building does not have a conference space large enough to safely hold all staff meetings and regularly scheduled meetings of the Public Defense Services Commission, or to host training sessions with trial-level providers.

When the agency acquired its current location, it offered sufficient space for the agency's day-to-day operations. Additionally, the location increased agency efficiency through its proximity to the Court of Appeals and Department of Justice; daily court runs and meetings with system partners and the legislature no longer required staff to drive to the capital mall area, as they had in the past. The office had one room dedicated to client interviews, and each lawyer had an office space. Legal secretaries and staff cubicles were placed as efficiently as possible, with very little space left beyond what was required by fire code regulations.

As the agency has grown, all available spaces have been filled. The client interview room was converted into an office, with two attorneys sharing the space. The agency created two additional office-share spaces in standard attorney office spaces, which are a ten foot-by-ten foot configuration. The ideal work environment for appellate lawyers is a space that is free of distractions, and the current office-shares, while as functional as possible, do impact attorney productivity.

The agency has one small conference room and a very small library space. Both are often dedicated to meetings with work "teams," leaving no space left for client interviews or meetings with external system partners. Additionally, the conference room is not large enough to accommodate all agency staff meetings (75 employees), which limits the agency's ability to bring employees together for regular meetings. The conference room is also a very small space for meetings of the Public Defense Services Commission, which generally meets in Salem at least five or six times each year (it meets in other locations an additional three times per year).

Because the agency is responsible for management of the statewide public defense system, the limited space also impairs the agency's ability to host training sessions and other meetings of defender groups. Additional conference space would increase the agency's ability to provide training and oversight of its providers.



## BUDGET NARRATIVE

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**How Achieved:**

The agency will acquire approximately 8,410 square feet of additional space to expand its office, cubicle, conference, and client interview spaces.

**Staffing Impact:** No impact on staffing.

**Revenue Source:** This package would require an additional \$354,012 from general funds.

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 010 - Non-PICS Psnl Svc / Vacancy Factor**

**Cross Reference Name: Appellate Division**  
**Cross Reference Number: 40400-001-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	30,839	-	-	-	-	-	30,839
<b>Total Revenues</b>	<b>\$30,839</b>	-	-	-	-	-	<b>\$30,839</b>
<b>Personal Services</b>							
Pension Obligation Bond	30,556	-	-	-	-	-	30,556
Unemployment Assessments	283	-	-	-	-	-	283
<b>Total Personal Services</b>	<b>\$30,839</b>	-	-	-	-	-	<b>\$30,839</b>
<b>Total Expenditures</b>							
Total Expenditures	30,839	-	-	-	-	-	30,839
<b>Total Expenditures</b>	<b>\$30,839</b>	-	-	-	-	-	<b>\$30,839</b>
<b>Ending Balance</b>							
Ending Balance	-	-	-	-	-	-	-
<b>Total Ending Balance</b>	-	-	-	-	-	-	-

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 031 - Standard Inflation**

**Cross Reference Name: Appellate Division**  
**Cross Reference Number: 40400-001-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	69,025	-	-	-	-	-	69,025
<b>Total Revenues</b>	<b>\$69,025</b>	-	-	-	-	-	<b>\$69,025</b>
<b>Services &amp; Supplies</b>							
Instate Travel	636	-	-	-	-	-	636
Out of State Travel	150	-	-	-	-	-	150
Employee Training	3,325	-	-	-	-	-	3,325
Office Expenses	4,552	-	-	-	-	-	4,552
Telecommunications	961	-	-	-	-	-	961
State Gov. Service Charges	19,502	-	-	-	-	-	19,502
Data Processing	2,408	-	-	-	-	-	2,408
Publicity and Publications	128	-	-	-	-	-	128
Professional Services	133	-	-	-	-	-	133
IT Professional Services	1,098	-	-	-	-	-	1,098
Attorney General	4,002	-	-	-	-	-	4,002
Dues and Subscriptions	378	-	-	-	-	-	378
Facilities Rental and Taxes	26,834	-	-	-	-	-	26,834
Other Services and Supplies	2,672	-	-	-	-	-	2,672
Expendable Prop 250 - 5000	600	-	-	-	-	-	600
IT Expendable Property	1,646	-	-	-	-	-	1,646
<b>Total Services &amp; Supplies</b>	<b>\$69,025</b>	-	-	-	-	-	<b>\$69,025</b>

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 031 - Standard Inflation**

**Cross Reference Name: Appellate Division**  
**Cross Reference Number: 40400-001-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Total Expenditures</b>							
Total Expenditures	69,025	-	-	-	-	-	69,025
<b>Total Expenditures</b>	<b>\$69,025</b>	-	-	-	-	-	<b>\$69,025</b>
<b>Ending Balance</b>							
Ending Balance	-	-	-	-	-	-	-
<b>Total Ending Balance</b>	-	-	-	-	-	-	-

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 032 - Above Standard Inflation**

**Cross Reference Name: Appellate Division**  
**Cross Reference Number: 40400-001-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	70,688	-	-	-	-	-	70,688
<b>Total Revenues</b>	<b>\$70,688</b>	-	-	-	-	-	<b>\$70,688</b>
<b>Services &amp; Supplies</b>							
Telecommunications	54,330	-	-	-	-	-	54,330
Professional Services	13	-	-	-	-	-	13
IT Professional Services	110	-	-	-	-	-	110
Other Services and Supplies	16,235	-	-	-	-	-	16,235
<b>Total Services &amp; Supplies</b>	<b>\$70,688</b>	-	-	-	-	-	<b>\$70,688</b>
<b>Total Expenditures</b>							
Total Expenditures	70,688	-	-	-	-	-	70,688
<b>Total Expenditures</b>	<b>\$70,688</b>	-	-	-	-	-	<b>\$70,688</b>
<b>Ending Balance</b>							
Ending Balance	-	-	-	-	-	-	-
<b>Total Ending Balance</b>	-	-	-	-	-	-	-

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 105 - Employee Compensation ORS 151.216**

**Cross Reference Name: Appellate Division**  
**Cross Reference Number: 40400-001-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	1,397,424	-	-	-	-	-	1,397,424
<b>Total Revenues</b>	<b>\$1,397,424</b>	-	-	-	-	-	<b>\$1,397,424</b>
<b>Personal Services</b>							
Other OPE	1,397,424	-	-	-	-	-	1,397,424
<b>Total Personal Services</b>	<b>\$1,397,424</b>	-	-	-	-	-	<b>\$1,397,424</b>
<b>Total Expenditures</b>							
Total Expenditures	1,397,424	-	-	-	-	-	1,397,424
<b>Total Expenditures</b>	<b>\$1,397,424</b>	-	-	-	-	-	<b>\$1,397,424</b>
<b>Ending Balance</b>							
Ending Balance	-	-	-	-	-	-	-
<b>Total Ending Balance</b>	-	-	-	-	-	-	-

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 106 - Office Space**

**Cross Reference Name: Appellate Division**  
**Cross Reference Number: 40400-001-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	354,012	-	-	-	-	-	354,012
<b>Total Revenues</b>	<b>\$354,012</b>	-	-	-	-	-	<b>\$354,012</b>
<b>Services &amp; Supplies</b>							
Telecommunications	25,202	-	-	-	-	-	25,202
Facilities Rental and Taxes	284,400	-	-	-	-	-	284,400
Expendable Prop 250 - 5000	44,410	-	-	-	-	-	44,410
<b>Total Services &amp; Supplies</b>	<b>\$354,012</b>	-	-	-	-	-	<b>\$354,012</b>
<b>Total Expenditures</b>							
Total Expenditures	354,012	-	-	-	-	-	354,012
<b>Total Expenditures</b>	<b>\$354,012</b>	-	-	-	-	-	<b>\$354,012</b>
<b>Ending Balance</b>							
Ending Balance	-	-	-	-	-	-	-
<b>Total Ending Balance</b>	-	-	-	-	-	-	-

# BUDGET NARRATIVE

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## Professional Services Account

### Program Description

The Professional Services Account pays the cost of legal representation in criminal cases for financially eligible persons at trial, and for persons who are entitled to state-paid legal representation if they are financially eligible and are facing involuntary civil commitment proceedings; contempt; probation violation; juvenile court matters involving allegations of delinquency and child abuse or neglect; and other limited civil proceedings. The Account also funds the costs of all transcripts and the cost of appellate legal representation for cases not handled by the Appellate Division.

The United States Constitution, the Oregon Constitution, and Oregon statutes require the provision of legal representation, at state expense, for persons who are determined to be “financially eligible” (see “Financial Eligibility Guidelines” below) and who face the types of state court proceedings listed below.

- Although “court-appointed counsel” and “public defenders” generally are associated by the public with criminal cases, only 58% of the FYE 2013 public defense caseload was for representation in criminal trial court proceedings. Another 38% of the caseload, for example, was for representation in juvenile cases.
- Public defense representation was provided in over 170,000 cases in FYE 2013.

The Professional Services Account provides funding for legal representation in the following types of state trial court proceedings for persons who are determined to be financially eligible for appointed counsel. The percentages of the total public defense trial-level caseload that each of the following case types represented in FYE 2013 are noted in parentheses.

- Criminal proceedings, ranging from misdemeanors to death penalty cases (42%);
- Child abuse and neglect proceedings, including dependency and termination of parental rights proceedings and review hearings—all of which require the appointment of counsel upon request for children who are the subject of these proceedings and the appointment of counsel for most financially eligible parents (34%);
- Probation violation and extradition proceedings (15%);



## BUDGET NARRATIVE

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- Contempt proceedings, including nonpayment of court-ordered child support and violations of Oregon's Family Abuse Prevention Act (2%);
- Civil commitment and Psychiatric Security Review Board proceedings (2%);
- Post-conviction relief and Habeas Corpus proceedings (<1%); and
- Juvenile delinquency and probation violation proceedings (4%).

In addition, persons who are determined to be financially eligible are entitled by constitutional provisions or statutes to appointed counsel on appeal of any of the above types of cases.

The Appellate Division is responsible for the majority of criminal and probation violation appeals and for the majority of parents' appeals from juvenile dependency and termination of parental rights judgments. The Professional Services Account provides funding for counsel in all other appeals – for all the case types set out above.

### **Oregon's Eligibility Verification Program and Financial Eligibility Guidelines**

The Oregon Judicial Department established one of the first eligibility verification programs in the nation in 1989. For years, Oregon's program for screening applications for appointment of counsel and verifying applicants' income and assets was nationally recognized. Its structure remains intact, but the resources available for the program have been adversely impacted, particularly over the past ten years.

From implementation of the verification pilot project in 1988 until 1993, the Judicial Department's Indigent Defense Services Division had total responsibility for the verification program and verification positions in the courts. Effective January 1, 1993, the verification positions (Verification Specialists – VSs) and supervision of VSs were transferred to the individual trial courts. Since that time and increasingly so, these positions have been among the first in many local courts to be reduced or laid off due to reduced funding, or utilized for court functions other than verification.

The verification program, which continues to be administered by the Judicial Department, has historically more than paid for itself, and preserved funds that would have been spent from the Professional Services Account.

## BUDGET NARRATIVE

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Vs assist judges in their decision whether to order the appointment of state-paid counsel. The Vs are responsible for ensuring that Affidavits of Eligibility are completed and that the information provided by applicants is complete. Using an “Eligibility Worksheet”, a VS performs calculations relating to an applicant’s available income and liquid assets and the eligibility guidelines addressed below to make a determination whether to recommend to the judge the appointment of counsel. This process is called “screening” for eligibility.

In addition, Vs are responsible for verifying financial information provided to the court, such as income, assets and dependents. This process, which generally occurs after the applicant first appears in court, is called the “verification” process. Vs routinely verify the financial information provided by applicants, using information obtained from the Department of Motor Vehicles, local county assessors’ offices (property value), federal and state agencies (e.g., Social Security, Food Stamps, Employment Division) and private businesses (credit reports).

### **Financial Eligibility Guidelines**

The United States Constitution, Oregon’s Constitution and/or Oregon statutes require the appointment of counsel at state expense for those who are unable to retain suitable counsel in certain legal proceedings. Generally, these proceedings are limited to those that involve the potential for the loss of one’s liberty (e.g., criminal, probation violation and civil commitment cases) or the loss of other rights determined to be so essential as to demand the assistance of counsel (e.g., termination of a person’s parental rights).

The following is a summary of the statutory provisions and policies/guidelines adopted with respect to the courts’ determinations of whether a person who applies for court-appointed counsel will be provided such counsel, i.e., whether the person is financially eligible for state-paid counsel.

The Oregon statutory standard for determining who is financially eligible to receive services paid from the Professional Services Account mirrors that established under the federal constitution. Specifically, “. . . a person is financially eligible for appointed counsel if the person is determined to be financially unable to retain adequate counsel without substantial hardship in providing basic economic necessities to the person or the person’s dependent family...” (ORS 135.050 and ORS 151.485). An applicant for state-paid representation is required to provide a verified financial statement, listing detailed information regarding income, assets, debts, and dependents.

The eligibility standard is implemented statewide under a two-pronged means test.

## BUDGET NARRATIVE

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First prong: Federal food stamp guidelines (130% of the federal poverty level) serve as the first determinant of eligibility. If the applicant's income is less than or equal to the eligibility level for food stamps, the applicant is presumed to be eligible for appointed counsel, unless the applicant has liquid assets that could be used to hire an attorney. As of October 2013, the Federal food stamp gross income eligibility level for a family of four is \$30,624 per year.

Second prong: If an applicant's income exceeds food stamp standards, that person is eligible for state-paid counsel only if the applicant's available income and liquid assets are determined to be insufficient to hire an attorney, depending upon the seriousness of the pending case(s). The "privately hired attorney" guideline rate currently used, for example, for a DUII case is \$2,500. If an applicant has available income and assets exceeding \$2,500, guidelines provide that eligibility verification court staff recommend that the person be denied appointed counsel.

### **Program Service Delivery**

There is no position authority associated with the Professional Services Account. The Account funds mandated legal representation entirely by independent contractors or hourly paid attorneys in the private sector.

PDSC provides legal services through the Account principally pursuant to two-year contracts under which compensation is paid on a per-case basis, based upon the types of cases included within a specific contract. The contracts are negotiated and monitored for compliance by the Contracts Manager and Contract Analysts. In addition PDSC provides legal services through "private bar appointed counsel" (individual case-by-case assignments where compensation is on an hourly rate basis).

In approximately 98% of all trial-level, non-death penalty public defense cases, legal representation is provided pursuant to contracts entered into between the PDSC and private sector, non-state employee attorneys. These contracts are with nonprofit public defender offices, law firms, consortia of attorneys, and sole practitioners. By comparison, in FYE 1993, legal representation was provided pursuant to contracts (versus hourly rate individual case appointments) in 85% of the total caseload. Unlike public defense cases in which an attorney is appointed on a case-by-case, hourly paid basis, a number of PDSC's contractors also provide additional non-attorney services such as investigation and interpreter services.

As of June 30, 2014, there were 96 contracts in all 36 counties for the provision of public defense representation. The contracts vary with respect to the types and number of cases covered. The contracts range from "specialty contracts" (limited to specific case types such as death penalty, post-conviction relief, juvenile, or civil commitment) to contracts that include representation in virtually all

## BUDGET NARRATIVE

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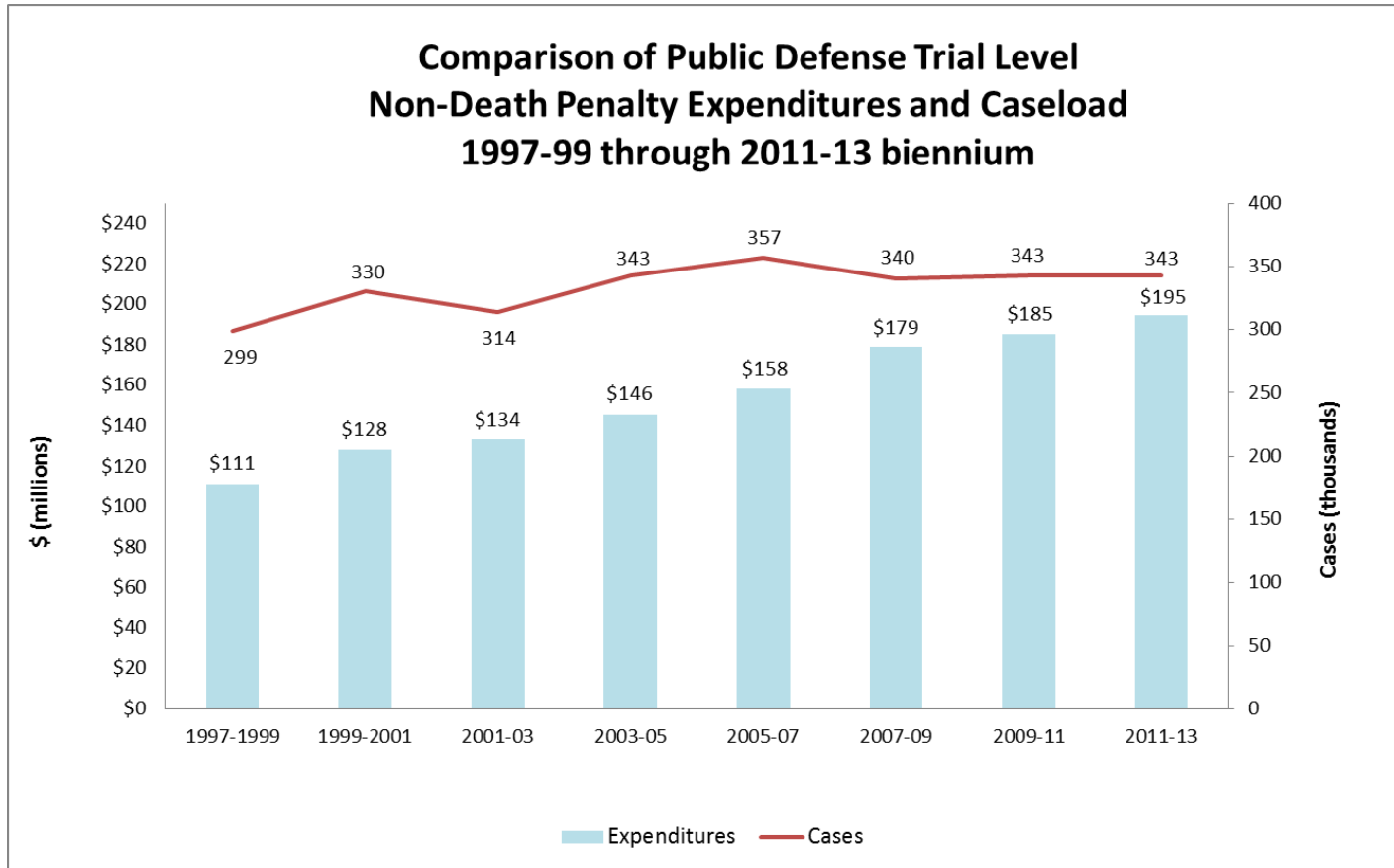
case types for which state-paid counsel is mandated. The PDSC also has 16 contracts for non-attorney services, such as mitigation services.

Persons who are financially eligible for appointed counsel are also eligible for non-attorney services that are "reasonable and necessary" for the preparation, investigation, and presentation of the case (ORS 135.055(3)). Examples of such non-attorney services are interpreters, investigators, transcriptionists, and psychologists. Non-attorney services must be sought and approved on a case-by-case basis.

### **Program Costs**

Generally, program costs have increased due to the complexity of the caseloads; e.g., Measure 11, "Jessica's Law" prosecutions, juvenile dependency and termination of parental rights and death penalty post-conviction relief cases. Below is a chart displaying a "Comparison of Public Defense Trial Level Non-Death Penalty Expenditures and Caseloads" for the last eight biennia.

## BUDGET NARRATIVE



The costs associated with death penalty representation do not follow the same pattern as costs for non-death penalty cases. A charge of Aggravated Murder with a possible sentence of death is the most costly case type to defend. Even so, one would expect that if the number of new cases each biennium remains constant, costs should remain constant (plus inflation). However, the real cost driver is whether or not a sentence of death is imposed.

## BUDGET NARRATIVE

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When a death sentence is imposed, the case is subject to automatic review by the Oregon Supreme Court. The majority of these appeals would be handled by the Appellate Division and would not impact expenditures from the Professional Services Account. However, the Appellate Division has a limited capacity to accept death penalty cases so, depending on the timing of such cases, some must be assigned to counsel payable from the Professional Services Account.

If an appeal is unsuccessful, the next step is post-conviction relief. All post-conviction relief cases are handled by attorneys payable from the Professional Services Account. A post-conviction relief case with a sentence of death will often cost as much or more than the original trial-level case. Post-conviction relief attorneys must not only review the work performed by the original trial counsel but must also explore avenues of defense that were not pursued in the original case.

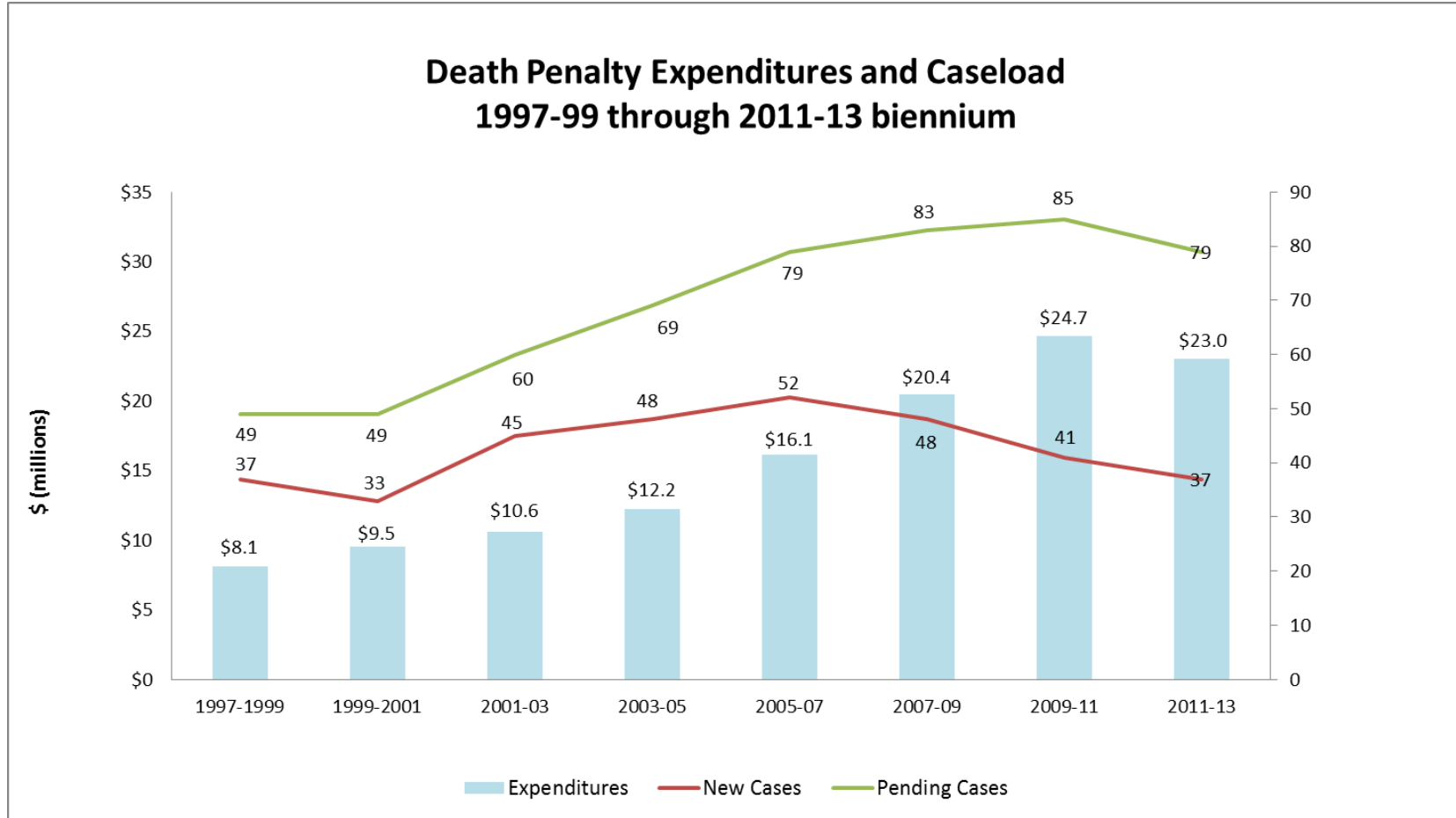
If the post-conviction relief case is unsuccessful, the next step is an appeal of the post-conviction relief case. Post-conviction relief appeals are also handled exclusively by attorneys payable from the Professional Services Account. If a post-conviction relief appeal is unsuccessful, all state remedies have been exhausted and a case moves to the federal court with representation provided by the Federal Defenders office.

If a direct appeal, a post-conviction relief, or a post-conviction relief appeal is successful, then a case can return to the trial court for a new trial or resentencing.

There have been 62 defendants sentenced to death since the death penalty was reinstated in 1984. Of those, two have been executed, three died while their cases were still pending in the state court system, one had his sentence overturned, and 21 were later resentenced to a lesser sentence. Of the remaining 36 defendants, only four have exhausted their state remedies and moved to the federal system.

What this means in budgetary terms is that there will be an exponential growth in expenditures for death penalty cases until the point at which new sentences of death each year match the number of cases that are resolved at the state level or move to the federal system. The chart below shows death penalty expenditures relative to new aggravated murder filings during each biennium and relative to the number of cases that are pending from previous biennia on July 1st (the start of each biennium).

# BUDGET NARRATIVE



# BUDGET NARRATIVE

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## **Professional Services Account**

### **021 Phase In**

#### **Package Description**

This restores funding in the 2015-17 biennium that was removed from the 2013-15 Legislatively Approved Budget (HB5041) for expenditures that were included in the 2013-15 current service level, but would not be paid until after the biennium ended. These expenses should be budgeted and paid for in the 2015-17 biennium. This package will increase expenditures by \$3,436,193 in general funds.

### **031 Standard Inflation**

#### **Package Description**

This package includes standard inflation adjustments in the amount of \$6,946,076 in general funds and \$119,475 in other funds.

### **032 Above Standard Inflation**

#### **Package Description**

This package includes inflation above the standard inflation adjustment in the amount of \$2,263,214 in general funds and \$376,897 in other funds. Included in this adjustment is the non-attorney provider cost increases for expert and medical services. The agency's guideline rate for forensic services is \$90 per hour. Most forensic experts in Oregon have raised their rates to \$125-\$150 per hour. The guideline rate for medical experts is \$110 per hour. Many medical experts now charge \$150-\$300 per hour. Because the federal defender pays higher rates, providers have a sufficiency of work available to them and do not need to accept public defense work at the state level at reduced rates. The agency has therefore had to allow exceptions to the guideline rates in order to obtain such services.



# BUDGET NARRATIVE

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## 040 Mandated Caseload

### Package Description

This essential package provides the additional funding required for the 2015-17 biennium. The package assumes no changes in PDSC policies regarding financial eligibility and no changes in guideline payment rates. The package does not include any additional funding that may be necessary due to the passage of ballot measures or new legislation.

There are two components to this essential package:

1. Trial-level non-death penalty caseload change

The caseload in recent years has been more challenging to project in part due to unprecedented changes in the economy. Budget reductions for law enforcement, prosecution, probation, corrections, social services, and the judicial system create unpredictability in the caseload as each entity adjusts its current practices to cope with budget shortfalls. For budgetary purposes, the caseload is projected to remain flat compared to the caseload funded for the 2013-15 biennium. The agency will adjust the projection throughout the remainder of the 2013-15 biennium and periodically during the 2015-17 biennium.

2. Death penalty caseload from prior biennia

Although the annual number of new death penalty cases filed has been fairly stable in recent years, the cumulative cost of these cases increasingly impacts each subsequent biennium. After the initial trial-level case, which often spans a year or more, there is an appeal, then post-conviction relief, then an appeal of the post-conviction relief case. So every year, in addition to expending funds for representation on new cases filed, the agency continues to have expenditures for cases filed in previous years. Death sentence post-conviction relief appeals currently pending are the result of cases originally filed as far back as 1986.

The additional expenditure during the 2015-17 biennium for death penalty cases from prior biennia is \$2,408,706 in general funds and \$13,108 in other funds.

## BUDGET NARRATIVE

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### 070 Revenue Reduction

#### Package Description

2015-17 revenue will not provide sufficient resources to fully fund Judicial Department and PDSC current service level expenditures. This package reduces other fund expenditures by \$1,200,000 to leave a sufficient ending balance. Policy Package 107 will restore these expenditures with general funds.

**Staffing Impact:** No impact on staffing.

**Revenue Source:** This package would reduce the other fund expenditures by \$1,200,000

# BUDGET NARRATIVE

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## 100 Consistent Rates & Mileage for Public Defense Contract Providers

### Package Description

**Purpose:** To provide funding necessary to:

- ensure consistent case rates for public defense providers within each county and among similarly situated counties;
- provide mileage reimbursement for specific regions.

This funding would create consistent rates for all public defense providers within the same county and among similarly situated counties.

Historically, the Public Defense Services Commission has paid a higher rate for representation provided by public defender offices than representation provided by attorneys at private law firms and in consortia groups. One of the rationales underpinning this disparity has been the assumption, true in the past, that attorneys in private practice would supplement their public defense income by maintaining a privately retained practice in criminal defense and other areas. Increasingly, though, these attorneys, who provide the largest share of public defense services statewide, have been required to devote most if not all of their time to public defense work. This change is a result of several factors, including the increasing need to handle a larger volume of public defense cases, a high level of complexity in public defense cases, trial court docketing practices that require lawyers to spend more time in court waiting for their case to be called, and the need for contractors to specialize in particular areas of the law.

The current disparity between compensation for public defender offices and other provider types is not only unfair, since both groups perform the same type of work, but it is not sustainable. Attorneys practicing as part of a consortia or law firm report that their income from public defense in many instances is not sufficient to meet basic expenses and to attract or retain qualified attorneys to do public defense work. At the same time, in order to increase public defense revenues, these attorneys have been required to accept caseloads that exceed state and national standards, jeopardizing the quality of representation for clients and threatening violation of attorneys' ethical and performance requirements. The funding requested for this policy option package will ensure the continued vitality of an essential component of the state's public defense system and allow PDSC to provide equal compensation for equal work.

## BUDGET NARRATIVE

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This funding also provides a specific allocation for mileage reimbursement. Current contracts require providers, in the majority of cases, to cover mileage costs from contract proceeds. In some regions<sup>1</sup>, mileage costs associated with client visits and court appearances, especially in case types with a lower rate such as misdemeanors, can exhaust the entire case rate, leaving contractors with no earnings from which to pay other expenses, such as office rent, cost of equipment and supplies, and staff salaries. Because lawyers are ethically required to consult with clients, the lack of funding available for mileage costs imposes an unfair economic burden on the provider. This policy option package allows contract providers to perform their work and meet their ethical responsibilities to clients without exhausting their contract funds on mileage expenses alone. This funding will ensure providers are not exhausting their contract funds to cover their mileage costs.

### **How Achieved:**

This policy option package would permit the agency to provide the same case rates used in contracting with public defender offices to all provider types within each county and between similarly situated counties. It would also allow the agency to reimburse providers for necessary mileage expenses.

**Staffing Impact:** No impact on staffing.

**Revenue Source:** This package would require an additional \$7,548,195 from general funds.

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<sup>1</sup> Mileage reimbursement is limited to the following regions: Eastern, North Coast, Central, Southern Oregon and the Willamette Valley.

# BUDGET NARRATIVE

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## 101 Public Defense Contractor Parity

### Package Description

**Purpose:** To provide funding necessary to:

- attract and retain qualified attorneys in public defense organizations throughout the state;
- reduce disparity between public defense provider and district attorney salaries and reduce caseloads that are above Oregon and National standards.

### **How Achieved:**

#### **Public Defender Contractor Parity**

The first component of this policy package would allow adjustments to be made in response to the difficulty public defense providers have attracting and retaining qualified attorneys. One measure of their ability to attract and retain attorneys is whether the salaries of such attorneys are competitive within their local communities with attorneys engaged in comparable types of legal practice. A comparison of public defense attorney salaries and prosecution salaries in the same counties (based on the Oregon District Attorneys Association 2013 salary survey) showed that, based upon average salaries, public defense salaries in many counties lagged behind prosecuting attorneys. Neither benefits nor non-attorney staff salaries were compared in the 2013 study. Both prosecutor and public defender salaries lag significantly behind the average salaries of attorneys engaged in other types of practice. The Oregon State Bar's 2012 Economic Survey report noted that average full-time public defense attorneys' and prosecutors' salaries (\$68,246 for public defenders, and \$93,979 for public prosecutors) were well below any area of private practice. (Business and corporate litigation lawyers reported an average salary of \$192,715. Family law practitioners received an average salary of \$99,637 and private criminal defense lawyers received an average of \$134,779.)

The agency has received two limited opportunities to increase compensation for providers over the last eleven years. Based on testimony presented to the Public Safety Subcommittee of the Joint Ways and Means Committee in the 2007 Legislative Assembly regarding the extreme difficulty one type of provider — nonprofit public defender offices — was having attracting and retaining a sufficient number of qualified attorneys to fulfill their contract obligations, the Legislature provided the agency with sufficient funding in the 2007-09 biennial budget to increase public defender salaries to a level that would move them one-sixth of the way to parity with

## BUDGET NARRATIVE

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district attorney salaries in the same counties. The Legislature provided an additional three million dollars to improve compensation for non-profit public defense providers during the 2013 legislative session, but this did not improve the case rates for other provider types (law firms and consortia groups). Unfortunately, since average district attorney salaries have increased over the course of the last two biennia, the cost of achieving parity with district attorney salaries is actually greater now than it was in 2007.

Approval of the amount requested would allow the agency to increase case rates in those counties where there is significant disparity with prosecutor salary levels. Some providers may need to use rate increases to reduce caseloads by adding attorney members to their law firm or consortium group. The agency will work with entities that submit proposals in response to the Request for Proposals issued in May 2015 to ensure that increased case rates are appropriately allocated toward compensation increases or caseload reduction.

**Staffing Impact:** No impact on staffing.

**Revenue Source:** This package would require an additional \$21,574,168 from general funds

# BUDGET NARRATIVE

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## 102 Contractor Quality Assurance

### Package Description

#### Purpose:

To provide funding necessary to permit public defense contract administrators to devote sufficient time and tools to effectively monitor and improve the quality of services provided by contract attorneys. PDSC contracts with public defense providers obligate contractors to provide “a level of legal service that meets Oregon and United States constitutional and statutory requirements, and Oregon and national standards of justice.” For guidance in fulfilling this obligation, the Office of Public Defense Services has published [\*Best Practices for Oregon Public Defense Providers\*](#), which detail numerous recommended practices for delivering cost-effective, quality public defense representation by all provider types, including public defender offices, consortia and law firms. Among those practices recommended are establishing written performance expectations; establishing protocols for the orientation, training and mentoring of new attorneys; conducting effective supervision of the work performed by provider attorneys; performing regular performance reviews of provider attorneys and staff; implementing written policies and procedures to remedy deficient attorney performance, including provisions to terminate attorney employment or membership in a consortium; and publishing to justice system stakeholders and clients a procedure for receiving, investigating and resolving complaints about the quality of the provider’s representation.

In addition to the above, other best practices recommended to contract administrators relate to establishing a case assignment protocol that assures that cases are assigned to attorneys with the appropriate level of experience and expertise, and that caseloads are such that provider lawyers are able to provide each client with competent and diligent representation.

The Best Practices also recommend that public defense providers implement a case management system that supports the mission of each provider to provide quality, cost-effective representation and provides the Office of Public Defense Services with data it requires to effectively monitor the contractual obligations of each contractor to provide quality representation. An effective case management system would, among other things, monitor the number, type and current status of assigned cases; assist with making appropriate case assignments and identifying and avoiding potential conflicts of interest; document and evaluate case outcomes; and support responsible fiscal management by the contractor.

## BUDGET NARRATIVE

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### **How Achieved:**

For most public defense contractors, the administrator is an attorney with his or her own caseload duties, often leaving little time for the administrative responsibilities outlined in the Best Practices referenced above. Under the current system, funds to compensate for the time devoted to contract administration and for the software and other materials needed to support that administration must come from the case rates paid to contractors for legal representation. For public defender offices and other law firms, this means a commensurate reduction in the salaries of attorneys and other staff. For consortia, which is the contractor type that provides the bulk of public defense representation in the state, the compensation for the time and other expenses needed for effective contract administration must come from a reduction in the earnings of member attorneys. Understandably, administrators are reluctant to reduce what is already perceived in many instances to be inadequate compensation for public defense attorneys. As a result, in many instances contract administrators are currently not compensated sufficiently to devote the time and attention required for effective contract administration that fulfills the best practices recommended to achieve consistent quality representation.

This funding would permit PDSC to allocate funding to contractors for the specific purpose of achieving effective contractor administration without requiring a commensurate reduction in the compensation of contract attorneys. The funding would also permit PDSC to assist contractors with the acquisition of case management systems that would support the work of contractors and provide the Office of Public Defense Services with the data it requires for effective contract management and oversight.

The table below summarizes the two components of this package.

1.	Compensation for Contract Administration/Quality Assurance	\$3,727,040
2.	Case Management System Funds	\$898,900
	Package total	\$ 4,625,940

**Staffing Impact:** No impact on staffing.

**Revenue Source:** This package would require an additional \$4,625,940 from general funds



# BUDGET NARRATIVE

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## 103 Providers Hourly Rate Increases

### Package Description

**Purpose:** To provide funding necessary to increase hourly rates for:

- attorneys who provide legal representation in public defense cases on an hourly rate basis;
- attorneys providing legal representation under contract in aggravated murder cases;
- mitigators providing services under contract in aggravated murder cases;
- investigators who accept work on public defense cases.

### **How Achieved:**

#### **Hourly Rate Increase for Hourly Paid Public Defense Attorneys**

The current guideline rates (\$46 per hour for non-death penalty cases and \$61 per hour for death penalty cases) have increased by only \$6 per hour since June 1991. The requested funding would allow an increase in the current rates from \$46 to \$70 per hour for non-death penalty cases and from \$61 to \$95 per hour for death penalty cases.

The 2007 legislature provided funding for the 2007-09 biennium that permitted the agency to increase the guideline rates for hourly-rate paid counsel statewide for the first time since 1991. In 2012, the legislature provided funding to increase hourly rates by \$1 for the 2013-15 biennium.

The small increases in hourly rates that were implemented in 2007 and 2012 did not result in rates that bear any relation to rates regularly charged for services by attorneys who handle criminal and family cases for retained clients. The Oregon State Bar's 2012 Economic Survey reports statewide average and median criminal defense hourly rates at \$214 and \$200 per hour. Family law attorneys statewide charge \$214 (average) and \$200 (median). To the extent attorneys who performed public defense representation at \$45 and \$60 per hour responded to the Bar's survey, those hourly rates would have helped contribute to the lower overall rates.

## BUDGET NARRATIVE

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Just as with automobile mechanics or plumbers who are paid on an hourly basis, hourly rates paid to attorneys, whether in the public or private sector, are meant to include overhead costs such as staff salaries, taxes and benefits, rent and other office costs, and necessary capital. Overhead expenses frequently are estimated by attorneys to be 50% of the hourly rate. Assuming 50% overhead expenses and an average of 1,800 billable hours in one year, an hourly-rate paid public defense attorney working full time at \$46 per hour would receive \$82,800 per year, with half of that amount (\$41,400) paying for overhead and half being available as attorney salary.

The Consumer Price Index increased 75% between 1991 and 2014. Adjusted for inflation, the 1991 rates of \$40 and \$55 per hour should be \$70 and \$96 per hour in 2014.

### **Hourly Rate Increase for Attorneys and Mitigators Under Contract In Aggravated Murder Cases**

The agency has worked to achieve consistent case rates for representation in capital cases for many years. Contract providers received limited rate increases in 2008, and in 2010, the agency provided a modest increase for those contractors who had an office with a staff, as well as contractors specializing in capital post-conviction relief. In 2013, after a thorough review of the services provided by capital contractors, and revision of the qualification standards for capital representation, the Commission approved funding to increase all capital contracts to \$98.

This policy option package would increase the hourly rate for capital providers from \$98 to \$125, which is still considerably behind the rate paid by the federal government (\$180) for the same services. Oregon lawyers who provide representation in Oregon's capital cases have the opportunity to provide representation in federal cases, where the rate is \$180 per hour. If Oregon does not make some effort to continue improving this rate, it will lose providers to the federal system.

Prior to 2010, mitigation services were paid on an hourly basis at \$39 per hour, and it was very difficult for capital attorneys and OPDS to find trained mitigators capable of providing high quality work for this rate. In 2010, the Commission approved funding to change the rate to \$59 per hour for mitigators who were willing to enter into a contract for services. In 2012, the agency added several more mitigation contracts to match the caseload, with no rate increase. In 2014 the agency was able to increase the rate to \$62 per hour. This policy option package would increase the rate to from \$62 to \$70 per hour, which still lags significantly behind rates paid by the federal government for the same services.

## BUDGET NARRATIVE

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### **Hourly Rate Increase for Hourly Paid Investigators Who Provide Public Defense Services**

The amount requested for the 2015-17 biennium is the amount needed to increase investigation rates from \$29 to \$35 per hour in non-death penalty cases and from \$40 to \$45 per hour in death penalty cases.

The public defense guideline rate for investigation services has remained fairly constant since it was initially set, at \$25 per hour, when the state assumed responsibility for public defense services in approximately 1983. The rate for very experienced investigators in death penalty cases increased from \$25 to \$34 per hour in 1996, and in 2007 the Legislature provided funding to permit the agency to raise the rate from \$25 to \$28 per hour in non-death penalty cases and from \$34 to \$39 in death penalty cases. In 2012, the Legislature provided funding to allow OPDS to increase the hourly rates for all hourly providers by \$1, resulting in a rate of \$29 per hour for non-death penalty cases and \$40 per hour for death penalty cases. Despite these increases, investigator rates remain inadequate. If investigation rates had kept pace with inflation, current rates would be \$60 per hour for non-death penalty cases, and \$81 per hour for death penalty cases.

**Staffing Impact:** No impact on staffing.

**Revenue Source:** This package would require an additional \$9,561,682 from general funds

# BUDGET NARRATIVE

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## 104 Juvenile Representation Improvement

### Package Description

#### Purpose:

The purpose of this policy package is to improve the quality of trial level representation in juvenile cases in order to address longstanding and chronic quality of representation issues. Excessive caseloads continue to be a significant cause of deficient representation in juvenile cases. The Oregon Criminal Defense Lawyer Association estimates caseloads to be 40% above national standards.<sup>2</sup> “More and more data are showing that when parents are represented by attorneys who have reasonable caseloads, are paid a reasonable amount of money for their services, and, most important, spend time with their clients in between court hearings, they have better experiences with the child-welfare system, and this means their children also do better.”<sup>3</sup>

In August 2014, the Agency implemented the Parent Child Representation Program (PCRP), focused on providing high quality representation for parents and children in juvenile dependency and delinquency cases. The program, which began in Linn and Yamhill Counties, has 4 key components: (1) reduced caseload for lawyers, (2) additional training requirements, (3) greater oversight and (4) independent social work support. This program was modeled after a successful effort in Washington State, where quality representation for parents has been shown to be highly successful in helping children reach permanency in a more timely manner. Reduced caseloads, multidisciplinary decision making, and adherence to training and performance standards are key components of the program which began as a pilot in 2000 and is now in 25 of Washington’s 39 counties.

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<sup>2</sup> The Oregon Criminal Defense Lawyers Association Pay Parity Committee’s Findings, Conclusions and Recommendations (as adopted by the OCDLA Board of Directors May 2, 2014). [http://www.ocdla.org/pdfs/pay\\_parity/Pay\\_Parity\\_Committee\\_Findings.pdf](http://www.ocdla.org/pdfs/pay_parity/Pay_Parity_Committee_Findings.pdf)).

<sup>3</sup> Laver, *Improving Representation for Parents in the Child-Welfare System*, American Bar Association Children’s Rights Litigation, <http://apps.americanbar.org/litigation/committees/childrights/content/articles/fall2013-1013-improving-representation-parents-child-welfare-system.html> (October 2013)).

## BUDGET NARRATIVE

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### **How Achieved:**

If this policy package were funded, the Agency would build upon the existing Parent Child Representation Program by expanding to Clackamas and Multnomah Counties. Together, Clackamas and Multnomah county represent 29% of Oregon's foster care population and 24% of the trial level juvenile cases in the state.<sup>4</sup>

The Agency would ensure that reduced attorney workload results in high-quality legal representation through regular monitoring and evaluations, required multidisciplinary training, strict adherence to best practices for representation, and use of collaborative decision making.

**Staffing Impact:** No impact on staffing.

**Revenue Source:** This package would require an additional \$5,646,547 from general funds.

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<sup>4</sup> Oregon Department of Human Services, *2012 Child Welfare Data Book, point in time data on 9/30/2012*, (<http://www.oregon.gov/dhs/abuse/docs/2012%20Child%20Welfare%20Data%20Book.pdf>). *Oregon Public Defense Services 2013 Juvenile Caseload Data*.

## BUDGET NARRATIVE

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### 107 ACP Revenue Shortfall

#### Package Description

**Purpose:**

This package will restore general funds expenditures in the Professional Services Account that were previously funded with other funds from the Application Contribution Program (ACP). The funding shift from general fund to other funds happened in the 2013-15 biennium to use the available ending fund balance from the ACP account to help offset expenditures in the Professional Services Account.

**How Achieved:** Restores funding not available through Application Contribution Program revenues.

**Staffing Impact:** No impact on staffing.

**Revenue Source:** This package would restore \$1,200,000 in general funds

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

Public Defense Svcs Comm  
Pkg: 021 - Phase-in

Cross Reference Name: Professional Services Account  
Cross Reference Number: 40400-002-00-00-00000

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	3,436,193	-	-	-	-	-	3,436,193
<b>Total Revenues</b>	<b>\$3,436,193</b>	-	-	-	-	-	<b>\$3,436,193</b>
<b>Services &amp; Supplies</b>							
Professional Services	3,436,193	-	-	-	-	-	3,436,193
<b>Total Services &amp; Supplies</b>	<b>\$3,436,193</b>	-	-	-	-	-	<b>\$3,436,193</b>
<b>Total Expenditures</b>							
Total Expenditures	3,436,193	-	-	-	-	-	3,436,193
<b>Total Expenditures</b>	<b>\$3,436,193</b>	-	-	-	-	-	<b>\$3,436,193</b>
<b>Ending Balance</b>							
Ending Balance	-	-	-	-	-	-	-
<b>Total Ending Balance</b>	-	-	-	-	-	-	-

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

Public Defense Svcs Comm  
Pkg: 031 - Standard Inflation

Cross Reference Name: Professional Services Account  
Cross Reference Number: 40400-002-00-00-00000

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	6,946,076	-	-	-	-	-	6,946,076
<b>Total Revenues</b>	<b>\$6,946,076</b>	-	-	-	-	-	<b>\$6,946,076</b>
<b>Services &amp; Supplies</b>							
Professional Services	6,946,076	-	37,800	-	-	-	6,983,876
<b>Total Services &amp; Supplies</b>	<b>\$6,946,076</b>	-	<b>\$37,800</b>	-	-	-	<b>\$6,983,876</b>
<b>Special Payments</b>							
Spc Pmt to Judicial Dept	-	-	81,675	-	-	-	81,675
<b>Total Special Payments</b>	-	-	<b>\$81,675</b>	-	-	-	<b>\$81,675</b>
<b>Total Expenditures</b>							
Total Expenditures	6,946,076	-	119,475	-	-	-	7,065,551
<b>Total Expenditures</b>	<b>\$6,946,076</b>	-	<b>\$119,475</b>	-	-	-	<b>\$7,065,551</b>
<b>Ending Balance</b>							
Ending Balance	-	-	(119,475)	-	-	-	(119,475)
<b>Total Ending Balance</b>	-	-	<b>(\$119,475)</b>	-	-	-	<b>(\$119,475)</b>



**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 032 - Above Standard Inflation**

**Cross Reference Name: Professional Services Account**  
**Cross Reference Number: 40400-002-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	2,263,214	-	-	-	-	-	2,263,214
<b>Total Revenues</b>	<b>\$2,263,214</b>	-	-	-	-	-	<b>\$2,263,214</b>
<b>Services &amp; Supplies</b>							
Professional Services	2,263,214	-	12,316	-	-	-	2,275,530
<b>Total Services &amp; Supplies</b>	<b>\$2,263,214</b>	-	<b>\$12,316</b>	-	-	-	<b>\$2,275,530</b>
<b>Special Payments</b>							
Spc Pmt to Judicial Dept	-	-	364,581	-	-	-	364,581
<b>Total Special Payments</b>	-	-	<b>\$364,581</b>	-	-	-	<b>\$364,581</b>
<b>Total Expenditures</b>							
Total Expenditures	2,263,214	-	376,897	-	-	-	2,640,111
<b>Total Expenditures</b>	<b>\$2,263,214</b>	-	<b>\$376,897</b>	-	-	-	<b>\$2,640,111</b>
<b>Ending Balance</b>							
Ending Balance	-	-	(376,897)	-	-	-	(376,897)
<b>Total Ending Balance</b>	-	-	<b>(\$376,897)</b>	-	-	-	<b>(\$376,897)</b>

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 040 - Mandated Caseload**

**Cross Reference Name: Professional Services Account**  
**Cross Reference Number: 40400-002-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	2,408,706	-	-	-	-	-	2,408,706
<b>Total Revenues</b>	<b>\$2,408,706</b>	-	-	-	-	-	<b>\$2,408,706</b>
<b>Services &amp; Supplies</b>							
Professional Services	2,408,706	-	13,108	-	-	-	2,421,814
<b>Total Services &amp; Supplies</b>	<b>\$2,408,706</b>	-	<b>\$13,108</b>	-	-	-	<b>\$2,421,814</b>
<b>Total Expenditures</b>							
Total Expenditures	2,408,706	-	13,108	-	-	-	2,421,814
<b>Total Expenditures</b>	<b>\$2,408,706</b>	-	<b>\$13,108</b>	-	-	-	<b>\$2,421,814</b>
<b>Ending Balance</b>							
Ending Balance	-	-	(13,108)	-	-	-	(13,108)
<b>Total Ending Balance</b>	-	-	<b>(\$13,108)</b>	-	-	-	<b>(\$13,108)</b>

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 070 - Revenue Shortfalls**

**Cross Reference Name: Professional Services Account**  
**Cross Reference Number: 40400-002-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Services &amp; Supplies</b>							
Professional Services	-	-	(1,200,000)	-	-	-	(1,200,000)
<b>Total Services &amp; Supplies</b>	-	-	<b>(\$1,200,000)</b>	-	-	-	<b>(\$1,200,000)</b>
<b>Total Expenditures</b>							
Total Expenditures	-	-	(1,200,000)	-	-	-	(1,200,000)
<b>Total Expenditures</b>	-	-	<b>(\$1,200,000)</b>	-	-	-	<b>(\$1,200,000)</b>
<b>Ending Balance</b>							
Ending Balance	-	-	1,200,000	-	-	-	1,200,000
<b>Total Ending Balance</b>	-	-	<b>\$1,200,000</b>	-	-	-	<b>\$1,200,000</b>

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 100 - Consistent Rates & Mileage for PD Kors**

**Cross Reference Name: Professional Services Account**  
**Cross Reference Number: 40400-002-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	7,548,195	-	-	-	-	-	7,548,195
<b>Total Revenues</b>	<b>\$7,548,195</b>	-	-	-	-	-	<b>\$7,548,195</b>
<b>Services &amp; Supplies</b>							
Professional Services	7,548,195	-	-	-	-	-	7,548,195
<b>Total Services &amp; Supplies</b>	<b>\$7,548,195</b>	-	-	-	-	-	<b>\$7,548,195</b>
<b>Total Expenditures</b>							
Total Expenditures	7,548,195	-	-	-	-	-	7,548,195
<b>Total Expenditures</b>	<b>\$7,548,195</b>	-	-	-	-	-	<b>\$7,548,195</b>
<b>Ending Balance</b>							
Ending Balance	-	-	-	-	-	-	-
<b>Total Ending Balance</b>	-	-	-	-	-	-	-

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 101 - Public Defense Contractor Parity**

**Cross Reference Name: Professional Services Account**  
**Cross Reference Number: 40400-002-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	21,574,168	-	-	-	-	-	21,574,168
<b>Total Revenues</b>	<b>\$21,574,168</b>	-	-	-	-	-	<b>\$21,574,168</b>
<b>Services &amp; Supplies</b>							
Professional Services	21,574,168	-	-	-	-	-	21,574,168
<b>Total Services &amp; Supplies</b>	<b>\$21,574,168</b>	-	-	-	-	-	<b>\$21,574,168</b>
<b>Total Expenditures</b>							
Total Expenditures	21,574,168	-	-	-	-	-	21,574,168
<b>Total Expenditures</b>	<b>\$21,574,168</b>	-	-	-	-	-	<b>\$21,574,168</b>
<b>Ending Balance</b>							
Ending Balance	-	-	-	-	-	-	-
<b>Total Ending Balance</b>	-	-	-	-	-	-	-

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 102 - Contractor Quality Assurance**

**Cross Reference Name: Professional Services Account**  
**Cross Reference Number: 40400-002-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	4,625,940	-	-	-	-	-	4,625,940
<b>Total Revenues</b>	<b>\$4,625,940</b>	-	-	-	-	-	<b>\$4,625,940</b>
<b>Services &amp; Supplies</b>							
Professional Services	4,625,940	-	-	-	-	-	4,625,940
<b>Total Services &amp; Supplies</b>	<b>\$4,625,940</b>	-	-	-	-	-	<b>\$4,625,940</b>
<b>Total Expenditures</b>							
Total Expenditures	4,625,940	-	-	-	-	-	4,625,940
<b>Total Expenditures</b>	<b>\$4,625,940</b>	-	-	-	-	-	<b>\$4,625,940</b>
<b>Ending Balance</b>							
Ending Balance	-	-	-	-	-	-	-
<b>Total Ending Balance</b>	-	-	-	-	-	-	-

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 103 - Provider Hourly Rate Increases**

**Cross Reference Name: Professional Services Account**  
**Cross Reference Number: 40400-002-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	9,561,682	-	-	-	-	-	9,561,682
<b>Total Revenues</b>	<b>\$9,561,682</b>	-	-	-	-	-	<b>\$9,561,682</b>
<b>Services &amp; Supplies</b>							
Professional Services	9,561,682	-	-	-	-	-	9,561,682
<b>Total Services &amp; Supplies</b>	<b>\$9,561,682</b>	-	-	-	-	-	<b>\$9,561,682</b>
<b>Total Expenditures</b>							
Total Expenditures	9,561,682	-	-	-	-	-	9,561,682
<b>Total Expenditures</b>	<b>\$9,561,682</b>	-	-	-	-	-	<b>\$9,561,682</b>
<b>Ending Balance</b>							
Ending Balance	-	-	-	-	-	-	-
<b>Total Ending Balance</b>	-	-	-	-	-	-	-

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 104 - Juvenile Dependency Improvement**

**Cross Reference Name: Professional Services Account**  
**Cross Reference Number: 40400-002-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	5,646,547	-	-	-	-	-	5,646,547
<b>Total Revenues</b>	<b>\$5,646,547</b>	-	-	-	-	-	<b>\$5,646,547</b>
<b>Services &amp; Supplies</b>							
Professional Services	5,646,547	-	-	-	-	-	5,646,547
<b>Total Services &amp; Supplies</b>	<b>\$5,646,547</b>	-	-	-	-	-	<b>\$5,646,547</b>
<b>Total Expenditures</b>							
Total Expenditures	5,646,547	-	-	-	-	-	5,646,547
<b>Total Expenditures</b>	<b>\$5,646,547</b>	-	-	-	-	-	<b>\$5,646,547</b>
<b>Ending Balance</b>							
Ending Balance	-	-	-	-	-	-	-
<b>Total Ending Balance</b>	-	-	-	-	-	-	-



**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 107 - ACP Revenue Shortfall**

**Cross Reference Name: Professional Services Account**  
**Cross Reference Number: 40400-002-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	1,200,000	-	-	-	-	-	1,200,000
<b>Total Revenues</b>	<b>\$1,200,000</b>	-	-	-	-	-	<b>\$1,200,000</b>
<b>Services &amp; Supplies</b>							
Professional Services	1,200,000	-	-	-	-	-	1,200,000
<b>Total Services &amp; Supplies</b>	<b>\$1,200,000</b>	-	-	-	-	-	<b>\$1,200,000</b>
<b>Total Expenditures</b>							
Total Expenditures	1,200,000	-	-	-	-	-	1,200,000
<b>Total Expenditures</b>	<b>\$1,200,000</b>	-	-	-	-	-	<b>\$1,200,000</b>
<b>Ending Balance</b>							
Ending Balance	-	-	-	-	-	-	-
<b>Total Ending Balance</b>	-	-	-	-	-	-	-

**DETAIL OF LOTTERY FUNDS, OTHER FUNDS, AND FEDERAL FUNDS REVENUE**

**Public Defense Svcs Comm  
2015-17 Biennium**

**Agency Number: 40400**

**Cross Reference Number: 40400-000-00-00-00000**

<i>Source</i>	2011-13 Actuals	2013-15 Leg Adopted Budget	2013-15 Leg Approved Budget	2015-17 Agency Request Budget	2015-17 Governor's Budget	2015-17 Leg Adopted Budget
<b>Other Funds</b>						
Transfer In - Intrafund	3,357,464	3,982,500	3,982,500	3,291,980	-	-
Tsfr From Judicial Dept	4,310,376	4,433,018	4,433,018	3,705,255	-	-
Transfer Out - Intrafund	(3,357,464)	(3,982,500)	(3,982,500)	(3,291,980)	-	-
Tsfr To Judicial Dept	(1,282,836)	-	-	-	-	-
<b>Total Other Funds</b>	<b>\$3,027,540</b>	<b>\$4,433,018</b>	<b>\$4,433,018</b>	<b>\$3,705,255</b>	-	-

**DETAIL OF LOTTERY FUNDS, OTHER FUNDS, AND FEDERAL FUNDS REVENUE**

Public Defense Svcs Comm  
2015-17 Biennium

Agency Number: 40400

Cross Reference Number: 40400-002-00-00-00000

<i>Source</i>	2011-13 Actuals	2013-15 Leg Adopted Budget	2013-15 Leg Approved Budget	2015-17 Agency Request Budget	2015-17 Governor's Budget	2015-17 Leg Adopted Budget
<b>Other Funds</b>						
Transfer In - Intrafund	3,357,464	3,982,500	3,982,500	3,291,980	-	-
<b>Total Other Funds</b>	<b>\$3,357,464</b>	<b>\$3,982,500</b>	<b>\$3,982,500</b>	<b>\$3,291,980</b>	-	-

# BUDGET NARRATIVE

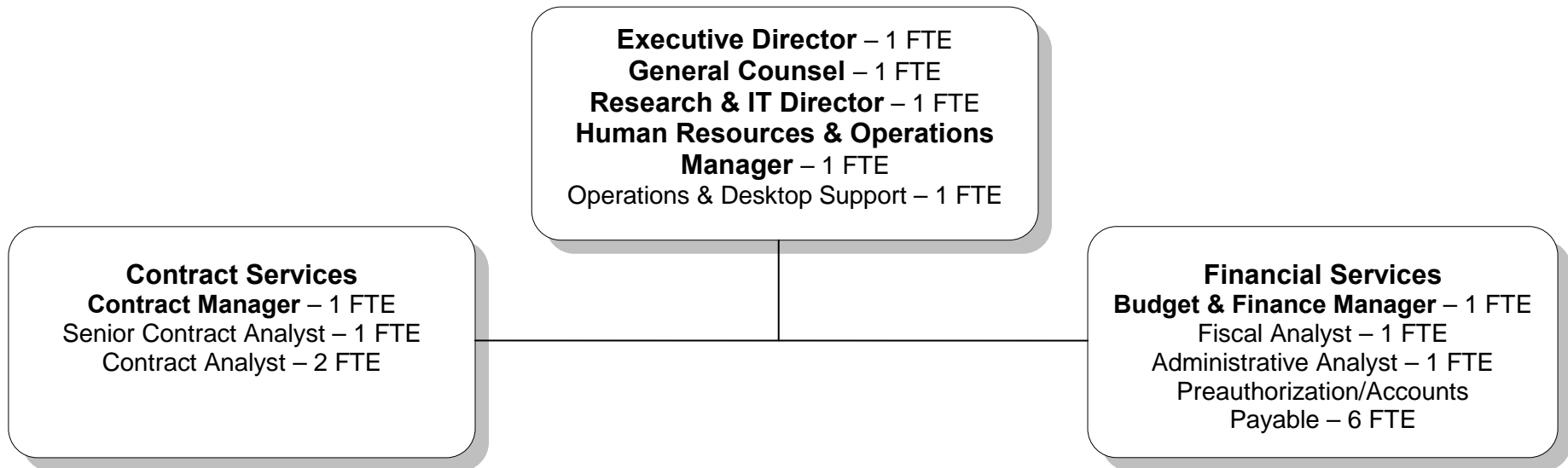
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## Contract & Business Services

### Program Description

Contacts and Business Services is responsible for administering the public defense contracts that provide legal representation for financially eligible persons, and for processing requests and payments for non-contract fees and expenses. In addition, this section provides administrative support (accounting, budget development, human resources, information technology, facilities management and general operations) for the agency as a whole.

### Organizational Chart



# BUDGET NARRATIVE

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## **Major functions**

### Contract Administration:

Contract Services staff negotiate and administer approximately 96 contracts for the provision of legal services, and an additional 16 contracts for non-attorney services, such as mitigation services. Three Contract Analysts as well as the Contracts Manager have primary responsibility for contracts assigned to them. In addition, Contracts and Financial Services has one temporary Office Specialist 1 position to audit monthly caseload reports submitted by contractors.

### Review of Non-Routine Expense Requests:

ORS 135.055(3) requires that PDSC pay the cost of "reasonable and necessary" expenses for public defense cases. Routine expenses, such as copying costs, do not require pre-authorization. Non-routine expenses, such as investigation, must be approved by PDSC before the expense is incurred. Over 17,000 requests for pre-authorization are submitted per year.

### Accounts Payable:

Six accounts payable staff process the operating bills for both the Appellate Division and Contract and Financial Services as well as all fee statements submitted for payment from the Public Defense Services Account. Over 25,000 payments are reviewed and processed per year.

### Quality Assurance and Complaint Processing:

PDSC's Office of General Counsel coordinates peer reviews of public defense providers. Review teams of experienced public defense administrators and attorneys from across the state conduct evaluations of public defense contractor management and operations to identify strengths and weaknesses, and make recommendations for change where needed. In addition to document and data review, review teams usually devote three days to interviewing contractors and other justice system stakeholders, including judges, prosecutors, corrections officers and other law enforcement, probation and parole officers, juvenile department officials, Department of Human Services case managers, and others. To date, OPDS has completed 48 comprehensive contractor evaluations through the peer review process. General Counsel also receives and coordinates the handling of complaints regarding expenditures and the quality of legal representation, pursuant to the PDSC's Complaint Policy and Procedure. A Deputy General Counsel, who

## BUDGET NARRATIVE

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focuses on issues arising in juvenile court representation, assists with complaints. Other quality assurance initiatives include an annual statewide performance survey with detailed follow-up on survey results and comments; review of certificates of attorney qualification; planning and participation in continuing legal education programs; participation in performance standards revision projects; and participation in other workgroups and initiatives aimed at improving the quality of public defense services.

## BUDGET NARRATIVE

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### **Contract & Business Services**

#### **010 Non-PICS Personal Services / Vacancy Factor**

##### **Package Description**

This package includes standard adjustments to PERS Pension Bond Contribution. The total of this package is \$21,041 in general fund and \$2,954 in other funds.

#### **031 Standard Inflation & State Government Service Charge**

##### **Package Description**

This package includes standard inflation adjustments on services & supplies in the amount of \$13,006 in general funds. State government services charges are increased by \$7,863, making the total amount of the package an increase of \$20,869 in general funds.

#### **032 Above Standard Inflation**

##### **Package Description**

This package includes inflation above the standard inflation adjustment for services & supplies in the amount of \$34 in general funds. Telecommunications and other services & supplies line items are increased by \$25,914 for estimated charges provided by the Department of Administrative Services, making the total amount of the package an increase of \$25,968 in general funds.

# BUDGET NARRATIVE

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## Contract & Business Services

### 104 Juvenile Representation Improvement

#### Package Description

##### Purpose:

The purpose of this policy package is to improve the quality of trial level representation in juvenile cases in order to address longstanding and chronic quality of representation issues. Excessive caseloads continue to be a significant cause of deficient representation in juvenile cases. The Oregon Criminal Defense Lawyer Association estimates caseloads to be 40% above national standards.<sup>5</sup> “More and more data are showing that when parents are represented by attorneys who have reasonable caseloads, are paid a reasonable amount of money for their services, and, most important, spend time with their clients in between court hearings, they have better experiences with the child-welfare system, and this means their children also do better.”<sup>6</sup>

In August 2014, the Agency implemented the Parent Child Representation Program (PCRP), focused on providing high quality representation for parents and children in juvenile dependency and delinquency cases. The program, which began in Linn and Yamhill Counties, has 4 key components: (1) reduced caseload for lawyers, (2) additional training requirements, (3) greater oversight and (4) independent social work support. This program was modeled after a successful effort in Washington State, where quality representation for parents has been shown to be highly successful in helping children reach permanency in a more timely manner. Reduced caseloads, multidisciplinary decision making, and adherence to training and performance standards are key components of the program which began as a pilot in 2000 and is now in 25 of Washington’s 39 counties.

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<sup>5</sup> The Oregon Criminal Defense Lawyers Association Pay Parity Committee’s Findings, Conclusions and Recommendations (as adopted by the OCDLA Board of Directors May 2, 2014). [http://www.ocdla.org/pdfs/pay\\_parity/Pay\\_Parity\\_Committee\\_Findings.pdf](http://www.ocdla.org/pdfs/pay_parity/Pay_Parity_Committee_Findings.pdf)).

<sup>6</sup> Laver, *Improving Representation for Parents in the Child-Welfare System*, American Bar Association Children’s Rights Litigation, <http://apps.americanbar.org/litigation/committees/childrights/content/articles/fall2013-1013-improving-representation-parents-child-welfare-system.html> (October 2013)).



## BUDGET NARRATIVE

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### **How Achieved:**

If this policy package were funded, the Agency would build upon the existing Parent Child Representation Program by expanding to Clackamas and Multnomah Counties. Together, Clackamas and Multnomah county represent 29% of Oregon's foster care population and 24% of the trial level juvenile cases in the state.<sup>7</sup>

This package also includes funding for a program attorney manager. When the program launched, it became clear that the additional training and oversight components required dedicated staff. The PRCP managing attorney will also serve as the agency's Deputy General Counsel, managing quality assurance oversight for juvenile cases across the state, including review of non-routine expense requests and complaints. Additionally, the agency is requesting funding for a position to perform data entry and audit functions.

The Agency would ensure that reduced attorney workload results in high-quality legal representation through regular monitoring and evaluations, required multidisciplinary training, strict adherence to best practices for representation, and use of collaborative decision making.

**Staffing Impact:** This package adds one Deputy General Counsel position and one Office Specialist 1, for a total of 2.0 FTE.

**Revenue Source:** This package would require an additional \$315,144 from general funds.

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<sup>7</sup> Oregon Department of Human Services, *2012 Child Welfare Data Book, point in time data on 9/30/2012*, (<http://www.oregon.gov/dhs/abuse/docs/2012%20Child%20Welfare%20Data%20Book.pdf>). *Oregon Public Defense Services 2013 Juvenile Caseload Data*.

## BUDGET NARRATIVE

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### **105 Employee Compensation ORS 151.216(1)(e)**

#### **Package Description**

##### **Purpose:**

This package will enable the PDSC to provide quality legal representation through recruitment and retention of attorneys and staff capable of providing quality and cost-efficient appellate representation, as well as contract and financial services. The package provides funding needed to establish salary schedules comparable to salary schedules at the Department of Justice and other state agencies. For over ten years, the PDSC has been attempting to accomplish its statutory mission of adopting “compensation plan, classification system and personnel plan for the office of public defense services that are commensurate with other state agencies.” ORS 151.216(1)(e). All but three employee classifications are 3 to 18 percent below their counterparts in other state agencies. This difference negatively impacts staff morale and the agency’s recruitment and retention efforts.

##### **How Achieved:**

In developing the requested salary structure, the agency used the Department of Justice’s Appellate Division as the comparable agency for the majority of the position, as Department of Justice attorneys appear on the exact same cases from opposing sides. Contract analyst positions were compared with employees in the Judicial Department because comparable positions weren’t part of the Department of Justice structure.

Historically, the agency hires recent law school graduates into the entry-level Deputy I attorney position and devotes significant management-level resources to training during an attorney’s first six months of employment. The training investment shows returns for the agency after twelve months, when the typical entry-level attorney becomes increasingly self-sufficient and productive. After two to three years, the Deputy I attorney has demonstrated sufficient competency to warrant consideration for the Deputy II position. After two to three years in the Deputy II position (or five years with the agency), the attorney is an experienced, competent, and valued contributor to the agency. Unfortunately, this time period coincides with the greatest salary disparity between the agency and the Attorney General’s office, the attorney is experienced and attractive to other firms, and the time loss and fatigue associated with a two-hour daily commute from Portland or Eugene leads many attorneys to consider and seek employment elsewhere. Since 2003, twenty seven attorneys have left the agency, many at the the four-to six-year mark.

## BUDGET NARRATIVE

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The policy package helps address the glaring compensation inequity between state employees on opposite sides of the same cases. It would mitigate the brain drain that occurs around the five-year employment mark, and enables management to direct training resources into case production. Providing parity for lawyer staff while ignoring the disparity that exists in other classifications, particularly those employees in the lowest salary ranges, would decrease employee morale and productivity. This policy package would enable the agency to recruit and retain employees who are committed to and capable of achieving the agency's goal of providing quality, cost efficient legal representation.

**Staffing Impact:** No impact on staffing.

**Revenue Source:** This package would require an additional \$147,068 from general funds and \$7,801 in other funds.

# BUDGET NARRATIVE

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## 106 Office Space

### Package Description

#### Purpose:

The purpose of this package is to increase the amount of office space available for agency employees, clients, contract providers, and Commission members. There are three primary issues with the current limitations on available office space: first, all available work spaces, including hallways and file rooms, have been filled to capacity; second, the office lacks a client interview room; and third, the building does not have a conference space large enough to safely hold all staff meetings and regularly scheduled meetings of the Public Defense Services Commission, or to host training sessions with trial-level providers.

When the agency acquired its current location, it offered sufficient space for the agency's day-to-day operations. Additionally, the location increased agency efficiency through its proximity to the Court of Appeals and Department of Justice; daily court runs and meetings with system partners and the legislature no longer required staff to drive to the capital mall area, as they had in the past. The office had one room dedicated to client interviews, and each lawyer had an office space. Legal secretaries and staff cubicles were placed as efficiently as possible, with very little space left beyond what was required by fire code regulations.

As the agency has grown, all available spaces have been filled. The client interview room was converted into an office, with two attorneys sharing the space. The office created two additional office-share spaces in standard attorney office spaces, which are a ten-by-ten configuration. The ideal work environment for appellate lawyers is a space that is free of distractions, and the current office-shares, while as functional as possible, do have some negative impact on attorney productivity.

The agency has one small conference room and a very small library space. Both are often dedicated to meetings with work "teams," leaving no space left for client interviews or meetings with external system partners. Additionally, the conference room is not large enough to accommodate all agency staff (75 employees), which limits the ability of management to bring employees together for regular meetings. The conference room is also a very small space for holding meetings of the Public Defense Services Commission, which usually meets in Salem at least five or six times each year (and in other locations an additional three times per year).

## BUDGET NARRATIVE

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Because the agency is responsible for management of the statewide public defense system, the limited space also impairs the agency's ability to host training sessions and other meetings of defender groups. Additional conference space would increase the agency's ability to provide training and oversight of its providers without securing spaces from outside agencies and commercial entities.

**How Achieved:**

The agency will acquire approximately 8,410 square feet of additional space to expand its office, cubicle, conference, and client interview spaces.

**Staffing Impact:** No impact on staffing.

**Revenue Source:** This package would require an additional \$94,105 from general funds.

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 010 - Non-PICS Psnl Svc / Vacancy Factor**

**Cross Reference Name: Contract & Business Svcs. Div.**  
**Cross Reference Number: 40400-004-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	21,041	-	-	-	-	-	21,041
<b>Total Revenues</b>	<b>\$21,041</b>	-	-	-	-	-	<b>\$21,041</b>
<b>Personal Services</b>							
Pension Obligation Bond	21,041	-	2,954	-	-	-	23,995
<b>Total Personal Services</b>	<b>\$21,041</b>	-	<b>\$2,954</b>	-	-	-	<b>\$23,995</b>
<b>Total Expenditures</b>							
Total Expenditures	21,041	-	2,954	-	-	-	23,995
<b>Total Expenditures</b>	<b>\$21,041</b>	-	<b>\$2,954</b>	-	-	-	<b>\$23,995</b>
<b>Ending Balance</b>							
Ending Balance	-	-	(2,954)	-	-	-	(2,954)
<b>Total Ending Balance</b>	-	-	<b>(\$2,954)</b>	-	-	-	<b>(\$2,954)</b>

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 031 - Standard Inflation**

**Cross Reference Name: Contract & Business Svcs. Div.**  
**Cross Reference Number: 40400-004-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	20,869	-	-	-	-	-	20,869
<b>Total Revenues</b>	<b>\$20,869</b>	-	-	-	-	-	<b>\$20,869</b>
<b>Personal Services</b>							
Student Pay	-	-	-	-	-	-	-
<b>Total Personal Services</b>	-	-	-	-	-	-	-
<b>Services &amp; Supplies</b>							
Instate Travel	314	-	-	-	-	-	314
Employee Training	170	-	-	-	-	-	170
Office Expenses	909	-	-	-	-	-	909
Telecommunications	731	-	-	-	-	-	731
State Gov. Service Charges	7,863	-	-	-	-	-	7,863
Data Processing	81	-	-	-	-	-	81
Publicity and Publications	38	-	-	-	-	-	38
Professional Services	102	-	-	-	-	-	102
IT Professional Services	444	-	-	-	-	-	444
Dues and Subscriptions	37	-	-	-	-	-	37
Facilities Rental and Taxes	8,563	-	-	-	-	-	8,563
Other Services and Supplies	1,316	-	-	-	-	-	1,316
Expendable Prop 250 - 5000	60	-	-	-	-	-	60
IT Expendable Property	241	-	-	-	-	-	241
<b>Total Services &amp; Supplies</b>	<b>\$20,869</b>	-	-	-	-	-	<b>\$20,869</b>

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 031 - Standard Inflation**

**Cross Reference Name: Contract & Business Svcs. Div.**  
**Cross Reference Number: 40400-004-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Total Expenditures</b>							
Total Expenditures	20,869	-	-	-	-	-	20,869
<b>Total Expenditures</b>	<b>\$20,869</b>	-	-	-	-	-	<b>\$20,869</b>
<b>Ending Balance</b>							
Ending Balance	-	-	-	-	-	-	-
<b>Total Ending Balance</b>	-	-	-	-	-	-	-



**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 032 - Above Standard Inflation**

**Cross Reference Name: Contract & Business Svcs. Div.**  
**Cross Reference Number: 40400-004-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	25,968	-	-	-	-	-	25,968
<b>Total Revenues</b>	<b>\$25,968</b>	-	-	-	-	-	<b>\$25,968</b>
<b>Services &amp; Supplies</b>							
Telecommunications	17,918	-	-	-	-	-	17,918
Professional Services	10	-	-	-	-	-	10
IT Professional Services	44	-	-	-	-	-	44
Other Services and Supplies	7,996	-	-	-	-	-	7,996
<b>Total Services &amp; Supplies</b>	<b>\$25,968</b>	-	-	-	-	-	<b>\$25,968</b>
<b>Total Expenditures</b>							
Total Expenditures	25,968	-	-	-	-	-	25,968
<b>Total Expenditures</b>	<b>\$25,968</b>	-	-	-	-	-	<b>\$25,968</b>
<b>Ending Balance</b>							
Ending Balance	-	-	-	-	-	-	-
<b>Total Ending Balance</b>	-	-	-	-	-	-	-

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 104 - Juvenile Dependency Improvement**

**Cross Reference Name: Contract & Business Svcs. Div.**  
**Cross Reference Number: 40400-004-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	315,144	-	-	-	-	-	315,144
<b>Total Revenues</b>	<b>\$315,144</b>	-	-	-	-	-	<b>\$315,144</b>
<b>Personal Services</b>							
Class/Unclass Sal. and Per Diem	205,656	-	-	-	-	-	205,656
Empl. Rel. Bd. Assessments	88	-	-	-	-	-	88
Public Employees' Retire Cont	32,473	-	-	-	-	-	32,473
Social Security Taxes	15,733	-	-	-	-	-	15,733
Worker's Comp. Assess. (WCD)	138	-	-	-	-	-	138
Flexible Benefits	61,056	-	-	-	-	-	61,056
<b>Total Personal Services</b>	<b>\$315,144</b>	-	-	-	-	-	<b>\$315,144</b>
<b>Total Expenditures</b>							
Total Expenditures	315,144	-	-	-	-	-	315,144
<b>Total Expenditures</b>	<b>\$315,144</b>	-	-	-	-	-	<b>\$315,144</b>
<b>Ending Balance</b>							
Ending Balance	-	-	-	-	-	-	-
<b>Total Ending Balance</b>	-	-	-	-	-	-	-
<b>Total Positions</b>							
Total Positions	-	-	-	-	-	-	2
<b>Total Positions</b>	-	-	-	-	-	-	<b>2</b>

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 104 - Juvenile Dependency Improvement**

**Cross Reference Name: Contract & Business Svcs. Div.**  
**Cross Reference Number: 40400-004-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Total FTE</b>							
Total FTE							2.00
<b>Total FTE</b>	-	-	-	-	-	-	<b>2.00</b>

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 105 - Employee Compensation ORS 151.216**

**Cross Reference Name: Contract & Business Svcs. Div.**  
**Cross Reference Number: 40400-004-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	147,068	-	-	-	-	-	147,068
<b>Total Revenues</b>	<b>\$147,068</b>	-	-	-	-	-	<b>\$147,068</b>
<b>Personal Services</b>							
Class/Unclass Sal. and Per Diem	-	-	-	-	-	-	-
Empl. Rel. Bd. Assessments	-	-	-	-	-	-	-
Public Employees' Retire Cont	-	-	-	-	-	-	-
Social Security Taxes	-	-	-	-	-	-	-
Worker's Comp. Assess. (WCD)	-	-	-	-	-	-	-
Mass Transit Tax	-	-	-	-	-	-	-
Flexible Benefits	-	-	-	-	-	-	-
Other OPE	147,068	-	7,801	-	-	-	154,869
<b>Total Personal Services</b>	<b>\$147,068</b>	-	<b>\$7,801</b>	-	-	-	<b>\$154,869</b>
<b>Total Expenditures</b>							
Total Expenditures	147,068	-	7,801	-	-	-	154,869
<b>Total Expenditures</b>	<b>\$147,068</b>	-	<b>\$7,801</b>	-	-	-	<b>\$154,869</b>
<b>Ending Balance</b>							
Ending Balance	-	-	(7,801)	-	-	-	(7,801)
<b>Total Ending Balance</b>	-	-	<b>(\$7,801)</b>	-	-	-	<b>(\$7,801)</b>

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 105 - Employee Compensation ORS 151.216**

**Cross Reference Name: Contract & Business Svcs. Div.**  
**Cross Reference Number: 40400-004-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Total Positions</b>							
Total Positions							-
<b>Total Positions</b>	-	-	-	-	-	-	-
<b>Total FTE</b>							
Total FTE							-
<b>Total FTE</b>	-	-	-	-	-	-	-

**ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY**

**Public Defense Svcs Comm**  
**Pkg: 106 - Office Space**

**Cross Reference Name: Contract & Business Svcs. Div.**  
**Cross Reference Number: 40400-004-00-00-00000**

<i>Description</i>	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
<b>Revenues</b>							
General Fund Appropriation	94,105	-	-	-	-	-	94,105
<b>Total Revenues</b>	<b>\$94,105</b>	-	-	-	-	-	<b>\$94,105</b>
<b>Services &amp; Supplies</b>							
Telecommunications	6,699	-	-	-	-	-	6,699
Facilities Rental and Taxes	75,600	-	-	-	-	-	75,600
Expendable Prop 250 - 5000	11,806	-	-	-	-	-	11,806
<b>Total Services &amp; Supplies</b>	<b>\$94,105</b>	-	-	-	-	-	<b>\$94,105</b>
<b>Total Expenditures</b>							
Total Expenditures	94,105	-	-	-	-	-	94,105
<b>Total Expenditures</b>	<b>\$94,105</b>	-	-	-	-	-	<b>\$94,105</b>
<b>Ending Balance</b>							
Ending Balance	-	-	-	-	-	-	-
<b>Total Ending Balance</b>	-	-	-	-	-	-	-

POSITION NUMBER	CLASS COMP	CLASS NAME	POS CNT	FTE	MOS	STEP	RATE	GF SAL/OPE	OF SAL/OPE	FF SAL/OPE	LF SAL/OPE	AF SAL/OPE
4040004	WDU D9445 AA	DEPUTY GENERAL COUNSEL	1	1.00	24.00	03	6,460.00	155,040 66,983				155,040 66,983
4040005	WDU D9402 AA	OFFICE SPECIALIST 1	1	1.00	24.00	02	2,109.00	50,616 42,505				50,616 42,505
TOTAL PICS SALARY								205,656				205,656
TOTAL PICS OPE								109,488				109,488
TOTAL PICS PERSONAL SERVICES =			2	2.00	48.00			315,144				315,144

**DETAIL OF LOTTERY FUNDS, OTHER FUNDS, AND FEDERAL FUNDS REVENUE**

**Public Defense Svcs Comm  
2015-17 Biennium**

**Agency Number: 40400**

**Cross Reference Number: 40400-000-00-00-00000**

<i>Source</i>	2011-13 Actuals	2013-15 Leg Adopted Budget	2013-15 Leg Approved Budget	2015-17 Agency Request Budget	2015-17 Governor's Budget	2015-17 Leg Adopted Budget
<b>Other Funds</b>						
Transfer In - Intrafund	3,357,464	3,982,500	3,982,500	3,291,980	-	-
Tsfr From Judicial Dept	4,310,376	4,433,018	4,433,018	3,705,255	-	-
Transfer Out - Intrafund	(3,357,464)	(3,982,500)	(3,982,500)	(3,291,980)	-	-
Tsfr To Judicial Dept	(1,282,836)	-	-	-	-	-
<b>Total Other Funds</b>	<b>\$3,027,540</b>	<b>\$4,433,018</b>	<b>\$4,433,018</b>	<b>\$3,705,255</b>	-	-



**DETAIL OF LOTTERY FUNDS, OTHER FUNDS, AND FEDERAL FUNDS REVENUE**

**Public Defense Svcs Comm  
2015-17 Biennium**

**Agency Number: 40400**

**Cross Reference Number: 40400-004-00-00-00000**

<i>Source</i>	2011-13 Actuals	2013-15 Leg Adopted Budget	2013-15 Leg Approved Budget	2015-17 Agency Request Budget	2015-17 Governor's Budget	2015-17 Leg Adopted Budget
<b>Other Funds</b>						
Tsfr From Judicial Dept	4,310,376	4,433,018	4,433,018	3,705,255	-	-
Transfer Out - Intrafund	(3,357,464)	(3,982,500)	(3,982,500)	(3,291,980)	-	-
Tsfr To Judicial Dept	(1,282,836)	-	-	-	-	-
<b>Total Other Funds</b>	<b>(\$329,924)</b>	<b>\$450,518</b>	<b>\$450,518</b>	<b>\$413,275</b>	-	-

**PUBLIC DEFENSE SERVICES COMMISSION**

**Annual Performance Progress Report (APPR) for Fiscal Year (2013-2014)**

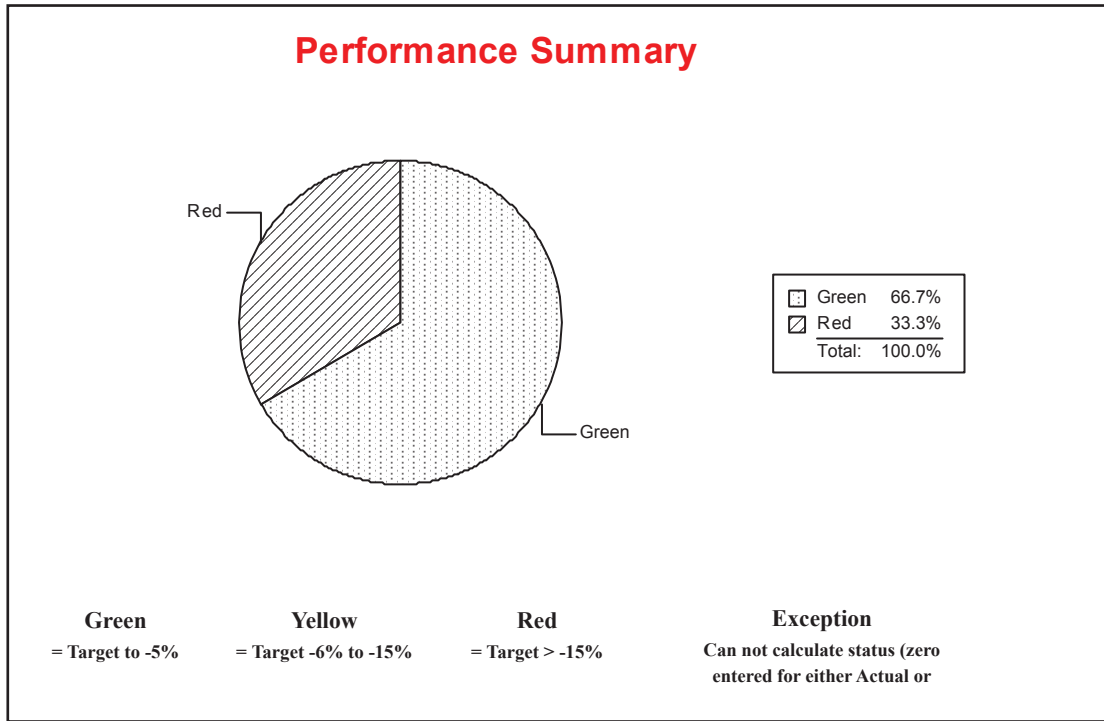
Original Submission Date: 2014

Finalize Date: 8/28/2014

2013-2014 KPM #	2013-2014 Approved Key Performance Measures (KPMs)
1	APPELLATE CASE PROCESSING - Median number of days to file opening brief.
2	CUSTOMER SERVICE - Percent of customers rating their satisfaction with the agency's customer service as "good" or "excellent": overall customer service, timeliness, accuracy, helpfulness, expertise and availability of information.
3	BEST PRACTICES FOR BOARDS AND COMMISSIONS - Percentage of total best practices met by Commission.

New Delete	Proposed Key Performance Measures (KPM's) for Biennium 2015-2017
NEW	<p><b>Title:</b> Trial Level Representation: During the term of the OPDS contract, percent of attorneys who obtain at least 12 hours per year of continuing legal education credit in the area(s) of law in which they provide public defense representation. [1]</p> <p>[1] Case types listed in the 2014-2015 Public Defense Legal Services Contract General Terms are: criminal cases, probation violations, contempt cases, civil commitment cases, juvenile cases, and other civil cases. (<a href="http://www.oregon.gov/OPDS/docs/CBS/ModelContractTerms/documents/ModKJan2014.pdf">http://www.oregon.gov/OPDS/docs/CBS/ModelContractTerms/documents/ModKJan2014.pdf</a>)</p> <p><b>Rationale:</b> Public defenders face unique challenges which require specialized training and expertise in a broad area of both legal and practical skills. Organizations that provide public defense services must ensure that their lawyers receive sufficient training. [1] From complex sentencing schemes to an increased role of scientific and forensic experts to a continuously developing body of substantive and procedural law, lawyers must not only master trial advocacy skills but also manage complex legal and factual issues. [2] In addition, as criminal and delinquency cases have become more complex, the collateral consequences of convictions and adjudications have become more significant. [3] Public defenders representing clients in juvenile court also require knowledge and expertise concerning complex state, federal and international regulatory schemes, specialized age-appropriate interviewing skills, familiarity with services and placement options, and an awareness of current research on the impact of childhood and adolescent development in these types of cases. [4]</p> <p>[1]Office of Public Defense Services, <i>Best Practices for Oregon Public Defense Providers</i> (revised March 16, 2010), I.3. Client-Centered Practice. (<a href="http://www.oregon.gov/OPDS/docs/Reports/BestPracticesMarch2010Revision.pdf">http://www.oregon.gov/OPDS/docs/Reports/BestPracticesMarch2010Revision.pdf</a>)</p> <p>[2]Oregon State Bar, <i>Report of the Task Force on Standards of Representation in Criminal and Juvenile Delinquency Cases Standard 1.2</i> (2014).</p> <p>[3]See generally, ABA Criminal Justice Section: Adult Criminal Consequence Statute Demonstration; Oregon Statutes (Total: 813, as of September 23, 2011): (<a href="http://isrweb.isr.temple.edu/projects/accproject/pages/GetStateRecords.cfm?State=OR">http://isrweb.isr.temple.edu/projects/accproject/pages/GetStateRecords.cfm?State=OR</a>)</p> <p>[4]Office of Public Defense Services, <i>Best Practices for Oregon Public Defense Providers</i> (revised March 16, 2010), I.4. Client-Centered Practice.</p>
NEW	<p><b>Title:</b> Parent Child Representation Program (PCRP): Percent of PCRP attorneys who report spending 1/3 of their time meeting with court appointed clients in cases which the attorney represents a parent or child with decision-making capacity. [1]</p> <p>[1]For a discussion on determining decision-making capacity, see The Obligations of the Lawyer for Children in Child Protection Proceedings with Action Items and Commentary, Oregon State Bar, Report of the Task Force on Standards of Representation in Juvenile Dependency Cases (2014).</p> <p><b>Rationale:</b> Our goal is to improve the quality of legal representation of parents, children, and youth in juvenile dependency and delinquency cases in the PCRP counties. Regular client contact is essential to the attorney-client relationship and is “necessary for the client to effectively participate in the representation.” [1] The Oregon State Bar standards of representation in both dependency and delinquency cases emphasize the essential nature of consistent client communication throughout the case. A trusting client relationship allows the lawyer to support the client, act as counselor and advisor, assess the client’s mental status, and more effectively ascertain work that needs to be done to advocate for the client. [2] In addition, good lawyer-client communication is directly linked to reduction of complaints from clients and/or requests for substitute counsel. [3]</p> <p>[1]NJDC, National Juvenile Defense Standards Standard 2.4 cmt. (2012).</p> <p>[2]Oregon State Bar, Report of the Task Force on Standards of Representation in Criminal and Juvenile Delinquency Cases (2014). Oregon State Bar, Report of the Task Force on Standards of Representation in Juvenile Dependency Cases (2014).</p> <p>[3]Oregon State Bar, Report of the Task Force on Standards of Representation in Criminal and Juvenile Delinquency Cases Standard 2.2 cmt. (2014).</p>

<b>PUBLIC DEFENSE SERVICES COMMISSION</b>		<b>I. EXECUTIVE SUMMARY</b>	
<b>Agency Mission:</b> Ensure the delivery of quality public defense services in Oregon in the most cost-efficient manner possible.			
<b>Contact:</b> Caroline Meyer			<b>Contact Phone:</b> 503-378-2508
<b>Alternate:</b> Angelique Bowers			<b>Alternate Phone:</b> 503-378-2481



**1. SCOPE OF REPORT**

Key performance measures address all agency programs.

**2. THE OREGON CONTEXT**

The Public Defense Services Commission is responsible for the provision of legal representation in Oregon state courts to financially eligible individuals who

have a right to counsel under the US Constitution, Oregon's Constitution and Oregon statutes. Legal representation is provided for individuals charged with a crime, for parents and children when the state has alleged abuse and neglect of children, and for people facing involuntary commitment due to mental health concerns. In addition, there is a right to counsel in a number of civil matters that could result in incarceration such as non-payment of child support, contempt of court, and violations of the Family Abuse Prevention Act. Finally, there is a statutory right to counsel for petitioners seeking post-conviction relief.

### **3. PERFORMANCE SUMMARY**

The agency was not able to show improvement in all three Key Performance Measures in 2014. We have described in greater detail below measures that will be taken to improve payment processing and the availability of information, as well as reducing the median filing date of appellate briefs. With these improvements, we would expect to see progress in all three measures in 2016.

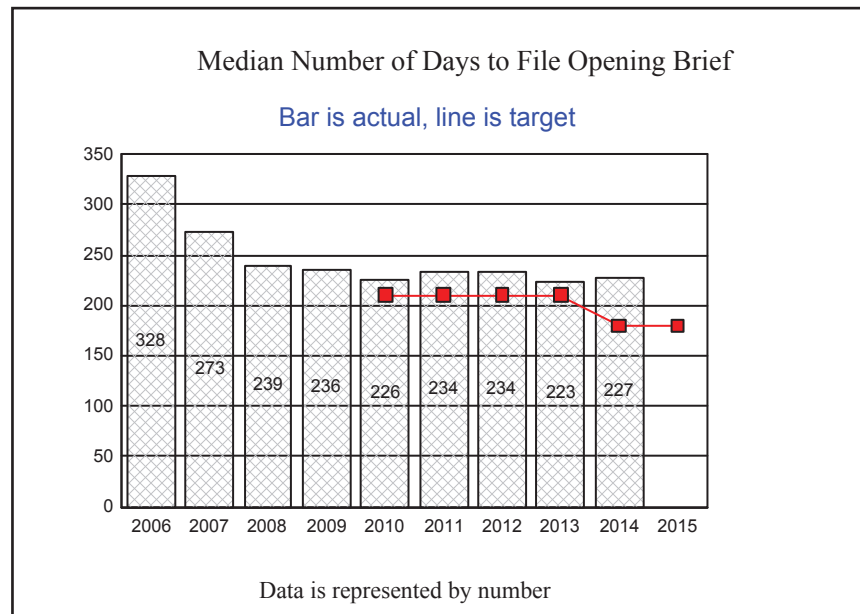
### **4. CHALLENGES**

The primary challenge for the agency is that public defense in Oregon has been chronically underfunded. Prior to fiscal year 2008, the hourly rate for an attorney appointed on a non-Aggravated Murder case was \$40 per hour (the rate established in 1991). Over time, the skills, abilities, and experience-level of the attorneys willing and able to work at that rate has steadily declined. Although the 2007 Legislature provided funding to increase that rate to \$45 per hour, and the 2013 Legislature provided a one dollar increase to \$46, this still represents a decline in real dollars based on the Consumer Price Index increases over this 21-year period. Contractors who are paid a flat rate under a contract are assigning excessively high caseloads to their attorneys in order to cover operating expenses. This combination of being either over-worked or under-paid, and in most cases both, prevents attorneys from being able to provide an acceptable level of representation. Another challenge for the agency is that workload is driven by a variety of factors outside the agency's control. The enactment of laws that create new crimes or increase penalties for existing crimes impact the agency's expenditures and workload. Federal requirements have shortened the timelines and increased the complexity of cases involving abuse and neglect of children. If additional funding is not provided to address such changes, the quality of representation will continue to erode.

### **5. RESOURCES AND EFFICIENCY**

The agency's 2013-15 Legislatively Adopted Budget was \$248,747,113. Within existing resources, the agency continues to convert to electronic storage and retrieval of documents; has further automated document production with improvements to the case management database. With the implementation of e-filing, the agency continues to move toward a largely paperless office. In addition to saving paper and file storage costs, it saves attorney and staff time by having files instantly available at the click of a button.

<b>KPM #1</b>	APPELLATE CASE PROCESSING - Median number of days to file opening brief.	2009
<b>Goal</b>	GOAL 1: Reduce delay in processing appeals. GOAL 2: Ensure cost-efficient service delivery.	
<b>Oregon Context</b>	Mission Statement.	
<b>Data Source</b>	Case Management Database Reports.	
<b>Owner</b>	Appellate Division, Peter Gartlan, (503) 378-2371.	



**1. OUR STRATEGY**

Our goal is to reduce the delay in the appellate system. Reducing the number of open cases in the pre- briefing stage enables Appellate Division attorneys to address and resolve cases more efficiently, instead of "managing" – without resolving – an excessive caseload.

## 2. ABOUT THE TARGETS

In recent years the Criminal Section of the Appellate Division set its target date for filing the opening brief at 210 days following record settlement. In February 2014, the Legislature approved the Appellate Division's request to set a new goal of filing the opening brief within 180 days of record settlement. The 180-day target addresses several considerations. First, the agency considers it intolerable that an individual would have to wait more than six months before an appellate attorney was in a position to review a transcript and competently advise the client of the viability of his appellate challenge to his conviction and/or sentence. Second, past budget reductions in the Attorney General's Office caused the Solicitor General to slow its briefing schedule in criminal cases, which causes additional delay in the appellate process and additional delay for the client. Third, federal courts have intervened when a state appellate system routinely takes two years to resolve criminal appeals. The 180-day target represents a reasonable attempt to meet various systemic considerations in a criminal justice system that is fair, responsible, and well administered.

## 3. HOW WE ARE DOING

The agency has made significant progress over the past ten years but, regrettably, little progress over the past year. In 2006, the median number of days to file the opening brief was 328; in 2013 that number was reduced to 223 days. In 2014, the number was 227 days. The increase is primarily attributable to two causes. First, appellate practice is a specialty area. It generally takes about five years to develop a sound, reliable attorney who can confidently and efficiently manage an appellate caseload. Fourteen of the thirty three non-managing attorneys in the Criminal Section (over 40%) have less than 5 years of appellate experience. Second, in 2012 the Criminal Section stopped assigning overflow cases, up to 289 cases per year, to attorneys outside the office and absorbed all work internally, other than conflict cases. Assuming adequate resources, the continued development of attorneys with less than 5 years of appellate experience, and the retention of attorneys with five or more years of experience, the agency anticipates making significant strides toward its 180-day goal by the end of fiscal year 2015.

## 4. HOW WE COMPARE

Appellate Division attorneys have significant workloads. Nationally, an appellate public defender's workload ranges from 25 to 50 cases annually. For example, Florida and Louisiana set the maximum annual appellate caseload at 50 cases per attorney; Nebraska sets the maximum appellate caseload at 40 cases; and Georgia, Indiana, and Washington set the maximum annual appellate caseload at 25 cases per attorney. US Department of Justice, Compendium of Standards for Indigent Defense Systems, vol. IV, C 1-5 (2000). On average, an Appellate Division criminal defense attorney was assigned 41 cases in the fiscal year ending in 2014, which exceeds most practices.



## 5. FACTORS AFFECTING RESULTS

The ability to meet and exceed the target correlates positively to the number of experienced attorneys and negatively to the number of cases. The agency does not control the number of referred cases. Attracting, training, and retaining competent attorneys affects progress toward the goal.

## 6. WHAT NEEDS TO BE DONE

Approximately forty percent (40%) of the attorney group has less than five years of appellate experience. As the attorneys mature, the office efficiency will improve. Systemically, the agency continues to meet regularly and work cooperatively with the appellate courts and the Attorney General 's Office to promote system efficiencies. The agency has made significant progress over the past several years to reduce the median brief filing date for its criminal cases (from 328 days in 2006 to 227 days in 2014), but the agency aspires to reduce that number over the coming fiscal year. Barring significant and unforeseen events, such as a significant increase in caseload, the issuance of milestone Supreme Court decisions that affect hundreds of open cases, or an excessive loss of talented and experienced attorneys, the agency expects to make significant progress in fiscal year 2015 toward its target of filing briefs in criminal cases within 180 days of record settlement.

## 7. ABOUT THE DATA

The data is derived from the agency's case management database. The strength of the data lies in historical comparison with prior years. The weakness is attributable to the inherent difficulty in quantifying appellate caseloads. The agency continues to refine caseloads based on case type, transcript length, and issues presented.

<b>KPM #2</b>	CUSTOMER SERVICE - Percent of customers rating their satisfaction with the agency's customer service as "good" or "excellent": overall customer service, timeliness, accuracy, helpfulness, expertise and availability of information.	2007
<b>Goal</b>	To provide greater accountability and results from government by delivering services that satisfy customers.	
<b>Oregon Context</b>	To maintain and improve the following category ratings of agency service: overall quality of services, timeliness, accuracy, helpfulness, expertise and availability of information.	
<b>Data Source</b>	Customer Service Surveys (survey and results stored on SurveyMonkey).	
<b>Owner</b>	Contract Services, Caroline Meyer, (503) 378-2508	



1. OUR STRATEGY

The general strategy is to utilize feedback to address cited problems and improve the general level of service provided by the agency.

## 2. ABOUT THE TARGETS

Targets for 2014-15 have been set at 95% of respondents rating the agency as good or excellent.

## 3. HOW WE ARE DOING

The survey results indicate a high level of customer satisfaction with the agency. The overall service provided by OPDS was rated as good or excellent by more than 90% of the respondents. The standard reporting measure for state agencies groups both “good” and “excellent” into one category. In the category of helpfulness of OPDS employees, over 95% of respondents rated the agency’s service as “good” or “excellent”. Our lowest rating was in the category of availability of information, where 85% of the respondents rated the agency’s service as “good” or “excellent”.

## 4. HOW WE COMPARE

Services and customers differ greatly among state agencies, so a direct comparison to other state agencies is not feasible. Similarly, comparisons to public defense systems in other jurisdictions have not been useful due to variations in the survey questions, the survey pool, and the types of services provided. Given the high percentages of positive ratings received by the agency, we would likely compare favorably were such a comparison possible.

## 5. FACTORS AFFECTING RESULTS

Despite the overwhelmingly positive responses, the ratings in all but one category were somewhat lower this year than in prior surveys. The agency believes the lower ratings are a reflection of some dramatic changes in the office structure that took effect in the spring of 2013. As a result of the retirements of two tenured management level employees, there was a complete reassignment of particular tasks associated with the processing of non-routine expense requests and billings. This change naturally required additional time for training and oversight which translated to slightly increased processing delays. This change also meant that phone calls and other requests for information that had been routed through the same management level employees with years of experience, were now being assigned to other individuals in the office with less experience and authority to respond. The agency believes this resulted in providers feeling that their questions were not always being fully answered and information being less available to them.

## 6. WHAT NEEDS TO BE DONE

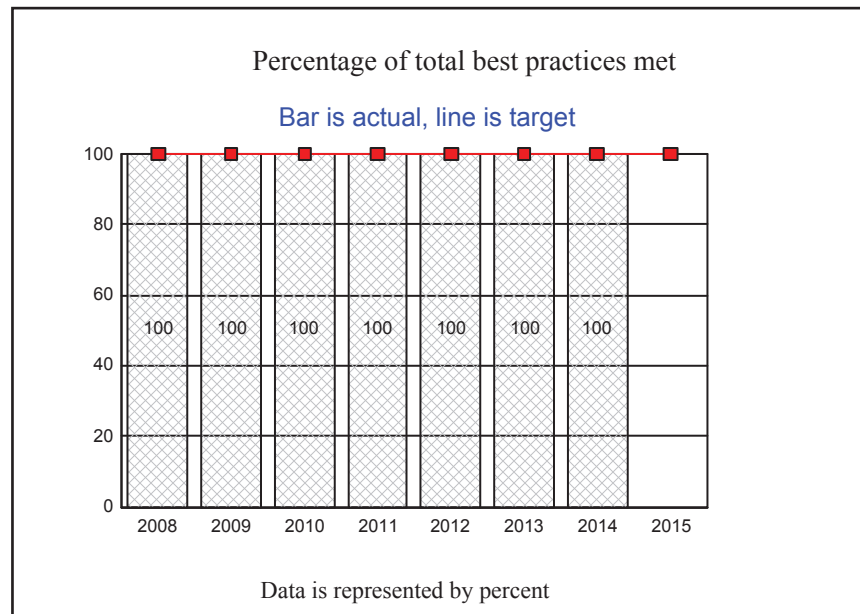
The agency’s rating declined most significantly in the area of availability of information, and timely payment processing. Providers commented that although the

agency still processes payments much more quickly and efficiently than other agencies, they saw a noticeable decrease in processing time as a result of the office changes mentioned above. Agency management and staff have met and discussed specific steps that can be taken to ensure information continues to be readily accessible to providers, and payments get processed more timely. We are in the process of implementing these improvements.

## **7. ABOUT THE DATA**

A total of 1,348 contract attorneys, private bar attorneys, and service providers were invited to complete the agency's Customer Service Survey. In 2012, the survey was sent to only 886 providers. We recognize that this significant increase of 462 participants included a fair number of providers that, although in our database, do not work with our office on a regular basis and therefore, were not in the best position to respond. Many of them did take the time to respond and tell us they couldn't fully answer the survey questions for this reason. The survey was administered in June 2014. There was a 25% response rate (342 responses) to the survey. The agency administers the customer service survey every two years to coincide with its two-year contract cycle. The next survey will be conducted in June 2016.

<b>KPM #3</b>	BEST PRACTICES FOR BOARDS AND COMMISSIONS - Percentage of total best practices met by Commission.	2007
<b>Goal</b>	Best practices as a pathway to improved performance and accountability.	
<b>Oregon Context</b>	Required KPM for all Oregon boards and commissions.	
<b>Data Source</b>	Commission agendas and minutes.	
<b>Owner</b>	Office of Public Defense Services, Nancy Cozine, (503) 378-2515.	



**1. OUR STRATEGY**

The agency's commission currently follows all of the best practices.

## **2. ABOUT THE TARGETS**

The agency anticipates meeting all of the best practices for boards and commissions.

## **3. HOW WE ARE DOING**

The Commissions minutes provided in the materials for its July 31, 2013 meeting included the discussion of the self-assessment confirming that the agency met all of the best practices for boards and commissions. Another self-assessment is on the agenda for the September 18, 2014 meeting.

## **4. HOW WE COMPARE**

The agency assumes that most boards and commissions will be able to implement all best practices.

## **5. FACTORS AFFECTING RESULTS**

There are no factors that would prohibit the agency from meeting all of the best practices.

## **6. WHAT NEEDS TO BE DONE**

No change is needed.

## **7. ABOUT THE DATA**

The Commission continues to meet all of the best practices as documented in the Commission meeting minutes.

<b>PUBLIC DEFENSE SERVICES COMMISSION</b>	<b>III. USING PERFORMANCE DATA</b>
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**Agency Mission:** Ensure the delivery of quality public defense services in Oregon in the most cost-efficient manner possible.

<b>Contact:</b> Caroline Meyer	<b>Contact Phone:</b> 503-378-2508
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<b>Alternate:</b> Angelique Bowers	<b>Alternate Phone:</b> 503-378-2481
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**The following questions indicate how performance measures and data are used for management and accountability purposes.**

<p><b>1. INCLUSIVITY</b></p>	<p>* <b>Staff:</b> The agency's Management Team drafted initial performance measures.</p> <p>* <b>Elected Officials:</b> The Joint Legislative Audit Committee and the interim Judiciary Committee assisted the agency in refining and finalizing its performance measures. After five years of data collection, it was apparent that some performance measures were not providing useful information and were eliminated by the Legislature during the 2009 session.</p> <p>* <b>Stakeholders:</b> Input was received from the agency's Contractor Advisory Group comprised of public defense service providers.</p> <p>* <b>Citizens:</b> The agency developed, discussed and revised its performance measures during two public meetings.</p>
<p><b>2 MANAGING FOR RESULTS</b></p>	<p>The agency's lowest customer service rating in 2014 (85% good or excellent) regarding availability of information has caused us to explore ways to improve our website and other improvements in our communication with providers. We are in the process of implementing these improvements and would expect to see a corresponding increase in this rating in the next survey.</p>
<p><b>3 STAFF TRAINING</b></p>	<p>The agency has advised staff of the goals outlined in the performance measures and staff is directly involved in the data collection and/or direct daily implementation of the measures. The performance measures serve as important tools for the agency's managers as they identify and develop necessary staff skills as well as determine the best use of overall resources in order to attain the goals enumerated in the measures.</p>
<p><b>4 COMMUNICATING RESULTS</b></p>	<p>* <b>Staff:</b> The Annual Performance Progress Reports are available to staff online. The results and future plans are discussed at staff meetings.</p> <p>* <b>Elected Officials:</b> The agency communicates results to the Legislature through the Executive Director's biennial report to the Legislature, and by the inclusion of the APPR in the Agency Request Budget binder.</p>

\* **Stakeholders:** Performance results are communicated through the agency's website and DAS's website as well as being provided in the materials distributed at public meetings.

\* **Citizens:** Performance results are communicated through the agency's website and DAS's website as well as being provided in the materials distributed at public meetings.



# BUDGET NARRATIVE

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## **Public Defense Services Commission's Affirmative Action Plan 2015 – 2017 Biennium**

### **Agency Description**

The Public Defense Services Commission (PDSC), an independent body of Oregon's Judicial Branch of government, is a seven-member commission appointed by the Chief Justice of the Oregon Supreme Court that serves as the governing body for Oregon's public defense system. The Commission provides policy direction and oversight for the administration of the system. As required by ORS 151.216(1)(b), the Commission established the Office of Public Defense Services (OPDS) to serve as the administrative agency responsible for carrying out the Commission's directives and other statutorily defined duties. The legal services provided by OPDS represent an essential component of Oregon's public safety system.

PDSC is comprised of an Appellate Division, which provides direct legal services in the Oregon Supreme Court and the Court of Appeals on behalf of financially eligible individuals appealing trial court judgments of conviction in criminal cases, and the trial court judgments in juvenile dependency and termination of parental rights cases; Contract Services, administers the state's public defense contracting; Financial Services administers the payment system. Human Resources and Operations; General Counsel, and Research/IT support services.

### ***Mission***

The mission of OPDS is to establish and maintain a public defense system that ensures the provision of public defense services in the most cost-efficient manner consistent with the Oregon Constitution, the United States Constitution and Oregon and national standards of justice.

## BUDGET NARRATIVE

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### ***Objectives***

- An agency that is a model for other agencies in its responsiveness to clients, customers and stakeholders;
- An Appellate Division that serves as a vigilant guardian of the legal rights of public defense clients and the public's interest in equal justice and due process of law;
- Contract and Financial Services that provide efficient and effective management of public defense resources statewide;
- A Public Defense Services Commission that strives to be a visionary planner, a responsive and cooperative policy maker, and a responsible steward of taxpayer dollars.

### ***Agency Affirmative Action Policy Statement***

It is the policy of the Public Defense Services Commission that no person shall be discriminated against by reason of race, color, national origin, religion, gender, marital status, sexual orientation, age (if the individual is 18 years of age or older), or disability not directly and substantively related to effective performance. It is also the policy of PDSC to establish and maintain a program of affirmative action to address the effects of discrimination intended and unintended, which is indicated by analysis of present employment patterns, practices and policies.

PDSC's Non-Discrimination and Affirmative Action Plan shall be followed by all PDSC staff. All personnel actions of PDSC shall be administered according to this policy. PDSC's supervisory and management staff shall ensure that the intent as well as the stated requirements of the Plan are implemented. In addition, it is the duty of every employee of PDSC to create a job environment that is conducive to non-discrimination and free of any form of discrimination or discriminatory harassment.

This Non-Discrimination and Affirmative Action Plan will be posted in plain sight at all times for employees' use and referral. Any agency or member of the public requesting a copy of the PDSC Affirmative Action Plan shall be provided one at no cost.

# BUDGET NARRATIVE

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## **Agency Diversity & Inclusion Statement**

PDSC recognizes a diverse workforce is crucial in service to Oregonians. We treat all people with dignity and respect and will not discriminate on the basis of race, color, national origin, religion, gender, age, marital status, sexual orientation, political or religious affiliation, or physical or mental disability.

## **Training, Education, and Development Plan**

The Oregon State Bar requires every attorney licensed to practice law in the state to attend Continuing Legal Education (CLE) programs that train and educate lawyers concerning issues of ethnic diversity and cultural competency. PDSC presents in-house training programs that satisfy these requirements, and also includes all non-attorney employees.

## **Programs**

### **Career Fairs/Community Outreach**

PDSC employees participate annually in career fairs at each of Oregon's three colleges of Law and with the Oregon Bar Association's Diversity & Inclusion program which "serves to increase the diversity of the Oregon bench and bar to reflect the diversity of the people of Oregon, by educating attorneys about the cultural richness and diversity of the clients they serve, and by removing barriers to justice."

### **Trade-specific Events**

PDSC attorneys regularly participate in the Oregon State Bar's recruitment and retention program, Opportunities for Law in Oregon (OLIO), for law students, who contribute to the bar's historically or currently underrepresented membership; who have experienced economic, social, or other barriers; who have a demonstrated interest in increasing access to justice; or who have personally experienced discrimination or oppression. The OLIO program provides PDSC the opportunity to provide mentoring and career planning skills to student members.

In addition, PDSC attorneys work closely with the three Oregon law schools, Lewis & Clark Law School, Willamette University College of Law and University of Oregon School of Law, to provide mentoring and career planning assistance to law school students.

## BUDGET NARRATIVE

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### ***Roles for Implementation of Affirmative Action Plan***

The person responsible for discharging this policy is PDSC's Executive Director, Nancy Cozine.

The Chief Defender of PDSC's Appellate Division and the Human Resources Manager are assigned the following responsibilities:

- Brief all new employees on PDSC's Affirmative Action Plan and their role in supporting it.
- Periodically review training programs and hiring and promotion patterns in order to remove impediments to attaining affirmative action goals and objectives.
- Regularly discuss PDSC's affirmative action policy with employees to ensure the policy is being followed.
- Periodically review office policies, practices and conditions to ensure that:
  - Equal Employment Opportunity information and PDSC's affirmative action policy are properly displayed;
  - all facilities for the use and benefit of employees are in fact desegregated, both in policy and in use, exclusive of those areas excepted by federal laws and regulations;
  - minorities, females, and disabled employees are afforded a full opportunity to participate in PDSC's educational, training, recreation and social activities; and
  - all facilities are accessible to disabled employees or clients.

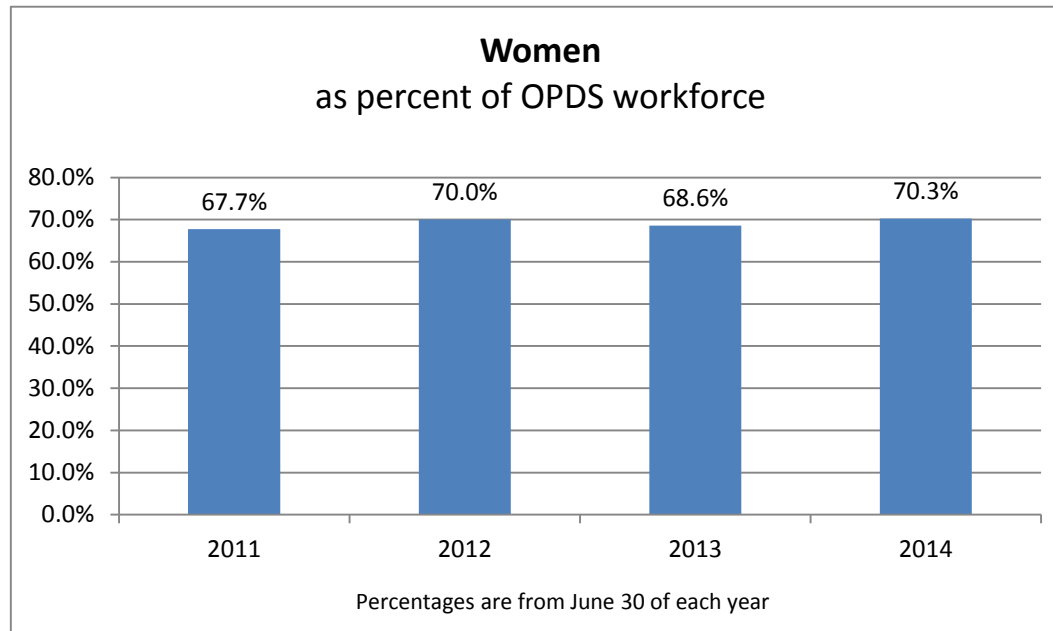
# BUDGET NARRATIVE

## ***Accomplishments***

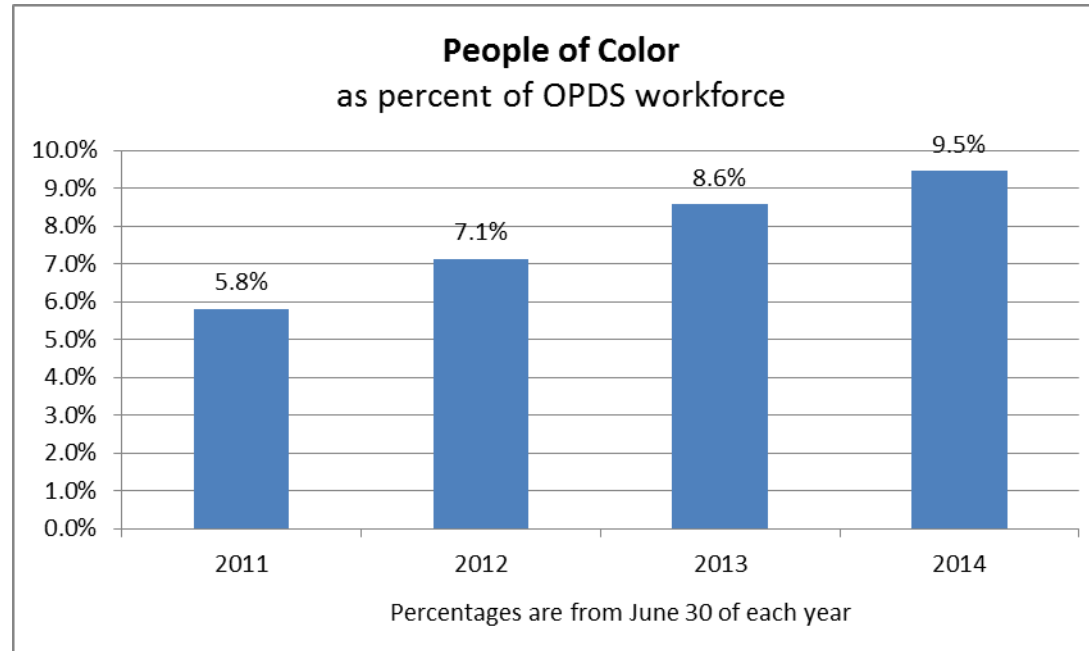
With a total workforce of 75 employees, PDSC employs 53 women and seven people of color.

PDSC has four job groups: official/administrator, professional, paraprofessional, and administrative staff. The official/administrator group has five positions, four of which are filled by women, one by a person of color. The professional group has 47 positions, 29 of which are filled by women and four of which are filled by people of color. The paraprofessional group has three positions, two of which are filled by women. There are 19 positions within the administrative staff group, 17 of which are filled by women and two of which by people of color.

The agency meets (or is within a fraction of a position) or exceeds goals for women and people of color. The agency does not have data on the goal for disabled persons, since disclosure is voluntary for employees.



## BUDGET NARRATIVE



### July 1, 2012 – June 30, 2014

- Hired Figure 8 Consulting to deliver diversity and inclusion training to all staff on May 30, 2014. This program Perception and Prejudice: Understanding the Attitudes, Stereotypes and Hidden Biases that Influence Judgment and Action satisfied the CLE requirements of the Oregon State Bar for attorney staff and was also presented to all non-attorney employees.
- Attended and made presentations regarding employment in public defense at job fairs and recruitment events at Oregon law schools and at national and regional events sponsored by minority law student groups and others.

## BUDGET NARRATIVE

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- Continued to develop working relationships with criminal law faculty, career counselors, and placement offices in Oregon's three law schools to identify and recruit law students of color, with disabilities, veterans and women who might be interested in internships and attorney positions in the state's public defense system.
- Continued to participate in job fairs and recruitment programs throughout the Pacific Northwest for law students and attorneys of color, with disabilities, veterans and women who are interested in careers in public service and public defense.
- The agency's goals and strategies for diversity in sourcing, recruiting, hiring and retention practices, as well as the agency's ability to attract and retain a diverse workforce were improved with the hire of a Human Resources Manager in late 2013.
- Use of [www.Oregonjobs.gov](http://www.Oregonjobs.gov) and the Oregon Employment Department's iMatch system for all agency external recruitments. These systems provide a wider range of outreach and sourcing of job candidates with the benefit of statistical recruitment data to better identify areas of disproportionate representation in recruitment and hiring.
- Continued to encourage public defense attorneys to examine the causes of disproportionate representation of minority clients in the criminal justice, juvenile justice and child welfare systems and to identify and implement strategies to address overrepresentation.
- Prepared and presented an elimination of bias training to OPDS attorneys and staff.
- Developed and held a Leadership Workshop to PDSC managers which focused on the lifecycle of the workforce: workforce planning, recruitment, onboarding, performance management, employee development and employee transitions.

## BUDGET NARRATIVE

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### ***Goals and Strategies***

#### **July 1, 2015 – June 30, 2017**

- The demand for minority attorneys and other legal professionals such as trial assistants and investigators is high in Oregon, as it is elsewhere in the country. In order to attract these professionals to public defense work, PDSC needs to be able to offer compensation that is at least comparable to the compensation offered to district attorneys and other government lawyers in the state. In support of this effort PDSD has included in its 2015-2017 budget request policy packages that would help it achieve parity in compensation with prosecution lawyers for its appellate lawyers and for at least some of its private contractors.
- Expand outreach for employment opportunities to members of protected classes not represented in PDSC's current workforce.
- Assess minority group staffing on an ongoing basis to ensure PDSC is making progress toward meeting these objectives.
- Refine recruitment strategies and hiring practices to facilitate the placement and promotion of minority group personnel for both internal and external recruitments.
- Actively participate on trade and state-wide affirmative action committees, organizations and activities to promote PDSC's Affirmative Action Plan.
- Continue to distribute job announcements to all PDSC diversity partners to ensure that a diverse workforce is encouraged to apply for our job openings.
- Continue to provide outreach to people of color, people with disabilities, veterans and women through job fairs, career centers and college visits.
- Support a welcoming environment that is attractive to a diverse pool of applicants and our current employees and is inclusive, accepting and respectful of others differences and recognizes the value of each individual's unique contributions.



## BUDGET NARRATIVE

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- PDSC will survey its contractors to obtain reliable data about workforce composition and establish appropriate goals to expand the number of minority attorneys and staff members employed in public defense in Oregon.
- In anticipation of the difficulty of recruiting successfully from the small group of minority attorneys graduating from Oregon law schools each year, PDSC will work with its contractors to develop strategies for promoting legal careers and, specifically, careers in public defense, among Oregon high school and college students.

## BUDGET NARRATIVE

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### ***Appendix A – PDSC Policy Documentation***

### ***PUBLIC DEFENSE SERVICES COMMISSION’S NON-DISCRIMINATION AND AFFIRMATIVE ACTION PLAN***

#### ***Introduction***

The purpose of this plan is to initiate and maintain a non-discrimination and affirmative action program consistent with directives of the Governor and applicable state and federal laws and regulations.

#### ***Non-Discrimination and Affirmative Action Policy***

It is the policy of the Public Defense Services Commission that no person shall be discriminated against by reason of race, color, national origin, religion, gender, marital status, sexual orientation, age (if the individual is 18 years of age or older), or disability not directly and substantively related to effective performance. It is also the policy of PDSC to establish a program of affirmative action to address the effects of discrimination intended and unintended, which is indicated by analysis of present employment patterns, practices and policies.

PDSC's Non-Discrimination and Affirmative Action Plan shall be followed by all PDSC staff. All personnel actions of PDSC shall be administered according to this policy. PDSC's supervisory and management staff shall ensure that the intent as well as the stated requirements of the Plan are implemented. In addition, it is the duty of every employee of PDSC to create a job environment that is conducive to non-discrimination and free of any form of discriminatory harassment.

This Non-Discrimination and Affirmative Action Plan will be posted in plain sight at all times for employees' use and referral. Any agency or member of the public requesting a copy of the PDSC Affirmative Action Plan shall be provided one at no cost.

#### ***Harassment in the Workplace Policy and Procedures***

Harassment is a form of discrimination that is prohibited by state and federal law and by PDSC's Affirmative Action Policy. Any person who believes that he or she has been harassed at PDSC based on race, color, national origin, religion, gender, marital status, sexual orientation, age, or disability, or based on opposition to discrimination or participation in investigation or complaint proceedings under this policy may file a formal or informal complaint with PDSC's Executive Director. Confidentiality will be maintained to the fullest extent permitted.

## BUDGET NARRATIVE

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Sexual harassment is defined as unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature when:

- submission to such conduct is made either explicitly or implicitly a term or condition of an individual's employment;
- submission to or rejection of such conduct by an individual is used as the basis for employment decisions affecting that individual; or
- such conduct has the purpose or effect of unreasonably interfering with an individual's work or creating an intimidating, hostile, or offensive working environment.

Harassment based on race, color, national origin, religion, gender, marital status, sexual orientation, age, disability, or because the employee opposed job discrimination or participated in an investigation or complaint proceeding under this policy is any objectionable act, comment or display that demeans, belittles, or causes personal humiliation or embarrassment, intimidation or threat engaged in by an individual that is directed at and offensive to another person or persons in the workplace, that the individual knew or ought reasonably to have known would cause offense or harm when:

- submission to such conduct is made either explicitly or implicitly a term or condition of an individual's employment;
- submission to or rejection of such conduct by an individual is used as the basis for employment decisions affecting that individual; or
- such conduct has the purpose or effect of unreasonably interfering with an individual's work or creating an intimidating, hostile, or offensive working environment.

PDSC's informal complaint process affords an opportunity to gather information to either establish a suspicion of harassment or to attempt to resolve a disagreement without following PDSC's formal complaint procedure. An informal complaint involves the following procedures:

- The complainant submits a written or oral complaint to the Executive Director or his designee,<sup>8</sup> who advises the complainant of her or his right to file a formal complaint with PDSC or with other state and federal agencies.
- The Executive Director contacts the individual or individuals accused of harassment to discuss the alleged harmful act.

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<sup>8</sup> The Executive Director will appoint as her "designee" for the purposes of PDSC's informal and formal Harassment in the Workplace complaint procedures a PDSC employee who has no management or supervisory responsibilities and who possesses personal characteristics that will not discourage employees' reports of harassment. All references to "Executive Director" in the informal and formal complaint procedures are meant to include this designee.

## BUDGET NARRATIVE

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- The Executive Director develops a proposed resolution, if appropriate, and informs the parties of that proposed resolution within fifteen (15) calendar days of receipt of the informal complaint.
- If the proposed resolution is unacceptable to the complainant, she or he may file a formal complaint with the Executive Director.

PDSC's formal complaint process ensures the investigation of cases of alleged harassment, the determination as to whether or not harassment has occurred and, where appropriate, the resolution of a complaint. A formal complaint involves the following procedures:

- The complainant submits her or his complaint in writing to the Executive Director or his designee, which must be filed within 365 days of the alleged harmful act.
- The Executive Director acknowledges in a Letter of Acknowledgement receipt of the formal complaint, which includes information on the complainant's right to file a complaint with other state or federal agencies. Copies of the Letter of Acknowledgement are sent to the individual or individuals accused of harassment and the director of the relevant division of PDSC. Upon determining that the complaint is facially valid, the Executive Director conducts a thorough investigation of the complaint.
- Within thirty (30) calendar days of receipt of the formal complaint, the Executive Director informs the complainant and all persons who received copies of the Letter of Acknowledgement of the formal complaint by a Letter of Determination of the final status of the complaint, its disposition and the complainant's rights to file a complaint with other state or federal agencies.

### ***Persons with Disabilities Policy and Procedures***

It is the policy of PDSC to comply fully with Sections 503 and 504 of the Rehabilitation Act of 1973, the Americans with Disabilities Act of 1990 (ADA) as amended by the 2008 ADA Amendments Act, and other applicable federal and state laws that prohibit discrimination on the basis of disability. The Rehabilitation Act and the ADA require that no qualified person shall, solely by reason of disability, be denied access to, participation in, or the benefits of, any program or activity operated by PDSC. Each qualified person shall receive the reasonable accommodations needed to ensure equal access to employment, educational opportunities, programs, and activities in the most integrated setting.

For a disability to be protected by the ADA, an impairment must substantially limit one or more major life activities. These are activities that an average person can perform with little or no difficulty, such as walking, seeing, or working. Temporary impairments, including pregnancy, are not covered as disabilities under the ADA.

## BUDGET NARRATIVE

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PDSC's employees or qualified applicants for employment by PDSC with disabilities shall be responsible for:

- notifying PDSC in a timely fashion of their need for reasonable accommodations;
- submitting appropriate documentation of the disability from an appropriate professional prior to receiving the accommodations requested; and
- demonstrating and documenting how the disability affects the employee's job processes, functions, responsibilities or performance evaluation criteria when requesting reasonable accommodations.

Upon receiving such notification and documentation from a disabled employee or applicant for employment requesting reasonable accommodation, PDSC shall be responsible for:

- making reasonable accommodations for a physical or mental disability, including but not limited to job restructuring, reassignment to a vacant position, part-time or modified work schedules, assistive technology, or aides or qualified interpreters, which do not create an "undue hardship" (defined as significantly difficult or expensive), and excluding the creation of new jobs or the reallocation of essential functions to another employee;
- engaging in an interactive process with the disabled employee or qualified applicant for employment with regard to the type of accommodation that will enable the individual to perform the essential functions of the relevant position;
- evaluating the employee's or applicant's physical or mental limitations in order to determine the accommodation that will be effective, excluding accommodations of a personal nature such as a guide dog for a visually impaired employee, or a wheelchair;
- keeping confidential any medical information obtained from a disabled employee or applicant; and
- using qualification or performance standards, tests and other selection criteria that screen out individuals with disabilities only when they are (a) job-related and consistent with business necessity and (b) cannot be satisfied through the provision of a reasonable accommodation.

**Public Defense Svcs Comm**

**Summary Cross Reference Listing and Packages  
2015-17 Biennium**

**Agency Number: 40400**

**BAM Analyst: Lisper, Michelle**

**Budget Coordinator: Bowers, Angelique - (503)378-2481**

<b>Cross Reference Number</b>	<b>Cross Reference Description</b>	<b>Package Number</b>	<b>Priority</b>	<b>Package Description</b>	<b>Package Group</b>
001-00-00-00000	Appellate Division	010	0	Non-PICS Psnl Svc / Vacancy Factor	Essential Packages
001-00-00-00000	Appellate Division	021	0	Phase-in	Essential Packages
001-00-00-00000	Appellate Division	022	0	Phase-out Pgm & One-time Costs	Essential Packages
001-00-00-00000	Appellate Division	031	0	Standard Inflation	Essential Packages
001-00-00-00000	Appellate Division	032	0	Above Standard Inflation	Essential Packages
001-00-00-00000	Appellate Division	033	0	Exceptional Inflation	Essential Packages
001-00-00-00000	Appellate Division	070	0	Revenue Shortfalls	Policy Packages
001-00-00-00000	Appellate Division	105	0	Employee Compensation ORS 151.216	Policy Packages
001-00-00-00000	Appellate Division	106	0	Office Space	Policy Packages
001-00-00-00000	Appellate Division	107	0	ACP Revenue Shortfall	Policy Packages
002-00-00-00000	Professional Services Account	010	0	Non-PICS Psnl Svc / Vacancy Factor	Essential Packages
002-00-00-00000	Professional Services Account	021	0	Phase-in	Essential Packages
002-00-00-00000	Professional Services Account	022	0	Phase-out Pgm & One-time Costs	Essential Packages
002-00-00-00000	Professional Services Account	031	0	Standard Inflation	Essential Packages
002-00-00-00000	Professional Services Account	032	0	Above Standard Inflation	Essential Packages
002-00-00-00000	Professional Services Account	033	0	Exceptional Inflation	Essential Packages
002-00-00-00000	Professional Services Account	040	0	Mandated Caseload	Essential Packages
002-00-00-00000	Professional Services Account	070	0	Revenue Shortfalls	Policy Packages
002-00-00-00000	Professional Services Account	100	0	Consistent Rates & Mileage for PD Kors	Policy Packages
002-00-00-00000	Professional Services Account	101	0	Public Defense Contractor Parity	Policy Packages
002-00-00-00000	Professional Services Account	102	0	Contractor Quality Assurance	Policy Packages
002-00-00-00000	Professional Services Account	103	0	Provider Hourly Rate Increases	Policy Packages

**Public Defense Svcs Comm**

**Summary Cross Reference Listing and Packages  
2015-17 Biennium**

**Agency Number: 40400**

**BAM Analyst: Lisper, Michelle**

**Budget Coordinator: Bowers, Angelique - (503)378-2481**

<b>Cross Reference Number</b>	<b>Cross Reference Description</b>	<b>Package Number</b>	<b>Priority</b>	<b>Package Description</b>	<b>Package Group</b>
002-00-00-00000	Professional Services Account	104	0	Juvenile Dependency Improvement	Policy Packages
002-00-00-00000	Professional Services Account	107	0	ACP Revenue Shortfall	Policy Packages
003-00-00-00000	Governor's Adjustment	010	0	Non-PICS Psnl Svc / Vacancy Factor	Essential Packages
003-00-00-00000	Governor's Adjustment	021	0	Phase-in	Essential Packages
003-00-00-00000	Governor's Adjustment	022	0	Phase-out Pgm & One-time Costs	Essential Packages
003-00-00-00000	Governor's Adjustment	031	0	Standard Inflation	Essential Packages
003-00-00-00000	Governor's Adjustment	032	0	Above Standard Inflation	Essential Packages
003-00-00-00000	Governor's Adjustment	033	0	Exceptional Inflation	Essential Packages
003-00-00-00000	Governor's Adjustment	070	0	Revenue Shortfalls	Policy Packages
003-00-00-00000	Governor's Adjustment	107	0	ACP Revenue Shortfall	Policy Packages
004-00-00-00000	Contract & Business Svcs. Div.	010	0	Non-PICS Psnl Svc / Vacancy Factor	Essential Packages
004-00-00-00000	Contract & Business Svcs. Div.	021	0	Phase-in	Essential Packages
004-00-00-00000	Contract & Business Svcs. Div.	022	0	Phase-out Pgm & One-time Costs	Essential Packages
004-00-00-00000	Contract & Business Svcs. Div.	031	0	Standard Inflation	Essential Packages
004-00-00-00000	Contract & Business Svcs. Div.	032	0	Above Standard Inflation	Essential Packages
004-00-00-00000	Contract & Business Svcs. Div.	033	0	Exceptional Inflation	Essential Packages
004-00-00-00000	Contract & Business Svcs. Div.	070	0	Revenue Shortfalls	Policy Packages
004-00-00-00000	Contract & Business Svcs. Div.	104	0	Juvenile Dependency Improvement	Policy Packages
004-00-00-00000	Contract & Business Svcs. Div.	105	0	Employee Compensation ORS 151.216	Policy Packages
004-00-00-00000	Contract & Business Svcs. Div.	106	0	Office Space	Policy Packages
004-00-00-00000	Contract & Business Svcs. Div.	107	0	ACP Revenue Shortfall	Policy Packages

**Public Defense Svcs Comm**

**Policy Package List by Priority  
2015-17 Biennium**

**Agency Number: 40400**

**BAM Analyst: Lisper, Michelle**

**Budget Coordinator: Bowers, Angelique - (503)378-2481**

<i>Priority</i>	<i>Policy Pkg Number</i>	<i>Policy Pkg Description</i>	<i>Summary Cross Reference Number</i>	<i>Cross Reference Description</i>
0	070	Revenue Shortfalls	001-00-00-00000	Appellate Division
			002-00-00-00000	Professional Services Account
			003-00-00-00000	Governor's Adjustment
			004-00-00-00000	Contract & Business Svcs. Div.
	100	Consistent Rates & Mileage for PD Kors	002-00-00-00000	Professional Services Account
	101	Public Defense Contractor Parity	002-00-00-00000	Professional Services Account
	102	Contractor Quality Assurance	002-00-00-00000	Professional Services Account
	103	Provider Hourly Rate Increases	002-00-00-00000	Professional Services Account
	104	Juvenile Dependency Improvement	002-00-00-00000	Professional Services Account
			004-00-00-00000	Contract & Business Svcs. Div.
	105	Employee Compensation ORS 151.216	001-00-00-00000	Appellate Division
			004-00-00-00000	Contract & Business Svcs. Div.
	106	Office Space	001-00-00-00000	Appellate Division
			004-00-00-00000	Contract & Business Svcs. Div.
	107	ACP Revenue Shortfall	001-00-00-00000	Appellate Division
			002-00-00-00000	Professional Services Account
			003-00-00-00000	Governor's Adjustment
			004-00-00-00000	Contract & Business Svcs. Div.



**Public Defense Svcs Comm**

**Agency Number: 40400**

**Agency Worksheet - Revenues & Expenditures  
2015-17 Biennium  
Public Defense Svcs Comm**

**Version: V - 01 - Agency Request Budget  
Cross Reference Number: 40400-000-00-00-00000**

<i>DESCRIPTION</i>	<i>2011-13 Actuals</i>	<i>2013-15 Leg Adopted Budget</i>	<i>2013-15 Emergency Boards</i>	<i>2013-15 Leg Approved Budget</i>	<i>2015-17 Base Budget</i>	<i>2015-17 Current Service Level</i>
<b>BEGINNING BALANCE</b>						
<b>0025 Beginning Balance</b>						
3400 Other Funds Ltd	1,322,111	704,552	-	704,552	550,199	550,199
<b>0030 Beginning Balance Adjustment</b>						
3400 Other Funds Ltd	-	(170,712)	-	(170,712)	-	-
<b>TOTAL BEGINNING BALANCE</b>						
3400 Other Funds Ltd	1,322,111	533,840	-	533,840	550,199	550,199
<b>TOTAL BEGINNING BALANCE</b>	<b>\$1,322,111</b>	<b>\$533,840</b>	<b>-</b>	<b>\$533,840</b>	<b>\$550,199</b>	<b>\$550,199</b>
<b>REVENUE CATEGORIES</b>						
<b>GENERAL FUND APPROPRIATION</b>						
<b>0050 General Fund Appropriation</b>						
8000 General Fund	230,441,855	244,280,071	5,404,236	249,684,307	250,302,512	265,595,131
<b>TRANSFERS IN</b>						
<b>1010 Transfer In - Intrafund</b>						
3400 Other Funds Ltd	3,357,464	3,982,500	-	3,982,500	3,291,980	3,291,980
<b>1198 Tsfr From Judicial Dept</b>						
3400 Other Funds Ltd	4,310,376	4,433,018	-	4,433,018	3,705,255	3,705,255
<b>TOTAL TRANSFERS IN</b>						
3400 Other Funds Ltd	7,667,840	8,415,518	-	8,415,518	6,997,235	6,997,235
<b>TOTAL TRANSFERS IN</b>	<b>\$7,667,840</b>	<b>\$8,415,518</b>	<b>-</b>	<b>\$8,415,518</b>	<b>\$6,997,235</b>	<b>\$6,997,235</b>

**Public Defense Svcs Comm**

**Agency Number: 40400**

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2015-17 Biennium  
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<b>REVENUES</b>						
8000 General Fund	230,441,855	244,280,071	5,404,236	249,684,307	250,302,512	265,595,131
3400 Other Funds Ltd	7,667,840	8,415,518	-	8,415,518	6,997,235	6,997,235
<b>TOTAL REVENUES</b>	<b>\$238,109,695</b>	<b>\$252,695,589</b>	<b>\$5,404,236</b>	<b>\$258,099,825</b>	<b>\$257,299,747</b>	<b>\$272,592,366</b>
<b>TRANSFERS OUT</b>						
<b>2010 Transfer Out - Intrafund</b>						
3400 Other Funds Ltd	(3,357,464)	(3,982,500)	-	(3,982,500)	(3,291,980)	(3,291,980)
<b>2198 Tsfr To Judicial Dept</b>						
3400 Other Funds Ltd	(1,282,836)	-	-	-	-	-
<b>TOTAL TRANSFERS OUT</b>						
3400 Other Funds Ltd	(4,640,300)	(3,982,500)	-	(3,982,500)	(3,291,980)	(3,291,980)
<b>TOTAL TRANSFERS OUT</b>	<b>(\$4,640,300)</b>	<b>(\$3,982,500)</b>	<b>-</b>	<b>(\$3,982,500)</b>	<b>(\$3,291,980)</b>	<b>(\$3,291,980)</b>
<b>AVAILABLE REVENUES</b>						
8000 General Fund	230,441,855	244,280,071	5,404,236	249,684,307	250,302,512	265,595,131
3400 Other Funds Ltd	4,349,651	4,966,858	-	4,966,858	4,255,454	4,255,454
<b>TOTAL AVAILABLE REVENUES</b>	<b>\$234,791,506</b>	<b>\$249,246,929</b>	<b>\$5,404,236</b>	<b>\$254,651,165</b>	<b>\$254,557,966</b>	<b>\$269,850,585</b>

**EXPENDITURES**

**PERSONAL SERVICES**

**SALARIES & WAGES**

**3110 Class/Unclass Sal. and Per Diem**

**Public Defense Svcs Comm**

**Agency Number: 40400**

**Agency Worksheet - Revenues & Expenditures  
2015-17 Biennium  
Public Defense Svcs Comm**

**Version: V - 01 - Agency Request Budget  
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<i>DESCRIPTION</i>	<i>2011-13 Actuals</i>	<i>2013-15 Leg Adopted Budget</i>	<i>2013-15 Emergency Boards</i>	<i>2013-15 Leg Approved Budget</i>	<i>2015-17 Base Budget</i>	<i>2015-17 Current Service Level</i>
8000 General Fund	8,757,374	10,726,616	190,361	10,916,977	11,341,842	11,341,842
3400 Other Funds Ltd	302,138	316,825	5,623	322,448	358,113	358,113
All Funds	9,059,512	11,043,441	195,984	11,239,425	11,699,955	11,699,955
<b>3190 All Other Differential</b>						
8000 General Fund	21,743	-	-	-	-	-
3400 Other Funds Ltd	484	-	-	-	-	-
All Funds	22,227	-	-	-	-	-
<b>TOTAL SALARIES &amp; WAGES</b>						
8000 General Fund	8,779,117	10,726,616	190,361	10,916,977	11,341,842	11,341,842
3400 Other Funds Ltd	302,622	316,825	5,623	322,448	358,113	358,113
<b>TOTAL SALARIES &amp; WAGES</b>	<b>\$9,081,739</b>	<b>\$11,043,441</b>	<b>\$195,984</b>	<b>\$11,239,425</b>	<b>\$11,699,955</b>	<b>\$11,699,955</b>
<b>OTHER PAYROLL EXPENSES</b>						
<b>3210 Empl. Rel. Bd. Assessments</b>						
8000 General Fund	2,733	2,944	-	2,944	3,235	3,235
3400 Other Funds Ltd	97	96	-	96	109	109
All Funds	2,830	3,040	-	3,040	3,344	3,344
<b>3220 Public Employees' Retire Cont</b>						
8000 General Fund	1,270,278	1,573,598	27,431	1,601,029	1,790,869	1,790,869
3400 Other Funds Ltd	45,393	46,479	810	47,289	56,547	56,547
All Funds	1,315,671	1,620,077	28,241	1,648,318	1,847,416	1,847,416

<b>DESCRIPTION</b>	<b>2011-13 Actuals</b>	<b>2013-15 Leg Adopted Budget</b>	<b>2013-15 Emergency Boards</b>	<b>2013-15 Leg Approved Budget</b>	<b>2015-17 Base Budget</b>	<b>2015-17 Current Service Level</b>
<b>3221 Pension Obligation Bond</b>						
8000 General Fund	536,350	662,597	(12,252)	650,345	650,345	701,942
3400 Other Funds Ltd	18,982	19,571	(362)	19,209	19,209	22,163
All Funds	555,332	682,168	(12,614)	669,554	669,554	724,105
<b>3230 Social Security Taxes</b>						
8000 General Fund	660,270	815,300	14,563	829,863	864,692	864,692
3400 Other Funds Ltd	22,735	24,237	430	24,667	27,395	27,395
All Funds	683,005	839,537	14,993	854,530	892,087	892,087
<b>3240 Unemployment Assessments</b>						
8000 General Fund	-	9,437	-	9,437	9,437	9,720
<b>3250 Worker's Comp. Assess. (WCD)</b>						
8000 General Fund	3,360	4,343	-	4,343	5,074	5,074
3400 Other Funds Ltd	119	141	-	141	170	170
All Funds	3,479	4,484	-	4,484	5,244	5,244
<b>3260 Mass Transit Tax</b>						
8000 General Fund	52,676	64,359	1,141	65,500	65,500	65,500
3400 Other Funds Ltd	1,816	1,901	34	1,935	1,935	1,935
All Funds	54,492	66,260	1,175	67,435	67,435	67,435
<b>3270 Flexible Benefits</b>						
8000 General Fund	1,979,778	2,246,974	32,768	2,279,742	2,214,248	2,214,248

**Public Defense Svcs Comm**

**Agency Number: 40400**

**Agency Worksheet - Revenues & Expenditures  
2015-17 Biennium  
Public Defense Svcs Comm**

**Version: V - 01 - Agency Request Budget  
Cross Reference Number: 40400-000-00-00-00000**

<b>DESCRIPTION</b>	<b>2011-13 Actuals</b>	<b>2013-15 Leg Adopted Budget</b>	<b>2013-15 Emergency Boards</b>	<b>2013-15 Leg Approved Budget</b>	<b>2015-17 Base Budget</b>	<b>2015-17 Current Service Level</b>
3400 Other Funds Ltd	46,579	73,154	1,067	74,221	75,352	75,352
All Funds	2,026,357	2,320,128	33,835	2,353,963	2,289,600	2,289,600
<b>TOTAL OTHER PAYROLL EXPENSES</b>						
8000 General Fund	4,505,445	5,379,552	63,651	5,443,203	5,603,400	5,655,280
3400 Other Funds Ltd	135,721	165,579	1,979	167,558	180,717	183,671
<b>TOTAL OTHER PAYROLL EXPENSES</b>	<b>\$4,641,166</b>	<b>\$5,545,131</b>	<b>\$65,630</b>	<b>\$5,610,761</b>	<b>\$5,784,117</b>	<b>\$5,838,951</b>
<b>P.S. BUDGET ADJUSTMENTS</b>						
<b>3465 Reconciliation Adjustment</b>						
8000 General Fund	-	471,967	-	471,967	-	-
3400 Other Funds Ltd	-	13,940	-	13,940	-	-
All Funds	-	485,907	-	485,907	-	-
<b>3991 PERS Policy Adjustment</b>						
8000 General Fund	-	(399,568)	-	(399,568)	-	-
3400 Other Funds Ltd	-	(11,802)	-	(11,802)	-	-
All Funds	-	(411,370)	-	(411,370)	-	-
<b>TOTAL P.S. BUDGET ADJUSTMENTS</b>						
8000 General Fund	-	72,399	-	72,399	-	-
3400 Other Funds Ltd	-	2,138	-	2,138	-	-
<b>TOTAL P.S. BUDGET ADJUSTMENTS</b>	<b>-</b>	<b>\$74,537</b>	<b>-</b>	<b>\$74,537</b>	<b>-</b>	<b>-</b>
<b>TOTAL PERSONAL SERVICES</b>						

**Public Defense Svcs Comm**

**Agency Number: 40400**

**Agency Worksheet - Revenues & Expenditures  
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**Version: V - 01 - Agency Request Budget  
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<i>DESCRIPTION</i>	<i>2011-13 Actuals</i>	<i>2013-15 Leg Adopted Budget</i>	<i>2013-15 Emergency Boards</i>	<i>2013-15 Leg Approved Budget</i>	<i>2015-17 Base Budget</i>	<i>2015-17 Current Service Level</i>
8000 General Fund	13,284,562	16,178,567	254,012	16,432,579	16,945,242	16,997,122
3400 Other Funds Ltd	438,343	484,542	7,602	492,144	538,830	541,784
<b>TOTAL PERSONAL SERVICES</b>	<b>\$13,722,905</b>	<b>\$16,663,109</b>	<b>\$261,614</b>	<b>\$16,924,723</b>	<b>\$17,484,072</b>	<b>\$17,538,906</b>
<b>SERVICES &amp; SUPPLIES</b>						
<b>4100 Instate Travel</b>						
8000 General Fund	2,927,991	21,691	10,000	31,691	31,691	32,641
<b>4125 Out of State Travel</b>						
8000 General Fund	598	-	5,000	5,000	5,000	5,150
<b>4150 Employee Training</b>						
8000 General Fund	110,062	56,509	60,000	116,509	116,509	120,004
<b>4175 Office Expenses</b>						
8000 General Fund	157,819	134,813	47,212	182,025	182,025	187,486
3400 Other Funds Ltd	63	-	-	-	-	-
All Funds	157,882	134,813	47,212	182,025	182,025	187,486
<b>4200 Telecommunications</b>						
8000 General Fund	37,313	56,397	-	56,397	56,397	130,337
3400 Other Funds Ltd	775	-	-	-	-	-
All Funds	38,088	56,397	-	56,397	56,397	130,337
<b>4225 State Gov. Service Charges</b>						
8000 General Fund	346,888	309,310	48,631	357,941	224,992	252,357

<b>DESCRIPTION</b>	<b>2011-13 Actuals</b>	<b>2013-15 Leg Adopted Budget</b>	<b>2013-15 Emergency Boards</b>	<b>2013-15 Leg Approved Budget</b>	<b>2015-17 Base Budget</b>	<b>2015-17 Current Service Level</b>
3400 Other Funds Ltd	123	-	-	-	-	-
All Funds	347,011	309,310	48,631	357,941	224,992	252,357
<b>4250 Data Processing</b>						
8000 General Fund	76,723	62,975	20,000	82,975	82,975	85,464
<b>4275 Publicity and Publications</b>						
8000 General Fund	4,123	2,560	3,000	5,560	5,560	5,726
<b>4300 Professional Services</b>						
8000 General Fund	190,455,527	231,543,695	-	231,543,695	231,543,695	246,598,142
3400 Other Funds Ltd	2,150,000	1,260,000	-	1,260,000	1,260,000	1,323,224
All Funds	192,605,527	232,803,695	-	232,803,695	232,803,695	247,921,366
<b>4315 IT Professional Services</b>						
8000 General Fund	47,280	51,401	-	51,401	51,401	53,097
3400 Other Funds Ltd	720	-	-	-	-	-
All Funds	48,000	51,401	-	51,401	51,401	53,097
<b>4325 Attorney General</b>						
8000 General Fund	715	20,842	-	20,842	20,842	24,844
<b>4400 Dues and Subscriptions</b>						
8000 General Fund	12,992	3,837	10,000	13,837	13,837	14,252
<b>4425 Facilities Rental and Taxes</b>						
8000 General Fund	603,250	804,481	-	804,481	804,481	839,878

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**Agency Worksheet - Revenues & Expenditures  
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<b>DESCRIPTION</b>	<b>2011-13 Actuals</b>	<b>2013-15 Leg Adopted Budget</b>	<b>2013-15 Emergency Boards</b>	<b>2013-15 Leg Approved Budget</b>	<b>2015-17 Base Budget</b>	<b>2015-17 Current Service Level</b>
3400 Other Funds Ltd	1,964	-	-	-	-	-
All Funds	605,214	804,481	-	804,481	804,481	839,878
<b>4575 Agency Program Related S and S</b>						
8000 General Fund	22,089,352	-	-	-	-	-
<b>4650 Other Services and Supplies</b>						
8000 General Fund	-	-	-	-	132,949	161,168
<b>4675 Undistributed (S.S.)</b>						
8000 General Fund	-	(4,973,923)	4,868,381	(105,542)	-	-
<b>4700 Expendable Prop 250 - 5000</b>						
8000 General Fund	1,816	-	22,000	22,000	22,000	22,660
<b>4715 IT Expendable Property</b>						
8000 General Fund	46,209	6,916	56,000	62,916	62,916	64,803
<b>TOTAL SERVICES &amp; SUPPLIES</b>						
8000 General Fund	216,918,658	228,101,504	5,150,224	233,251,728	233,357,270	248,598,009
3400 Other Funds Ltd	2,153,645	1,260,000	-	1,260,000	1,260,000	1,323,224
<b>TOTAL SERVICES &amp; SUPPLIES</b>	<b>\$219,072,303</b>	<b>\$229,361,504</b>	<b>\$5,150,224</b>	<b>\$234,511,728</b>	<b>\$234,617,270</b>	<b>\$249,921,233</b>
<b>CAPITAL OUTLAY</b>						
<b>5900 Other Capital Outlay</b>						
8000 General Fund	5,426	-	-	-	-	-
<b>SPECIAL PAYMENTS</b>						



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**Agency Number: 40400**

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**Version: V - 01 - Agency Request Budget  
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<i>DESCRIPTION</i>	<i>2011-13 Actuals</i>	<i>2013-15 Leg Adopted Budget</i>	<i>2013-15 Emergency Boards</i>	<i>2013-15 Leg Approved Budget</i>	<i>2015-17 Base Budget</i>	<i>2015-17 Current Service Level</i>
<b>6198 Spc Pmt to Judicial Dept</b>						
3400 Other Funds Ltd	1,207,464	2,722,500	-	2,722,500	2,722,500	3,168,756
<b>EXPENDITURES</b>						
8000 General Fund	230,208,646	244,280,071	5,404,236	249,684,307	250,302,512	265,595,131
3400 Other Funds Ltd	3,799,452	4,467,042	7,602	4,474,644	4,521,330	5,033,764
<b>TOTAL EXPENDITURES</b>	<b>\$234,008,098</b>	<b>\$248,747,113</b>	<b>\$5,411,838</b>	<b>\$254,158,951</b>	<b>\$254,823,842</b>	<b>\$270,628,895</b>
<b>REVERSIONS</b>						
<b>9900 Reversions</b>						
8000 General Fund	(233,209)	-	-	-	-	-
<b>ENDING BALANCE</b>						
8000 General Fund	-	-	-	-	-	-
3400 Other Funds Ltd	550,199	499,816	(7,602)	492,214	(265,876)	(778,310)
<b>TOTAL ENDING BALANCE</b>	<b>\$550,199</b>	<b>\$499,816</b>	<b>(\$7,602)</b>	<b>\$492,214</b>	<b>(\$265,876)</b>	<b>(\$778,310)</b>
<b>AUTHORIZED POSITIONS</b>						
8150 Class/Unclass Positions	76	76	-	76	76	76
<b>AUTHORIZED FTE POSITIONS</b>						
8250 Class/Unclass FTE Positions	75.23	75.79	-	75.79	75.11	75.11

Agency Worksheet - Revenues & Expenditures  
 2015-17 Biennium  
 Appellate Division

Version: V - 01 - Agency Request Budget  
 Cross Reference Number: 40400-001-00-00-00000

DESCRIPTION	2011-13 Actuals	2013-15 Leg Adopted Budget	2013-15 Emergency Boards	2013-15 Leg Approved Budget	2015-17 Base Budget	2015-17 Current Service Level
<b>REVENUE CATEGORIES</b>						
<b>GENERAL FUND APPROPRIATION</b>						
<b>0050 General Fund Appropriation</b>						
8000 General Fund	12,061,433	14,185,524	635,613	14,821,137	15,013,203	15,183,755
<b>REVENUES</b>						
8000 General Fund	12,061,433	14,185,524	635,613	14,821,137	15,013,203	15,183,755
<b>AVAILABLE REVENUES</b>						
8000 General Fund	12,061,433	14,185,524	635,613	14,821,137	15,013,203	15,183,755
<b>EXPENDITURES</b>						
<b>PERSONAL SERVICES</b>						
<b>SALARIES &amp; WAGES</b>						
<b>3110 Class/Unclass Sal. and Per Diem</b>						
8000 General Fund	6,990,046	8,812,896	156,399	8,969,295	9,127,131	9,127,131
<b>3190 All Other Differential</b>						
8000 General Fund	18,425	-	-	-	-	-
<b>TOTAL SALARIES &amp; WAGES</b>						
8000 General Fund	7,008,471	8,812,896	156,399	8,969,295	9,127,131	9,127,131
<b>TOTAL SALARIES &amp; WAGES</b>	<b>\$7,008,471</b>	<b>\$8,812,896</b>	<b>\$156,399</b>	<b>\$8,969,295</b>	<b>\$9,127,131</b>	<b>\$9,127,131</b>
<b>OTHER PAYROLL EXPENSES</b>						
<b>3210 Empl. Rel. Bd. Assessments</b>						

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 Appellate Division

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DESCRIPTION	2011-13 Actuals	2013-15 Leg Adopted Budget	2013-15 Emergency Boards	2013-15 Leg Approved Budget	2015-17 Base Budget	2015-17 Current Service Level
8000 General Fund	2,183	2,400	-	2,400	2,552	2,552
<b>3220 Public Employees' Retire Cont</b>						
8000 General Fund	1,006,728	1,292,854	22,537	1,315,391	1,441,166	1,441,166
<b>3221 Pension Obligation Bond</b>						
8000 General Fund	425,424	544,384	(10,066)	534,318	534,318	564,874
<b>3230 Social Security Taxes</b>						
8000 General Fund	528,524	672,693	11,965	684,658	697,442	697,442
<b>3240 Unemployment Assessments</b>						
8000 General Fund	-	9,437	-	9,437	9,437	9,720
<b>3250 Worker's Comp. Assess. (WCD)</b>						
8000 General Fund	2,702	3,540	-	3,540	4,002	4,002
<b>3260 Mass Transit Tax</b>						
8000 General Fund	42,050	52,877	937	53,814	53,814	53,814
<b>3270 Flexible Benefits</b>						
8000 General Fund	1,579,806	1,831,680	26,712	1,858,392	1,740,096	1,740,096
<b>TOTAL OTHER PAYROLL EXPENSES</b>						
8000 General Fund	3,587,417	4,409,865	52,085	4,461,950	4,482,827	4,513,666
<b>TOTAL OTHER PAYROLL EXPENSES</b>	<b>\$3,587,417</b>	<b>\$4,409,865</b>	<b>\$52,085</b>	<b>\$4,461,950</b>	<b>\$4,482,827</b>	<b>\$4,513,666</b>
<b>P.S. BUDGET ADJUSTMENTS</b>						
<b>3465 Reconciliation Adjustment</b>						

Agency Worksheet - Revenues & Expenditures  
 2015-17 Biennium  
 Appellate Division

Version: V - 01 - Agency Request Budget  
 Cross Reference Number: 40400-001-00-00-00000

DESCRIPTION	2011-13 Actuals	2013-15 Leg Adopted Budget	2013-15 Emergency Boards	2013-15 Leg Approved Budget	2015-17 Base Budget	2015-17 Current Service Level
8000 General Fund	-	387,765	-	387,765	-	-
<b>3991 PERS Policy Adjustment</b>						
8000 General Fund	-	(328,282)	-	(328,282)	-	-
<b>TOTAL P.S. BUDGET ADJUSTMENTS</b>						
8000 General Fund	-	59,483	-	59,483	-	-
<b>TOTAL P.S. BUDGET ADJUSTMENTS</b>	-	<b>\$59,483</b>	-	<b>\$59,483</b>	-	-
<b>TOTAL PERSONAL SERVICES</b>						
8000 General Fund	10,595,888	13,282,244	208,484	13,490,728	13,609,958	13,640,797
<b>TOTAL PERSONAL SERVICES</b>	<b>\$10,595,888</b>	<b>\$13,282,244</b>	<b>\$208,484</b>	<b>\$13,490,728</b>	<b>\$13,609,958</b>	<b>\$13,640,797</b>
<b>SERVICES &amp; SUPPLIES</b>						
<b>4100 Instate Travel</b>						
8000 General Fund	15,675	11,209	10,000	21,209	21,209	21,845
<b>4125 Out of State Travel</b>						
8000 General Fund	598	-	5,000	5,000	5,000	5,150
<b>4150 Employee Training</b>						
8000 General Fund	104,858	50,831	60,000	110,831	110,831	114,156
<b>4175 Office Expenses</b>						
8000 General Fund	147,285	121,113	30,618	151,731	151,731	156,283
<b>4200 Telecommunications</b>						
8000 General Fund	28,878	32,035	-	32,035	32,035	87,326

<b>DESCRIPTION</b>	<b>2011-13 Actuals</b>	<b>2013-15 Leg Adopted Budget</b>	<b>2013-15 Emergency Boards</b>	<b>2013-15 Leg Approved Budget</b>	<b>2015-17 Base Budget</b>	<b>2015-17 Current Service Level</b>
<b>4225 State Gov. Service Charges</b>						
8000 General Fund	247,379	238,653	-	238,653	149,577	169,079
<b>4250 Data Processing</b>						
8000 General Fund	73,171	60,279	20,000	80,279	80,279	82,687
<b>4275 Publicity and Publications</b>						
8000 General Fund	4,123	1,280	3,000	4,280	4,280	4,408
<b>4300 Professional Services</b>						
8000 General Fund	7,250	4,438	-	4,438	4,438	4,584
<b>4315 IT Professional Services</b>						
8000 General Fund	37,800	36,598	-	36,598	36,598	37,806
<b>4325 Attorney General</b>						
8000 General Fund	57	20,842	-	20,842	20,842	24,844
<b>4400 Dues and Subscriptions</b>						
8000 General Fund	12,552	2,608	10,000	12,608	12,608	12,986
<b>4425 Facilities Rental and Taxes</b>						
8000 General Fund	530,630	609,873	-	609,873	609,873	636,707
<b>4650 Other Services and Supplies</b>						
8000 General Fund	-	-	-	-	89,076	107,983
<b>4675 Undistributed (S.S.)</b>						
8000 General Fund	-	(291,347)	218,511	(72,836)	-	-

**Public Defense Svcs Comm**

**Agency Number: 40400**

**Agency Worksheet - Revenues & Expenditures  
2015-17 Biennium  
Appellate Division**

**Version: V - 01 - Agency Request Budget  
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<i>DESCRIPTION</i>	<i>2011-13 Actuals</i>	<i>2013-15 Leg Adopted Budget</i>	<i>2013-15 Emergency Boards</i>	<i>2013-15 Leg Approved Budget</i>	<i>2015-17 Base Budget</i>	<i>2015-17 Current Service Level</i>
<b>4700 Expendable Prop 250 - 5000</b>						
8000 General Fund	1,019	-	20,000	20,000	20,000	20,600
<b>4715 IT Expendable Property</b>						
8000 General Fund	40,228	4,868	50,000	54,868	54,868	56,514
<b>TOTAL SERVICES &amp; SUPPLIES</b>						
8000 General Fund	1,251,503	903,280	427,129	1,330,409	1,403,245	1,542,958
<b>TOTAL SERVICES &amp; SUPPLIES</b>	<b>\$1,251,503</b>	<b>\$903,280</b>	<b>\$427,129</b>	<b>\$1,330,409</b>	<b>\$1,403,245</b>	<b>\$1,542,958</b>
<b>CAPITAL OUTLAY</b>						
<b>5900 Other Capital Outlay</b>						
8000 General Fund	5,426	-	-	-	-	-
<b>EXPENDITURES</b>						
8000 General Fund	11,852,817	14,185,524	635,613	14,821,137	15,013,203	15,183,755
<b>REVERSIONS</b>						
<b>9900 Reversions</b>						
8000 General Fund	(208,616)	-	-	-	-	-
<b>ENDING BALANCE</b>						
8000 General Fund	-	-	-	-	-	-
<b>TOTAL ENDING BALANCE</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>AUTHORIZED POSITIONS</b>						
8150 Class/Unclass Positions	60	60	-	60	58	58

<i>DESCRIPTION</i>	<i>2011-13 Actuals</i>	<i>2013-15 Leg Adopted Budget</i>	<i>2013-15 Emergency Boards</i>	<i>2013-15 Leg Approved Budget</i>	<i>2015-17 Base Budget</i>	<i>2015-17 Current Service Level</i>
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**AUTHORIZED FTE POSITIONS**

8250 Class/Unclass FTE Positions	59.44	60.00	-	60.00	57.11	57.11
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Agency Worksheet - Revenues & Expenditures  
 2015-17 Biennium  
 Professional Services Account

Version: V - 01 - Agency Request Budget  
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DESCRIPTION	2011-13 Actuals	2013-15 Leg Adopted Budget	2013-15 Emergency Boards	2013-15 Leg Approved Budget	2015-17 Base Budget	2015-17 Current Service Level
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REVENUE CATEGORIES

GENERAL FUND APPROPRIATION

0050 General Fund Appropriation

8000 General Fund	215,442,730	226,918,697	4,617,158	231,535,855	231,535,855	246,590,044
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TRANSFERS IN

1010 Transfer In - Intrafund

3400 Other Funds Ltd	3,357,464	3,982,500	-	3,982,500	3,291,980	3,291,980
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REVENUES

8000 General Fund	215,442,730	226,918,697	4,617,158	231,535,855	231,535,855	246,590,044
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3400 Other Funds Ltd	3,357,464	3,982,500	-	3,982,500	3,291,980	3,291,980
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<b>TOTAL REVENUES</b>	<b>\$218,800,194</b>	<b>\$230,901,197</b>	<b>\$4,617,158</b>	<b>\$235,518,355</b>	<b>\$234,827,835</b>	<b>\$249,882,024</b>
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AVAILABLE REVENUES

8000 General Fund	215,442,730	226,918,697	4,617,158	231,535,855	231,535,855	246,590,044
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3400 Other Funds Ltd	3,357,464	3,982,500	-	3,982,500	3,291,980	3,291,980
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<b>TOTAL AVAILABLE REVENUES</b>	<b>\$218,800,194</b>	<b>\$230,901,197</b>	<b>\$4,617,158</b>	<b>\$235,518,355</b>	<b>\$234,827,835</b>	<b>\$249,882,024</b>
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EXPENDITURES

SERVICES & SUPPLIES

4100 Instate Travel

8000 General Fund	2,906,421	-	-	-	-	-
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4300 Professional Services



Agency Worksheet - Revenues & Expenditures  
 2015-17 Biennium  
 Professional Services Account

Version: V - 01 - Agency Request Budget  
 Cross Reference Number: 40400-002-00-00-00000

DESCRIPTION	2011-13 Actuals	2013-15 Leg Adopted Budget	2013-15 Emergency Boards	2013-15 Leg Approved Budget	2015-17 Base Budget	2015-17 Current Service Level
8000 General Fund	190,446,957	231,535,855	-	231,535,855	231,535,855	246,590,044
3400 Other Funds Ltd	2,150,000	1,260,000	-	1,260,000	1,260,000	1,323,224
All Funds	192,596,957	232,795,855	-	232,795,855	232,795,855	247,913,268
<b>4575 Agency Program Related S and S</b>						
8000 General Fund	22,089,352	-	-	-	-	-
<b>4675 Undistributed (S.S.)</b>						
8000 General Fund	-	(4,617,158)	4,617,158	-	-	-
<b>TOTAL SERVICES &amp; SUPPLIES</b>						
8000 General Fund	215,442,730	226,918,697	4,617,158	231,535,855	231,535,855	246,590,044
3400 Other Funds Ltd	2,150,000	1,260,000	-	1,260,000	1,260,000	1,323,224
<b>TOTAL SERVICES &amp; SUPPLIES</b>	<b>\$217,592,730</b>	<b>\$228,178,697</b>	<b>\$4,617,158</b>	<b>\$232,795,855</b>	<b>\$232,795,855</b>	<b>\$247,913,268</b>
<b>SPECIAL PAYMENTS</b>						
<b>6198 Spc Pmt to Judicial Dept</b>						
3400 Other Funds Ltd	1,207,464	2,722,500	-	2,722,500	2,722,500	3,168,756
<b>EXPENDITURES</b>						
8000 General Fund	215,442,730	226,918,697	4,617,158	231,535,855	231,535,855	246,590,044
3400 Other Funds Ltd	3,357,464	3,982,500	-	3,982,500	3,982,500	4,491,980
<b>TOTAL EXPENDITURES</b>	<b>\$218,800,194</b>	<b>\$230,901,197</b>	<b>\$4,617,158</b>	<b>\$235,518,355</b>	<b>\$235,518,355</b>	<b>\$251,082,024</b>
<b>ENDING BALANCE</b>						
8000 General Fund	-	-	-	-	-	-

**Public Defense Svcs Comm**

**Agency Number: 40400**

**Agency Worksheet - Revenues & Expenditures  
2015-17 Biennium  
Professional Services Account**

**Version: V - 01 - Agency Request Budget  
Cross Reference Number: 40400-002-00-00-00000**

<b>DESCRIPTION</b>	<b>2011-13 Actuals</b>	<b>2013-15 Leg Adopted Budget</b>	<b>2013-15 Emergency Boards</b>	<b>2013-15 Leg Approved Budget</b>	<b>2015-17 Base Budget</b>	<b>2015-17 Current Service Level</b>
3400 Other Funds Ltd	-	-	-	-	(690,520)	(1,200,000)
<b>TOTAL ENDING BALANCE</b>	-	-	-	-	<b>(\$690,520)</b>	<b>(\$1,200,000)</b>

Agency Worksheet - Revenues & Expenditures  
 2015-17 Biennium  
 Contract & Business Svcs. Div.

Version: V - 01 - Agency Request Budget  
 Cross Reference Number: 40400-004-00-00-00000

DESCRIPTION	2011-13 Actuals	2013-15 Leg Adopted Budget	2013-15 Emergency Boards	2013-15 Leg Approved Budget	2015-17 Base Budget	2015-17 Current Service Level
<b>BEGINNING BALANCE</b>						
<b>0025 Beginning Balance</b>						
3400 Other Funds Ltd	1,322,111	704,552	-	704,552	550,199	550,199
<b>0030 Beginning Balance Adjustment</b>						
3400 Other Funds Ltd	-	(170,712)	-	(170,712)	-	-
<b>TOTAL BEGINNING BALANCE</b>						
3400 Other Funds Ltd	1,322,111	533,840	-	533,840	550,199	550,199
<b>TOTAL BEGINNING BALANCE</b>	<b>\$1,322,111</b>	<b>\$533,840</b>	<b>-</b>	<b>\$533,840</b>	<b>\$550,199</b>	<b>\$550,199</b>
<b>REVENUE CATEGORIES</b>						
<b>GENERAL FUND APPROPRIATION</b>						
<b>0050 General Fund Appropriation</b>						
8000 General Fund	2,937,692	3,175,850	151,465	3,327,315	3,753,454	3,821,332
<b>TRANSFERS IN</b>						
<b>1198 Tsfr From Judicial Dept</b>						
3400 Other Funds Ltd	4,310,376	4,433,018	-	4,433,018	3,705,255	3,705,255
<b>REVENUES</b>						
8000 General Fund	2,937,692	3,175,850	151,465	3,327,315	3,753,454	3,821,332
3400 Other Funds Ltd	4,310,376	4,433,018	-	4,433,018	3,705,255	3,705,255
<b>TOTAL REVENUES</b>	<b>\$7,248,068</b>	<b>\$7,608,868</b>	<b>\$151,465</b>	<b>\$7,760,333</b>	<b>\$7,458,709</b>	<b>\$7,526,587</b>

**TRANSFERS OUT**

Agency Worksheet - Revenues & Expenditures  
 2015-17 Biennium  
 Contract & Business Svcs. Div.

Version: V - 01 - Agency Request Budget  
 Cross Reference Number: 40400-004-00-00-00000

DESCRIPTION	2011-13 Actuals	2013-15 Leg Adopted Budget	2013-15 Emergency Boards	2013-15 Leg Approved Budget	2015-17 Base Budget	2015-17 Current Service Level
<b>2010 Transfer Out - Intrafund</b>						
3400 Other Funds Ltd	(3,357,464)	(3,982,500)	-	(3,982,500)	(3,291,980)	(3,291,980)
<b>2198 Tsfr To Judicial Dept</b>						
3400 Other Funds Ltd	(1,282,836)	-	-	-	-	-
<b>TOTAL TRANSFERS OUT</b>						
3400 Other Funds Ltd	(4,640,300)	(3,982,500)	-	(3,982,500)	(3,291,980)	(3,291,980)
<b>TOTAL TRANSFERS OUT</b>	<b>(\$4,640,300)</b>	<b>(\$3,982,500)</b>	<b>-</b>	<b>(\$3,982,500)</b>	<b>(\$3,291,980)</b>	<b>(\$3,291,980)</b>
<b>AVAILABLE REVENUES</b>						
8000 General Fund	2,937,692	3,175,850	151,465	3,327,315	3,753,454	3,821,332
3400 Other Funds Ltd	992,187	984,358	-	984,358	963,474	963,474
<b>TOTAL AVAILABLE REVENUES</b>	<b>\$3,929,879</b>	<b>\$4,160,208</b>	<b>\$151,465</b>	<b>\$4,311,673</b>	<b>\$4,716,928</b>	<b>\$4,784,806</b>
<b>EXPENDITURES</b>						
<b>PERSONAL SERVICES</b>						
<b>SALARIES &amp; WAGES</b>						
<b>3110 Class/Unclass Sal. and Per Diem</b>						
8000 General Fund	1,767,328	1,913,720	33,962	1,947,682	2,214,711	2,214,711
3400 Other Funds Ltd	302,138	316,825	5,623	322,448	358,113	358,113
All Funds	2,069,466	2,230,545	39,585	2,270,130	2,572,824	2,572,824
<b>3190 All Other Differential</b>						
8000 General Fund	3,318	-	-	-	-	-

Agency Worksheet - Revenues & Expenditures  
 2015-17 Biennium  
 Contract & Business Svcs. Div.

Version: V - 01 - Agency Request Budget  
 Cross Reference Number: 40400-004-00-00-00000

DESCRIPTION	2011-13 Actuals	2013-15 Leg Adopted Budget	2013-15 Emergency Boards	2013-15 Leg Approved Budget	2015-17 Base Budget	2015-17 Current Service Level
3400 Other Funds Ltd	484	-	-	-	-	-
All Funds	3,802	-	-	-	-	-
<b>TOTAL SALARIES &amp; WAGES</b>						
8000 General Fund	1,770,646	1,913,720	33,962	1,947,682	2,214,711	2,214,711
3400 Other Funds Ltd	302,622	316,825	5,623	322,448	358,113	358,113
<b>TOTAL SALARIES &amp; WAGES</b>	<b>\$2,073,268</b>	<b>\$2,230,545</b>	<b>\$39,585</b>	<b>\$2,270,130</b>	<b>\$2,572,824</b>	<b>\$2,572,824</b>
<b>OTHER PAYROLL EXPENSES</b>						
<b>3210 Empl. Rel. Bd. Assessments</b>						
8000 General Fund	550	544	-	544	683	683
3400 Other Funds Ltd	97	96	-	96	109	109
All Funds	647	640	-	640	792	792
<b>3220 Public Employees' Retire Cont</b>						
8000 General Fund	263,550	280,744	4,894	285,638	349,703	349,703
3400 Other Funds Ltd	45,393	46,479	810	47,289	56,547	56,547
All Funds	308,943	327,223	5,704	332,927	406,250	406,250
<b>3221 Pension Obligation Bond</b>						
8000 General Fund	110,926	118,213	(2,186)	116,027	116,027	137,068
3400 Other Funds Ltd	18,982	19,571	(362)	19,209	19,209	22,163
All Funds	129,908	137,784	(2,548)	135,236	135,236	159,231
<b>3230 Social Security Taxes</b>						

Agency Worksheet - Revenues & Expenditures  
 2015-17 Biennium  
 Contract & Business Svcs. Div.

Version: V - 01 - Agency Request Budget  
 Cross Reference Number: 40400-004-00-00-00000

DESCRIPTION	2011-13 Actuals	2013-15 Leg Adopted Budget	2013-15 Emergency Boards	2013-15 Leg Approved Budget	2015-17 Base Budget	2015-17 Current Service Level
8000 General Fund	131,746	142,607	2,598	145,205	167,250	167,250
3400 Other Funds Ltd	22,735	24,237	430	24,667	27,395	27,395
All Funds	154,481	166,844	3,028	169,872	194,645	194,645
<b>3250 Worker's Comp. Assess. (WCD)</b>						
8000 General Fund	658	803	-	803	1,072	1,072
3400 Other Funds Ltd	119	141	-	141	170	170
All Funds	777	944	-	944	1,242	1,242
<b>3260 Mass Transit Tax</b>						
8000 General Fund	10,626	11,482	204	11,686	11,686	11,686
3400 Other Funds Ltd	1,816	1,901	34	1,935	1,935	1,935
All Funds	12,442	13,383	238	13,621	13,621	13,621
<b>3270 Flexible Benefits</b>						
8000 General Fund	399,972	415,294	6,056	421,350	474,152	474,152
3400 Other Funds Ltd	46,579	73,154	1,067	74,221	75,352	75,352
All Funds	446,551	488,448	7,123	495,571	549,504	549,504
<b>TOTAL OTHER PAYROLL EXPENSES</b>						
8000 General Fund	918,028	969,687	11,566	981,253	1,120,573	1,141,614
3400 Other Funds Ltd	135,721	165,579	1,979	167,558	180,717	183,671
<b>TOTAL OTHER PAYROLL EXPENSES</b>	<b>\$1,053,749</b>	<b>\$1,135,266</b>	<b>\$13,545</b>	<b>\$1,148,811</b>	<b>\$1,301,290</b>	<b>\$1,325,285</b>

**P.S. BUDGET ADJUSTMENTS**

DESCRIPTION	2011-13 Actuals	2013-15 Leg Adopted Budget	2013-15 Emergency Boards	2013-15 Leg Approved Budget	2015-17 Base Budget	2015-17 Current Service Level
<b>3465 Reconciliation Adjustment</b>						
8000 General Fund	-	84,202	-	84,202	-	-
3400 Other Funds Ltd	-	13,940	-	13,940	-	-
All Funds	-	98,142	-	98,142	-	-
<b>3991 PERS Policy Adjustment</b>						
8000 General Fund	-	(71,286)	-	(71,286)	-	-
3400 Other Funds Ltd	-	(11,802)	-	(11,802)	-	-
All Funds	-	(83,088)	-	(83,088)	-	-
<b>TOTAL P.S. BUDGET ADJUSTMENTS</b>						
8000 General Fund	-	12,916	-	12,916	-	-
3400 Other Funds Ltd	-	2,138	-	2,138	-	-
<b>TOTAL P.S. BUDGET ADJUSTMENTS</b>	-	<b>\$15,054</b>	-	<b>\$15,054</b>	-	-
<b>TOTAL PERSONAL SERVICES</b>						
8000 General Fund	2,688,674	2,896,323	45,528	2,941,851	3,335,284	3,356,325
3400 Other Funds Ltd	438,343	484,542	7,602	492,144	538,830	541,784
<b>TOTAL PERSONAL SERVICES</b>	<b>\$3,127,017</b>	<b>\$3,380,865</b>	<b>\$53,130</b>	<b>\$3,433,995</b>	<b>\$3,874,114</b>	<b>\$3,898,109</b>
<b>SERVICES &amp; SUPPLIES</b>						
<b>4100 Instate Travel</b>						
8000 General Fund	5,895	10,482	-	10,482	10,482	10,796
<b>4150 Employee Training</b>						

**Agency Worksheet - Revenues & Expenditures  
2015-17 Biennium  
Contract & Business Svcs. Div.**

**Version: V - 01 - Agency Request Budget  
Cross Reference Number: 40400-004-00-00-00000**

<i>DESCRIPTION</i>	<i>2011-13 Actuals</i>	<i>2013-15 Leg Adopted Budget</i>	<i>2013-15 Emergency Boards</i>	<i>2013-15 Leg Approved Budget</i>	<i>2015-17 Base Budget</i>	<i>2015-17 Current Service Level</i>
8000 General Fund	5,204	5,678	-	5,678	5,678	5,848
<b>4175 Office Expenses</b>						
8000 General Fund	10,534	13,700	16,594	30,294	30,294	31,203
3400 Other Funds Ltd	63	-	-	-	-	-
All Funds	10,597	13,700	16,594	30,294	30,294	31,203
<b>4200 Telecommunications</b>						
8000 General Fund	8,435	24,362	-	24,362	24,362	43,011
3400 Other Funds Ltd	775	-	-	-	-	-
All Funds	9,210	24,362	-	24,362	24,362	43,011
<b>4225 State Gov. Service Charges</b>						
8000 General Fund	99,509	70,657	48,631	119,288	75,415	83,278
3400 Other Funds Ltd	123	-	-	-	-	-
All Funds	99,632	70,657	48,631	119,288	75,415	83,278
<b>4250 Data Processing</b>						
8000 General Fund	3,552	2,696	-	2,696	2,696	2,777
<b>4275 Publicity and Publications</b>						
8000 General Fund	-	1,280	-	1,280	1,280	1,318
<b>4300 Professional Services</b>						
8000 General Fund	1,320	3,402	-	3,402	3,402	3,514
<b>4315 IT Professional Services</b>						



Agency Worksheet - Revenues & Expenditures  
 2015-17 Biennium  
 Contract & Business Svcs. Div.

Version: V - 01 - Agency Request Budget  
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DESCRIPTION	2011-13 Actuals	2013-15 Leg Adopted Budget	2013-15 Emergency Boards	2013-15 Leg Approved Budget	2015-17 Base Budget	2015-17 Current Service Level
8000 General Fund	9,480	14,803	-	14,803	14,803	15,291
3400 Other Funds Ltd	720	-	-	-	-	-
All Funds	10,200	14,803	-	14,803	14,803	15,291
<b>4325 Attorney General</b>						
8000 General Fund	658	-	-	-	-	-
<b>4400 Dues and Subscriptions</b>						
8000 General Fund	440	1,229	-	1,229	1,229	1,266
<b>4425 Facilities Rental and Taxes</b>						
8000 General Fund	72,620	194,608	-	194,608	194,608	203,171
3400 Other Funds Ltd	1,964	-	-	-	-	-
All Funds	74,584	194,608	-	194,608	194,608	203,171
<b>4650 Other Services and Supplies</b>						
8000 General Fund	-	-	-	-	43,873	53,185
<b>4675 Undistributed (S.S.)</b>						
8000 General Fund	-	(65,418)	32,712	(32,706)	-	-
<b>4700 Expendable Prop 250 - 5000</b>						
8000 General Fund	797	-	2,000	2,000	2,000	2,060
<b>4715 IT Expendable Property</b>						
8000 General Fund	5,981	2,048	6,000	8,048	8,048	8,289
<b>TOTAL SERVICES &amp; SUPPLIES</b>						

**Public Defense Svcs Comm**

**Agency Number: 40400**

**Agency Worksheet - Revenues & Expenditures  
2015-17 Biennium  
Contract & Business Svcs. Div.**

**Version: V - 01 - Agency Request Budget  
Cross Reference Number: 40400-004-00-00-00000**

<b>DESCRIPTION</b>	<b>2011-13 Actuals</b>	<b>2013-15 Leg Adopted Budget</b>	<b>2013-15 Emergency Boards</b>	<b>2013-15 Leg Approved Budget</b>	<b>2015-17 Base Budget</b>	<b>2015-17 Current Service Level</b>
8000 General Fund	224,425	279,527	105,937	385,464	418,170	465,007
3400 Other Funds Ltd	3,645	-	-	-	-	-
<b>TOTAL SERVICES &amp; SUPPLIES</b>	<b>\$228,070</b>	<b>\$279,527</b>	<b>\$105,937</b>	<b>\$385,464</b>	<b>\$418,170</b>	<b>\$465,007</b>
<b>EXPENDITURES</b>						
8000 General Fund	2,913,099	3,175,850	151,465	3,327,315	3,753,454	3,821,332
3400 Other Funds Ltd	441,988	484,542	7,602	492,144	538,830	541,784
<b>TOTAL EXPENDITURES</b>	<b>\$3,355,087</b>	<b>\$3,660,392</b>	<b>\$159,067</b>	<b>\$3,819,459</b>	<b>\$4,292,284</b>	<b>\$4,363,116</b>
<b>REVERSIONS</b>						
<b>9900 Reversions</b>						
8000 General Fund	(24,593)	-	-	-	-	-
<b>ENDING BALANCE</b>						
8000 General Fund	-	-	-	-	-	-
3400 Other Funds Ltd	550,199	499,816	(7,602)	492,214	424,644	421,690
<b>TOTAL ENDING BALANCE</b>	<b>\$550,199</b>	<b>\$499,816</b>	<b>(\$7,602)</b>	<b>\$492,214</b>	<b>\$424,644</b>	<b>\$421,690</b>
<b>AUTHORIZED POSITIONS</b>						
8150 Class/Unclass Positions	16	16	-	16	18	18
<b>AUTHORIZED FTE POSITIONS</b>						
8250 Class/Unclass FTE Positions	15.79	15.79	-	15.79	18.00	18.00

Public Defense Svcs Comm

Description	2015-17 Base Budget	Essential Packages	2015-17 Current Service Level	Policy Packages	2015-17 Agency Request Budget
<b>BEGINNING BALANCE</b>					
<b>0025 Beginning Balance</b>					
3400 Other Funds Ltd	550,199	-	550,199	-	550,199
<b>REVENUE CATEGORIES</b>					
<b>GENERAL FUND APPROPRIATION</b>					
<b>0050 General Fund Appropriation</b>					
8000 General Fund	250,302,512	15,292,619	265,595,131	52,464,285	318,059,416
<b>TRANSFERS IN</b>					
<b>1010 Transfer In - Intrafund</b>					
3400 Other Funds Ltd	3,291,980	-	3,291,980	-	3,291,980
<b>1198 Tsfr From Judicial Dept</b>					
3400 Other Funds Ltd	3,705,255	-	3,705,255	-	3,705,255
<b>TOTAL TRANSFERS IN</b>					
3400 Other Funds Ltd	6,997,235	-	6,997,235	-	6,997,235
<b>TOTAL REVENUES</b>					
8000 General Fund	250,302,512	15,292,619	265,595,131	52,464,285	318,059,416
3400 Other Funds Ltd	6,997,235	-	6,997,235	-	6,997,235
<b>TOTAL REVENUES</b>	<b>\$257,299,747</b>	<b>\$15,292,619</b>	<b>\$272,592,366</b>	<b>\$52,464,285</b>	<b>\$325,056,651</b>
<b>TRANSFERS OUT</b>					
<b>2010 Transfer Out - Intrafund</b>					
3400 Other Funds Ltd	(3,291,980)	-	(3,291,980)	-	(3,291,980)
<b>AVAILABLE REVENUES</b>					
8000 General Fund	250,302,512	15,292,619	265,595,131	52,464,285	318,059,416

Detail Revenues & Expenditures - Requested Budget  
2015-17 Biennium

Version: V - 01 - Agency Request Budget  
Cross Reference Number: 40400-000-00-00-00000

Public Defense Svcs Comm

Description	2015-17 Base Budget	Essential Packages	2015-17 Current Service Level	Policy Packages	2015-17 Agency Request Budget
3400 Other Funds Ltd	4,255,454	-	4,255,454	-	4,255,454
<b>TOTAL AVAILABLE REVENUES</b>	<b>\$254,557,966</b>	<b>\$15,292,619</b>	<b>\$269,850,585</b>	<b>\$52,464,285</b>	<b>\$322,314,870</b>

EXPENDITURES

PERSONAL SERVICES

SALARIES & WAGES

3110 Class/Unclass Sal. and Per Diem

8000 General Fund	11,341,842	-	11,341,842	205,656	11,547,498
3400 Other Funds Ltd	358,113	-	358,113	-	358,113
All Funds	11,699,955	-	11,699,955	205,656	11,905,611

OTHER PAYROLL EXPENSES

3210 Empl. Rel. Bd. Assessments

8000 General Fund	3,235	-	3,235	88	3,323
3400 Other Funds Ltd	109	-	109	-	109
All Funds	3,344	-	3,344	88	3,432

3220 Public Employees' Retire Cont

8000 General Fund	1,790,869	-	1,790,869	32,473	1,823,342
3400 Other Funds Ltd	56,547	-	56,547	-	56,547
All Funds	1,847,416	-	1,847,416	32,473	1,879,889

3221 Pension Obligation Bond

8000 General Fund	650,345	51,597	701,942	-	701,942
3400 Other Funds Ltd	19,209	2,954	22,163	-	22,163
All Funds	669,554	54,551	724,105	-	724,105

3230 Social Security Taxes

Detail Revenues & Expenditures - Requested Budget  
2015-17 Biennium

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Public Defense Svcs Comm

Description	2015-17 Base Budget	Essential Packages	2015-17 Current Service Level	Policy Packages	2015-17 Agency Request Budget
8000 General Fund	864,692	-	864,692	15,733	880,425
3400 Other Funds Ltd	27,395	-	27,395	-	27,395
All Funds	892,087	-	892,087	15,733	907,820
<b>3240 Unemployment Assessments</b>					
8000 General Fund	9,437	283	9,720	-	9,720
<b>3250 Worker's Comp. Assess. (WCD)</b>					
8000 General Fund	5,074	-	5,074	138	5,212
3400 Other Funds Ltd	170	-	170	-	170
All Funds	5,244	-	5,244	138	5,382
<b>3260 Mass Transit Tax</b>					
8000 General Fund	65,500	-	65,500	-	65,500
3400 Other Funds Ltd	1,935	-	1,935	-	1,935
All Funds	67,435	-	67,435	-	67,435
<b>3270 Flexible Benefits</b>					
8000 General Fund	2,214,248	-	2,214,248	61,056	2,275,304
3400 Other Funds Ltd	75,352	-	75,352	-	75,352
All Funds	2,289,600	-	2,289,600	61,056	2,350,656
<b>3280 Other OPE</b>					
8000 General Fund	-	-	-	1,544,492	1,544,492
3400 Other Funds Ltd	-	-	-	7,801	7,801
All Funds	-	-	-	1,552,293	1,552,293
<b>TOTAL OTHER PAYROLL EXPENSES</b>					
8000 General Fund	5,603,400	51,880	5,655,280	1,653,980	7,309,260

**Public Defense Svcs Comm**

**Agency Number: 40400**

**Detail Revenues & Expenditures - Requested Budget  
2015-17 Biennium**

**Version: V - 01 - Agency Request Budget  
Cross Reference Number: 40400-000-00-00-00000**

**Public Defense Svcs Comm**

Description	2015-17 Base Budget	Essential Packages	2015-17 Current Service Level	Policy Packages	2015-17 Agency Request Budget
3400 Other Funds Ltd	180,717	2,954	183,671	7,801	191,472
<b>TOTAL OTHER PAYROLL EXPENSES</b>	<b>\$5,784,117</b>	<b>\$54,834</b>	<b>\$5,838,951</b>	<b>\$1,661,781</b>	<b>\$7,500,732</b>
<b>TOTAL PERSONAL SERVICES</b>					
8000 General Fund	16,945,242	51,880	16,997,122	1,859,636	18,856,758
3400 Other Funds Ltd	538,830	2,954	541,784	7,801	549,585
<b>TOTAL PERSONAL SERVICES</b>	<b>\$17,484,072</b>	<b>\$54,834</b>	<b>\$17,538,906</b>	<b>\$1,867,437</b>	<b>\$19,406,343</b>
<b>SERVICES &amp; SUPPLIES</b>					
<b>4100 Instate Travel</b>					
8000 General Fund	31,691	950	32,641	-	32,641
<b>4125 Out of State Travel</b>					
8000 General Fund	5,000	150	5,150	-	5,150
<b>4150 Employee Training</b>					
8000 General Fund	116,509	3,495	120,004	-	120,004
<b>4175 Office Expenses</b>					
8000 General Fund	182,025	5,461	187,486	-	187,486
<b>4200 Telecommunications</b>					
8000 General Fund	56,397	73,940	130,337	31,901	162,238
<b>4225 State Gov. Service Charges</b>					
8000 General Fund	224,992	27,365	252,357	-	252,357
<b>4250 Data Processing</b>					
8000 General Fund	82,975	2,489	85,464	-	85,464
<b>4275 Publicity and Publications</b>					
8000 General Fund	5,560	166	5,726	-	5,726

Public Defense Svcs Comm

Description	2015-17 Base Budget	Essential Packages	2015-17 Current Service Level	Policy Packages	2015-17 Agency Request Budget
<b>4300 Professional Services</b>					
8000 General Fund	231,543,695	15,054,447	246,598,142	50,156,532	296,754,674
3400 Other Funds Ltd	1,260,000	63,224	1,323,224	(1,200,000)	123,224
All Funds	232,803,695	15,117,671	247,921,366	48,956,532	296,877,898
<b>4315 IT Professional Services</b>					
8000 General Fund	51,401	1,696	53,097	-	53,097
<b>4325 Attorney General</b>					
8000 General Fund	20,842	4,002	24,844	-	24,844
<b>4400 Dues and Subscriptions</b>					
8000 General Fund	13,837	415	14,252	-	14,252
<b>4425 Facilities Rental and Taxes</b>					
8000 General Fund	804,481	35,397	839,878	360,000	1,199,878
<b>4650 Other Services and Supplies</b>					
8000 General Fund	132,949	28,219	161,168	-	161,168
<b>4700 Expendable Prop 250 - 5000</b>					
8000 General Fund	22,000	660	22,660	56,216	78,876
<b>4715 IT Expendable Property</b>					
8000 General Fund	62,916	1,887	64,803	-	64,803
<b>TOTAL SERVICES &amp; SUPPLIES</b>					
8000 General Fund	233,357,270	15,240,739	248,598,009	50,604,649	299,202,658
3400 Other Funds Ltd	1,260,000	63,224	1,323,224	(1,200,000)	123,224
<b>TOTAL SERVICES &amp; SUPPLIES</b>	<b>\$234,617,270</b>	<b>\$15,303,963</b>	<b>\$249,921,233</b>	<b>\$49,404,649</b>	<b>\$299,325,882</b>

SPECIAL PAYMENTS

**Public Defense Svcs Comm**

**Agency Number: 40400**

**Detail Revenues & Expenditures - Requested Budget**

**Version: V - 01 - Agency Request Budget**

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**Public Defense Svcs Comm**

Description	2015-17 Base Budget	Essential Packages	2015-17 Current Service Level	Policy Packages	2015-17 Agency Request Budget
<b>6198 Spc Pmt to Judicial Dept</b>					
3400 Other Funds Ltd	2,722,500	446,256	3,168,756	-	3,168,756
<b>TOTAL EXPENDITURES</b>					
8000 General Fund	250,302,512	15,292,619	265,595,131	52,464,285	318,059,416
3400 Other Funds Ltd	4,521,330	512,434	5,033,764	(1,192,199)	3,841,565
<b>TOTAL EXPENDITURES</b>	<b>\$254,823,842</b>	<b>\$15,805,053</b>	<b>\$270,628,895</b>	<b>\$51,272,086</b>	<b>\$321,900,981</b>
<b>ENDING BALANCE</b>					
3400 Other Funds Ltd	(265,876)	(512,434)	(778,310)	1,192,199	413,889
<b>AUTHORIZED POSITIONS</b>					
8150 Class/Unclass Positions	76	-	76	2	78
<b>AUTHORIZED FTE</b>					
8250 Class/Unclass FTE Positions	75.11	-	75.11	2.00	77.11



Detail Revenues & Expenditures - Requested Budget  
 2015-17 Biennium  
 Appellate Division

Version: V - 01 - Agency Request Budget  
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Description	2015-17 Base Budget	Essential Packages	2015-17 Current Service Level	Policy Packages	2015-17 Agency Request Budget
<b>REVENUE CATEGORIES</b>					
<b>GENERAL FUND APPROPRIATION</b>					
<b>0050 General Fund Appropriation</b>					
8000 General Fund	15,013,203	170,552	15,183,755	1,751,436	16,935,191
<b>AVAILABLE REVENUES</b>					
8000 General Fund	15,013,203	170,552	15,183,755	1,751,436	16,935,191
<b>EXPENDITURES</b>					
<b>PERSONAL SERVICES</b>					
<b>SALARIES &amp; WAGES</b>					
<b>3110 Class/Unclass Sal. and Per Diem</b>					
8000 General Fund	9,127,131	-	9,127,131	-	9,127,131
<b>OTHER PAYROLL EXPENSES</b>					
<b>3210 Empl. Rel. Bd. Assessments</b>					
8000 General Fund	2,552	-	2,552	-	2,552
<b>3220 Public Employees' Retire Cont</b>					
8000 General Fund	1,441,166	-	1,441,166	-	1,441,166
<b>3221 Pension Obligation Bond</b>					
8000 General Fund	534,318	30,556	564,874	-	564,874
<b>3230 Social Security Taxes</b>					
8000 General Fund	697,442	-	697,442	-	697,442
<b>3240 Unemployment Assessments</b>					
8000 General Fund	9,437	283	9,720	-	9,720
<b>3250 Worker's Comp. Assess. (WCD)</b>					

Detail Revenues & Expenditures - Requested Budget  
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 Appellate Division

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Description	2015-17 Base Budget	Essential Packages	2015-17 Current Service Level	Policy Packages	2015-17 Agency Request Budget
8000 General Fund	4,002	-	4,002	-	4,002
<b>3260 Mass Transit Tax</b>					
8000 General Fund	53,814	-	53,814	-	53,814
<b>3270 Flexible Benefits</b>					
8000 General Fund	1,740,096	-	1,740,096	-	1,740,096
<b>3280 Other OPE</b>					
8000 General Fund	-	-	-	1,397,424	1,397,424
<b>TOTAL OTHER PAYROLL EXPENSES</b>					
8000 General Fund	4,482,827	30,839	4,513,666	1,397,424	5,911,090
<b>TOTAL PERSONAL SERVICES</b>					
8000 General Fund	13,609,958	30,839	13,640,797	1,397,424	15,038,221
<b>SERVICES &amp; SUPPLIES</b>					
<b>4100 Instate Travel</b>					
8000 General Fund	21,209	636	21,845	-	21,845
<b>4125 Out of State Travel</b>					
8000 General Fund	5,000	150	5,150	-	5,150
<b>4150 Employee Training</b>					
8000 General Fund	110,831	3,325	114,156	-	114,156
<b>4175 Office Expenses</b>					
8000 General Fund	151,731	4,552	156,283	-	156,283
<b>4200 Telecommunications</b>					
8000 General Fund	32,035	55,291	87,326	25,202	112,528
<b>4225 State Gov. Service Charges</b>					

Detail Revenues & Expenditures - Requested Budget  
 2015-17 Biennium  
 Appellate Division

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Description	2015-17 Base Budget	Essential Packages	2015-17 Current Service Level	Policy Packages	2015-17 Agency Request Budget
8000 General Fund	149,577	19,502	169,079	-	169,079
<b>4250 Data Processing</b>					
8000 General Fund	80,279	2,408	82,687	-	82,687
<b>4275 Publicity and Publications</b>					
8000 General Fund	4,280	128	4,408	-	4,408
<b>4300 Professional Services</b>					
8000 General Fund	4,438	146	4,584	-	4,584
<b>4315 IT Professional Services</b>					
8000 General Fund	36,598	1,208	37,806	-	37,806
<b>4325 Attorney General</b>					
8000 General Fund	20,842	4,002	24,844	-	24,844
<b>4400 Dues and Subscriptions</b>					
8000 General Fund	12,608	378	12,986	-	12,986
<b>4425 Facilities Rental and Taxes</b>					
8000 General Fund	609,873	26,834	636,707	284,400	921,107
<b>4650 Other Services and Supplies</b>					
8000 General Fund	89,076	18,907	107,983	-	107,983
<b>4700 Expendable Prop 250 - 5000</b>					
8000 General Fund	20,000	600	20,600	44,410	65,010
<b>4715 IT Expendable Property</b>					
8000 General Fund	54,868	1,646	56,514	-	56,514
<b>TOTAL SERVICES &amp; SUPPLIES</b>					
8000 General Fund	1,403,245	139,713	1,542,958	354,012	1,896,970

**Detail Revenues & Expenditures - Requested Budget  
2015-17 Biennium  
Appellate Division**

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Description	2015-17 Base Budget	Essential Packages	2015-17 Current Service Level	Policy Packages	2015-17 Agency Request Budget
<b>TOTAL EXPENDITURES</b>					
8000 General Fund	15,013,203	170,552	15,183,755	1,751,436	16,935,191
<b>AUTHORIZED POSITIONS</b>					
8150 Class/Unclass Positions	58	-	58	-	58
<b>AUTHORIZED FTE</b>					
8250 Class/Unclass FTE Positions	57.11	-	57.11	-	57.11

Detail Revenues & Expenditures - Requested Budget  
 2015-17 Biennium  
 Professional Services Account

Version: V - 01 - Agency Request Budget  
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Description	2015-17 Base Budget	Essential Packages	2015-17 Current Service Level	Policy Packages	2015-17 Agency Request Budget
<b>REVENUE CATEGORIES</b>					
<b>GENERAL FUND APPROPRIATION</b>					
<b>0050 General Fund Appropriation</b>					
8000 General Fund	231,535,855	15,054,189	246,590,044	50,156,532	296,746,576
<b>TRANSFERS IN</b>					
<b>1010 Transfer In - Intrafund</b>					
3400 Other Funds Ltd	3,291,980	-	3,291,980	-	3,291,980
<b>TOTAL REVENUES</b>					
8000 General Fund	231,535,855	15,054,189	246,590,044	50,156,532	296,746,576
3400 Other Funds Ltd	3,291,980	-	3,291,980	-	3,291,980
<b>TOTAL REVENUES</b>	<b>\$234,827,835</b>	<b>\$15,054,189</b>	<b>\$249,882,024</b>	<b>\$50,156,532</b>	<b>\$300,038,556</b>
<b>AVAILABLE REVENUES</b>					
8000 General Fund	231,535,855	15,054,189	246,590,044	50,156,532	296,746,576
3400 Other Funds Ltd	3,291,980	-	3,291,980	-	3,291,980
<b>TOTAL AVAILABLE REVENUES</b>	<b>\$234,827,835</b>	<b>\$15,054,189</b>	<b>\$249,882,024</b>	<b>\$50,156,532</b>	<b>\$300,038,556</b>
<b>EXPENDITURES</b>					
<b>SERVICES &amp; SUPPLIES</b>					
<b>4300 Professional Services</b>					
8000 General Fund	231,535,855	15,054,189	246,590,044	50,156,532	296,746,576
3400 Other Funds Ltd	1,260,000	63,224	1,323,224	(1,200,000)	123,224
All Funds	232,795,855	15,117,413	247,913,268	48,956,532	296,869,800
<b>SPECIAL PAYMENTS</b>					
<b>6198 Spc Pmt to Judicial Dept</b>					

Detail Revenues & Expenditures - Requested Budget

Version: V - 01 - Agency Request Budget

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Professional Services Account

Description	2015-17 Base Budget	Essential Packages	2015-17 Current Service Level	Policy Packages	2015-17 Agency Request Budget
3400 Other Funds Ltd	2,722,500	446,256	3,168,756	-	3,168,756
<b>TOTAL EXPENDITURES</b>					
8000 General Fund	231,535,855	15,054,189	246,590,044	50,156,532	296,746,576
3400 Other Funds Ltd	3,982,500	509,480	4,491,980	(1,200,000)	3,291,980
<b>TOTAL EXPENDITURES</b>	<b>\$235,518,355</b>	<b>\$15,563,669</b>	<b>\$251,082,024</b>	<b>\$48,956,532</b>	<b>\$300,038,556</b>
<b>ENDING BALANCE</b>					
3400 Other Funds Ltd	(690,520)	(509,480)	(1,200,000)	1,200,000	-

Detail Revenues & Expenditures - Requested Budget  
 2015-17 Biennium  
 Contract & Business Svcs. Div.

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Description	2015-17 Base Budget	Essential Packages	2015-17 Current Service Level	Policy Packages	2015-17 Agency Request Budget
<b>BEGINNING BALANCE</b>					
<b>0025 Beginning Balance</b>					
3400 Other Funds Ltd	550,199	-	550,199	-	550,199
<b>REVENUE CATEGORIES</b>					
<b>GENERAL FUND APPROPRIATION</b>					
<b>0050 General Fund Appropriation</b>					
8000 General Fund	3,753,454	67,878	3,821,332	556,317	4,377,649
<b>TRANSFERS IN</b>					
<b>1198 Tsfr From Judicial Dept</b>					
3400 Other Funds Ltd	3,705,255	-	3,705,255	-	3,705,255
<b>TOTAL REVENUES</b>					
8000 General Fund	3,753,454	67,878	3,821,332	556,317	4,377,649
3400 Other Funds Ltd	3,705,255	-	3,705,255	-	3,705,255
<b>TOTAL REVENUES</b>	<b>\$7,458,709</b>	<b>\$67,878</b>	<b>\$7,526,587</b>	<b>\$556,317</b>	<b>\$8,082,904</b>
<b>TRANSFERS OUT</b>					
<b>2010 Transfer Out - Intrafund</b>					
3400 Other Funds Ltd	(3,291,980)	-	(3,291,980)	-	(3,291,980)
<b>AVAILABLE REVENUES</b>					
8000 General Fund	3,753,454	67,878	3,821,332	556,317	4,377,649
3400 Other Funds Ltd	963,474	-	963,474	-	963,474
<b>TOTAL AVAILABLE REVENUES</b>	<b>\$4,716,928</b>	<b>\$67,878</b>	<b>\$4,784,806</b>	<b>\$556,317</b>	<b>\$5,341,123</b>
<b>EXPENDITURES</b>					
<b>PERSONAL SERVICES</b>					

Detail Revenues & Expenditures - Requested Budget  
 2015-17 Biennium  
 Contract & Business Svcs. Div.

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Description	2015-17 Base Budget	Essential Packages	2015-17 Current Service Level	Policy Packages	2015-17 Agency Request Budget
<b>SALARIES &amp; WAGES</b>					
<b>3110 Class/Unclass Sal. and Per Diem</b>					
8000 General Fund	2,214,711	-	2,214,711	205,656	2,420,367
3400 Other Funds Ltd	358,113	-	358,113	-	358,113
All Funds	2,572,824	-	2,572,824	205,656	2,778,480
<b>OTHER PAYROLL EXPENSES</b>					
<b>3210 Empl. Rel. Bd. Assessments</b>					
8000 General Fund	683	-	683	88	771
3400 Other Funds Ltd	109	-	109	-	109
All Funds	792	-	792	88	880
<b>3220 Public Employees' Retire Cont</b>					
8000 General Fund	349,703	-	349,703	32,473	382,176
3400 Other Funds Ltd	56,547	-	56,547	-	56,547
All Funds	406,250	-	406,250	32,473	438,723
<b>3221 Pension Obligation Bond</b>					
8000 General Fund	116,027	21,041	137,068	-	137,068
3400 Other Funds Ltd	19,209	2,954	22,163	-	22,163
All Funds	135,236	23,995	159,231	-	159,231
<b>3230 Social Security Taxes</b>					
8000 General Fund	167,250	-	167,250	15,733	182,983
3400 Other Funds Ltd	27,395	-	27,395	-	27,395
All Funds	194,645	-	194,645	15,733	210,378
<b>3250 Worker's Comp. Assess. (WCD)</b>					



Detail Revenues & Expenditures - Requested Budget

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Contract & Business Svcs. Div.

Description	2015-17 Base Budget	Essential Packages	2015-17 Current Service Level	Policy Packages	2015-17 Agency Request Budget
8000 General Fund	1,072	-	1,072	138	1,210
3400 Other Funds Ltd	170	-	170	-	170
All Funds	1,242	-	1,242	138	1,380
<b>3260 Mass Transit Tax</b>					
8000 General Fund	11,686	-	11,686	-	11,686
3400 Other Funds Ltd	1,935	-	1,935	-	1,935
All Funds	13,621	-	13,621	-	13,621
<b>3270 Flexible Benefits</b>					
8000 General Fund	474,152	-	474,152	61,056	535,208
3400 Other Funds Ltd	75,352	-	75,352	-	75,352
All Funds	549,504	-	549,504	61,056	610,560
<b>3280 Other OPE</b>					
8000 General Fund	-	-	-	147,068	147,068
3400 Other Funds Ltd	-	-	-	7,801	7,801
All Funds	-	-	-	154,869	154,869
<b>TOTAL OTHER PAYROLL EXPENSES</b>					
8000 General Fund	1,120,573	21,041	1,141,614	256,556	1,398,170
3400 Other Funds Ltd	180,717	2,954	183,671	7,801	191,472
<b>TOTAL OTHER PAYROLL EXPENSES</b>	<b>\$1,301,290</b>	<b>\$23,995</b>	<b>\$1,325,285</b>	<b>\$264,357</b>	<b>\$1,589,642</b>
<b>TOTAL PERSONAL SERVICES</b>					
8000 General Fund	3,335,284	21,041	3,356,325	462,212	3,818,537
3400 Other Funds Ltd	538,830	2,954	541,784	7,801	549,585
<b>TOTAL PERSONAL SERVICES</b>	<b>\$3,874,114</b>	<b>\$23,995</b>	<b>\$3,898,109</b>	<b>\$470,013</b>	<b>\$4,368,122</b>

Detail Revenues & Expenditures - Requested Budget  
 2015-17 Biennium  
 Contract & Business Svcs. Div.

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Description	2015-17 Base Budget	Essential Packages	2015-17 Current Service Level	Policy Packages	2015-17 Agency Request Budget
<b>SERVICES &amp; SUPPLIES</b>					
<b>4100 Instate Travel</b>					
8000 General Fund	10,482	314	10,796	-	10,796
<b>4150 Employee Training</b>					
8000 General Fund	5,678	170	5,848	-	5,848
<b>4175 Office Expenses</b>					
8000 General Fund	30,294	909	31,203	-	31,203
<b>4200 Telecommunications</b>					
8000 General Fund	24,362	18,649	43,011	6,699	49,710
<b>4225 State Gov. Service Charges</b>					
8000 General Fund	75,415	7,863	83,278	-	83,278
<b>4250 Data Processing</b>					
8000 General Fund	2,696	81	2,777	-	2,777
<b>4275 Publicity and Publications</b>					
8000 General Fund	1,280	38	1,318	-	1,318
<b>4300 Professional Services</b>					
8000 General Fund	3,402	112	3,514	-	3,514
<b>4315 IT Professional Services</b>					
8000 General Fund	14,803	488	15,291	-	15,291
<b>4400 Dues and Subscriptions</b>					
8000 General Fund	1,229	37	1,266	-	1,266
<b>4425 Facilities Rental and Taxes</b>					
8000 General Fund	194,608	8,563	203,171	75,600	278,771

Detail Revenues & Expenditures - Requested Budget  
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 Contract & Business Svcs. Div.

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Description	2015-17 Base Budget	Essential Packages	2015-17 Current Service Level	Policy Packages	2015-17 Agency Request Budget
<b>4650 Other Services and Supplies</b>					
8000 General Fund	43,873	9,312	53,185	-	53,185
<b>4700 Expendable Prop 250 - 5000</b>					
8000 General Fund	2,000	60	2,060	11,806	13,866
<b>4715 IT Expendable Property</b>					
8000 General Fund	8,048	241	8,289	-	8,289
<b>TOTAL SERVICES &amp; SUPPLIES</b>					
8000 General Fund	418,170	46,837	465,007	94,105	559,112
<b>TOTAL EXPENDITURES</b>					
8000 General Fund	3,753,454	67,878	3,821,332	556,317	4,377,649
3400 Other Funds Ltd	538,830	2,954	541,784	7,801	549,585
<b>TOTAL EXPENDITURES</b>	<b>\$4,292,284</b>	<b>\$70,832</b>	<b>\$4,363,116</b>	<b>\$564,118</b>	<b>\$4,927,234</b>
<b>ENDING BALANCE</b>					
3400 Other Funds Ltd	424,644	(2,954)	421,690	(7,801)	413,889
<b>AUTHORIZED POSITIONS</b>					
8150 Class/Unclass Positions	18	-	18	2	20
<b>AUTHORIZED FTE</b>					
8250 Class/Unclass FTE Positions	18.00	-	18.00	2.00	20.00

BDV004B  
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 Public Defense Svcs Comm

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Description	Total Essential Packages	Pkg: 010 Non-PICS Psnl Svc / Vacancy Factor  Priority: 00	Pkg: 021 Phase-in  Priority: 00	Pkg: 031 Standard Inflation  Priority: 00	Pkg: 032 Above Standard Inflation  Priority: 00	Pkg: 040 Mandated Caseload  Priority: 00
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REVENUE CATEGORIES

GENERAL FUND APPROPRIATION

0050 General Fund Appropriation

8000 General Fund	15,292,619	51,880	3,436,193	7,035,970	2,359,870	2,408,706
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AVAILABLE REVENUES

8000 General Fund	15,292,619	51,880	3,436,193	7,035,970	2,359,870	2,408,706
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<b>TOTAL AVAILABLE REVENUES</b>	<b>\$15,292,619</b>	<b>\$51,880</b>	<b>\$3,436,193</b>	<b>\$7,035,970</b>	<b>\$2,359,870</b>	<b>\$2,408,706</b>
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EXPENDITURES

PERSONAL SERVICES

OTHER PAYROLL EXPENSES

3221 Pension Obligation Bond

8000 General Fund	51,597	51,597	-	-	-	-
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3400 Other Funds Ltd	2,954	2,954	-	-	-	-
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All Funds	54,551	54,551	-	-	-	-
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3240 Unemployment Assessments

8000 General Fund	283	283	-	-	-	-
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OTHER PAYROLL EXPENSES

8000 General Fund	51,880	51,880	-	-	-	-
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3400 Other Funds Ltd	2,954	2,954	-	-	-	-
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<b>TOTAL OTHER PAYROLL EXPENSES</b>	<b>\$54,834</b>	<b>\$54,834</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
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SERVICES & SUPPLIES

4100 Instate Travel

BDV004B  
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 Public Defense Svcs Comm

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Description	Total Essential Packages	Pkg: 010	Pkg: 021	Pkg: 031	Pkg: 032	Pkg: 040
		Non-PICS Psnl Svc / Vacancy Factor	Phase-in	Standard Inflation	Above Standard Inflation	Mandated Caseload
		Priority: 00	Priority: 00	Priority: 00	Priority: 00	Priority: 00
8000 General Fund	950	-	-	950	-	-
<b>4125 Out of State Travel</b>						
8000 General Fund	150	-	-	150	-	-
<b>4150 Employee Training</b>						
8000 General Fund	3,495	-	-	3,495	-	-
<b>4175 Office Expenses</b>						
8000 General Fund	5,461	-	-	5,461	-	-
<b>4200 Telecommunications</b>						
8000 General Fund	73,940	-	-	1,692	72,248	-
<b>4225 State Gov. Service Charges</b>						
8000 General Fund	27,365	-	-	27,365	-	-
<b>4250 Data Processing</b>						
8000 General Fund	2,489	-	-	2,489	-	-
<b>4275 Publicity and Publications</b>						
8000 General Fund	166	-	-	166	-	-
<b>4300 Professional Services</b>						
8000 General Fund	15,054,447	-	3,436,193	6,946,311	2,263,237	2,408,706
3400 Other Funds Ltd	63,224	-	-	37,800	12,316	13,108
All Funds	15,117,671	-	3,436,193	6,984,111	2,275,553	2,421,814
<b>4315 IT Professional Services</b>						
8000 General Fund	1,696	-	-	1,542	154	-
<b>4325 Attorney General</b>						
8000 General Fund	4,002	-	-	4,002	-	-

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Description	Total Essential Packages	Pkg: 010 Non-PICS Psnl Svc / Vacancy Factor	Pkg: 021 Phase-in	Pkg: 031 Standard Inflation	Pkg: 032 Above Standard Inflation	Pkg: 040 Mandated Caseload
		Priority: 00	Priority: 00	Priority: 00	Priority: 00	Priority: 00
<b>4400 Dues and Subscriptions</b>						
8000 General Fund	415	-	-	415	-	-
<b>4425 Facilities Rental and Taxes</b>						
8000 General Fund	35,397	-	-	35,397	-	-
<b>4650 Other Services and Supplies</b>						
8000 General Fund	28,219	-	-	3,988	24,231	-
<b>4700 Expendable Prop 250 - 5000</b>						
8000 General Fund	660	-	-	660	-	-
<b>4715 IT Expendable Property</b>						
8000 General Fund	1,887	-	-	1,887	-	-
<b>SERVICES &amp; SUPPLIES</b>						
8000 General Fund	15,240,739	-	3,436,193	7,035,970	2,359,870	2,408,706
3400 Other Funds Ltd	63,224	-	-	37,800	12,316	13,108
<b>TOTAL SERVICES &amp; SUPPLIES</b>	<b>\$15,303,963</b>	-	<b>\$3,436,193</b>	<b>\$7,073,770</b>	<b>\$2,372,186</b>	<b>\$2,421,814</b>
<b>SPECIAL PAYMENTS</b>						
<b>6198 Spc Pmt to Judicial Dept</b>						
3400 Other Funds Ltd	446,256	-	-	81,675	364,581	-
<b>EXPENDITURES</b>						
8000 General Fund	15,292,619	51,880	3,436,193	7,035,970	2,359,870	2,408,706
3400 Other Funds Ltd	512,434	2,954	-	119,475	376,897	13,108
<b>TOTAL EXPENDITURES</b>	<b>\$15,805,053</b>	<b>\$54,834</b>	<b>\$3,436,193</b>	<b>\$7,155,445</b>	<b>\$2,736,767</b>	<b>\$2,421,814</b>

**ENDING BALANCE**

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Description	Total Essential Packages	Pkg: 010 Non-PICS Psnl Svc / Vacancy Factor  Priority: 00	Pkg: 021 Phase-in  Priority: 00	Pkg: 031 Standard Inflation  Priority: 00	Pkg: 032 Above Standard Inflation  Priority: 00	Pkg: 040 Mandated Caseload  Priority: 00
8000 General Fund	-	-	-	-	-	-
3400 Other Funds Ltd	(512,434)	(2,954)	-	(119,475)	(376,897)	(13,108)
<b>TOTAL ENDING BALANCE</b>	<b>(\$512,434)</b>	<b>(\$2,954)</b>	-	<b>(\$119,475)</b>	<b>(\$376,897)</b>	<b>(\$13,108)</b>

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Description	Total Essential Packages	Pkg: 010 Non-PICS Psnl Svc / Vacancy Factor  Priority: 00	Pkg: 031 Standard Inflation  Priority: 00	Pkg: 032 Above Standard Inflation  Priority: 00		
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**REVENUE CATEGORIES**

**GENERAL FUND APPROPRIATION**

**0050 General Fund Appropriation**

8000 General Fund	170,552	30,839	69,025	70,688
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**AVAILABLE REVENUES**

8000 General Fund	170,552	30,839	69,025	70,688
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**TOTAL AVAILABLE REVENUES**

<b>\$170,552</b>	<b>\$30,839</b>	<b>\$69,025</b>	<b>\$70,688</b>
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**EXPENDITURES**

**PERSONAL SERVICES**

**OTHER PAYROLL EXPENSES**

**3221 Pension Obligation Bond**

8000 General Fund	30,556	30,556	-	-
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**3240 Unemployment Assessments**

8000 General Fund	283	283	-	-
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**OTHER PAYROLL EXPENSES**

8000 General Fund	30,839	30,839	-	-
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**TOTAL OTHER PAYROLL EXPENSES**

<b>\$30,839</b>	<b>\$30,839</b>	-	-
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**SERVICES & SUPPLIES**

**4100 Instate Travel**

8000 General Fund	636	-	636	-
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**4125 Out of State Travel**

8000 General Fund	150	-	150	-
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Description	Total Essential Packages	Pkg: 010 Non-PICS Psnl Svc / Vacancy Factor	Pkg: 031 Standard Inflation	Pkg: 032 Above Standard Inflation		
		Priority: 00	Priority: 00	Priority: 00		
<b>4150 Employee Training</b>						
8000 General Fund	3,325	-	3,325	-		
<b>4175 Office Expenses</b>						
8000 General Fund	4,552	-	4,552	-		
<b>4200 Telecommunications</b>						
8000 General Fund	55,291	-	961	54,330		
<b>4225 State Gov. Service Charges</b>						
8000 General Fund	19,502	-	19,502	-		
<b>4250 Data Processing</b>						
8000 General Fund	2,408	-	2,408	-		
<b>4275 Publicity and Publications</b>						
8000 General Fund	128	-	128	-		
<b>4300 Professional Services</b>						
8000 General Fund	146	-	133	13		
<b>4315 IT Professional Services</b>						
8000 General Fund	1,208	-	1,098	110		
<b>4325 Attorney General</b>						
8000 General Fund	4,002	-	4,002	-		
<b>4400 Dues and Subscriptions</b>						
8000 General Fund	378	-	378	-		
<b>4425 Facilities Rental and Taxes</b>						
8000 General Fund	26,834	-	26,834	-		
<b>4650 Other Services and Supplies</b>						

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Description	Total Essential Packages	Pkg: 010	Pkg: 031	Pkg: 032		
		Non-PICS Psnl Svc / Vacancy Factor	Standard Inflation	Above Standard Inflation		
		Priority: 00	Priority: 00	Priority: 00		
8000 General Fund	18,907	-	2,672	16,235		
<b>4700 Expendable Prop 250 - 5000</b>						
8000 General Fund	600	-	600	-		
<b>4715 IT Expendable Property</b>						
8000 General Fund	1,646	-	1,646	-		
<b>SERVICES &amp; SUPPLIES</b>						
8000 General Fund	139,713	-	69,025	70,688		
<b>TOTAL SERVICES &amp; SUPPLIES</b>	<b>\$139,713</b>	<b>-</b>	<b>\$69,025</b>	<b>\$70,688</b>		
<b>EXPENDITURES</b>						
8000 General Fund	170,552	30,839	69,025	70,688		
<b>TOTAL EXPENDITURES</b>	<b>\$170,552</b>	<b>\$30,839</b>	<b>\$69,025</b>	<b>\$70,688</b>		
<b>ENDING BALANCE</b>						
8000 General Fund	-	-	-	-		
<b>TOTAL ENDING BALANCE</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>		

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 Professional Services Account

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Description	Total Essential Packages	Pkg: 021 Phase-in Priority: 00	Pkg: 031 Standard Inflation Priority: 00	Pkg: 032 Above Standard Inflation Priority: 00	Pkg: 040 Mandated Caseload Priority: 00
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REVENUE CATEGORIES

GENERAL FUND APPROPRIATION

0050 General Fund Appropriation

8000 General Fund	15,054,189	3,436,193	6,946,076	2,263,214	2,408,706
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AVAILABLE REVENUES

8000 General Fund	15,054,189	3,436,193	6,946,076	2,263,214	2,408,706
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TOTAL AVAILABLE REVENUES

<b>\$15,054,189</b>	<b>\$3,436,193</b>	<b>\$6,946,076</b>	<b>\$2,263,214</b>	<b>\$2,408,706</b>
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EXPENDITURES

SERVICES & SUPPLIES

4300 Professional Services

8000 General Fund	15,054,189	3,436,193	6,946,076	2,263,214	2,408,706
3400 Other Funds Ltd	63,224	-	37,800	12,316	13,108
All Funds	15,117,413	3,436,193	6,983,876	2,275,530	2,421,814

SPECIAL PAYMENTS

6198 Spc Pmt to Judicial Dept

3400 Other Funds Ltd	446,256	-	81,675	364,581	-
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EXPENDITURES

8000 General Fund	15,054,189	3,436,193	6,946,076	2,263,214	2,408,706
3400 Other Funds Ltd	509,480	-	119,475	376,897	13,108

TOTAL EXPENDITURES

<b>\$15,563,669</b>	<b>\$3,436,193</b>	<b>\$7,065,551</b>	<b>\$2,640,111</b>	<b>\$2,421,814</b>
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ENDING BALANCE

8000 General Fund	-	-	-	-	-
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Professional Services Account

Description	Total Essential Packages	Pkg: 021 Phase-in  Priority: 00	Pkg: 031 Standard Inflation  Priority: 00	Pkg: 032 Above Standard Inflation  Priority: 00	Pkg: 040 Mandated Caseload  Priority: 00	
3400 Other Funds Ltd	(509,480)	-	(119,475)	(376,897)	(13,108)	
<b>TOTAL ENDING BALANCE</b>	<b>(\$509,480)</b>	-	<b>(\$119,475)</b>	<b>(\$376,897)</b>	<b>(\$13,108)</b>	

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Contract & Business Svcs. Div.

Description	Total Essential Packages	Pkg: 010 Non-PICS Psnl Svc / Vacancy Factor  Priority: 00	Pkg: 031 Standard Inflation  Priority: 00	Pkg: 032 Above Standard Inflation  Priority: 00		
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REVENUE CATEGORIES

GENERAL FUND APPROPRIATION

0050 General Fund Appropriation

8000 General Fund	67,878	21,041	20,869	25,968		
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AVAILABLE REVENUES

8000 General Fund	67,878	21,041	20,869	25,968		
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TOTAL AVAILABLE REVENUES

	<b>\$67,878</b>	<b>\$21,041</b>	<b>\$20,869</b>	<b>\$25,968</b>		
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EXPENDITURES

PERSONAL SERVICES

OTHER PAYROLL EXPENSES

3221 Pension Obligation Bond

8000 General Fund	21,041	21,041	-	-		
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3400 Other Funds Ltd	2,954	2,954	-	-		
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All Funds	23,995	23,995	-	-		
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SERVICES & SUPPLIES

4100 Instate Travel

8000 General Fund	314	-	314	-		
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4150 Employee Training

8000 General Fund	170	-	170	-		
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4175 Office Expenses

8000 General Fund	909	-	909	-		
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4200 Telecommunications

8000 General Fund	18,649	-	731	17,918		
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Contract & Business Svcs. Div.

Description	Total Essential Packages	Pkg: 010 Non-PICS Psnl Svc / Vacancy Factor	Pkg: 031 Standard Inflation	Pkg: 032 Above Standard Inflation		
		Priority: 00	Priority: 00	Priority: 00		
<b>4225 State Gov. Service Charges</b>						
8000 General Fund	7,863	-	7,863	-		
<b>4250 Data Processing</b>						
8000 General Fund	81	-	81	-		
<b>4275 Publicity and Publications</b>						
8000 General Fund	38	-	38	-		
<b>4300 Professional Services</b>						
8000 General Fund	112	-	102	10		
<b>4315 IT Professional Services</b>						
8000 General Fund	488	-	444	44		
<b>4400 Dues and Subscriptions</b>						
8000 General Fund	37	-	37	-		
<b>4425 Facilities Rental and Taxes</b>						
8000 General Fund	8,563	-	8,563	-		
<b>4650 Other Services and Supplies</b>						
8000 General Fund	9,312	-	1,316	7,996		
<b>4700 Expendable Prop 250 - 5000</b>						
8000 General Fund	60	-	60	-		
<b>4715 IT Expendable Property</b>						
8000 General Fund	241	-	241	-		
<b>SERVICES &amp; SUPPLIES</b>						
8000 General Fund	46,837	-	20,869	25,968		
<b>TOTAL SERVICES &amp; SUPPLIES</b>	<b>\$46,837</b>	<b>-</b>	<b>\$20,869</b>	<b>\$25,968</b>		

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Contract & Business Svcs. Div.

Description	Total Essential Packages	Pkg: 010 Non-PICS Psnl Svc / Vacancy Factor  Priority: 00	Pkg: 031 Standard Inflation  Priority: 00	Pkg: 032 Above Standard Inflation  Priority: 00		
<b>EXPENDITURES</b>						
8000 General Fund	67,878	21,041	20,869	25,968		
3400 Other Funds Ltd	2,954	2,954	-	-		
<b>TOTAL EXPENDITURES</b>	<b>\$70,832</b>	<b>\$23,995</b>	<b>\$20,869</b>	<b>\$25,968</b>		
<b>ENDING BALANCE</b>						
8000 General Fund	-	-	-	-		
3400 Other Funds Ltd	(2,954)	(2,954)	-	-		
<b>TOTAL ENDING BALANCE</b>	<b>(\$2,954)</b>	<b>(\$2,954)</b>	-	-		

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Description	Total Policy Packages	Pkg: 100 Consistent Rates & Mileage for PD Kors  Priority: 00	Pkg: 101 Public Defense Contractor Parity  Priority: 00	Pkg: 102 Contractor Quality Assurance  Priority: 00	Pkg: 103 Provider Hourly Rate Increases  Priority: 00	Pkg: 104 Juvenile Dependency Improvement  Priority: 00
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REVENUE CATEGORIES

GENERAL FUND APPROPRIATION

0050 General Fund Appropriation

8000 General Fund	52,464,285	7,548,195	21,574,168	4,625,940	9,561,682	5,961,691
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AVAILABLE REVENUES

8000 General Fund	52,464,285	7,548,195	21,574,168	4,625,940	9,561,682	5,961,691
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<b>TOTAL AVAILABLE REVENUES</b>	<b>\$52,464,285</b>	<b>\$7,548,195</b>	<b>\$21,574,168</b>	<b>\$4,625,940</b>	<b>\$9,561,682</b>	<b>\$5,961,691</b>
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EXPENDITURES

PERSONAL SERVICES

SALARIES & WAGES

3110 Class/Unclass Sal. and Per Diem

8000 General Fund	205,656	-	-	-	-	205,656
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OTHER PAYROLL EXPENSES

3210 Empl. Rel. Bd. Assessments

8000 General Fund	88	-	-	-	-	88
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3220 Public Employees Retire Cont

8000 General Fund	32,473	-	-	-	-	32,473
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3230 Social Security Taxes

8000 General Fund	15,733	-	-	-	-	15,733
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3250 Workers Comp. Assess. (WCD)

8000 General Fund	138	-	-	-	-	138
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3270 Flexible Benefits

8000 General Fund	61,056	-	-	-	-	61,056
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Description	Total Policy Packages	Pkg: 100	Pkg: 101	Pkg: 102	Pkg: 103	Pkg: 104
		Consistent Rates & Mileage for PD Kors	Public Defense Contractor Parity	Contractor Quality Assurance	Provider Hourly Rate Increases	Juvenile Dependency Improvement
		Priority: 00	Priority: 00	Priority: 00	Priority: 00	Priority: 00
<b>3280 Other OPE</b>						
8000 General Fund	1,544,492	-	-	-	-	-
3400 Other Funds Ltd	7,801	-	-	-	-	-
All Funds	1,552,293	-	-	-	-	-
<b>OTHER PAYROLL EXPENSES</b>						
8000 General Fund	1,653,980	-	-	-	-	109,488
3400 Other Funds Ltd	7,801	-	-	-	-	-
<b>TOTAL OTHER PAYROLL EXPENSES</b>	<b>\$1,661,781</b>	-	-	-	-	<b>\$109,488</b>
<b>PERSONAL SERVICES</b>						
8000 General Fund	1,859,636	-	-	-	-	315,144
3400 Other Funds Ltd	7,801	-	-	-	-	-
<b>TOTAL PERSONAL SERVICES</b>	<b>\$1,867,437</b>	-	-	-	-	<b>\$315,144</b>
<b>SERVICES &amp; SUPPLIES</b>						
<b>4200 Telecommunications</b>						
8000 General Fund	31,901	-	-	-	-	-
<b>4300 Professional Services</b>						
8000 General Fund	50,156,532	7,548,195	21,574,168	4,625,940	9,561,682	5,646,547
3400 Other Funds Ltd	(1,200,000)	-	-	-	-	-
All Funds	48,956,532	7,548,195	21,574,168	4,625,940	9,561,682	5,646,547
<b>4425 Facilities Rental and Taxes</b>						
8000 General Fund	360,000	-	-	-	-	-
<b>4700 Expendable Prop 250 - 5000</b>						

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Description	Total Policy Packages	Pkg: 100	Pkg: 101	Pkg: 102	Pkg: 103	Pkg: 104
		Consistent Rates & Mileage for PD Kors	Public Defense Contractor Parity	Contractor Quality Assurance	Provider Hourly Rate Increases	Juvenile Dependency Improvement
		Priority: 00	Priority: 00	Priority: 00	Priority: 00	Priority: 00
8000 General Fund	56,216	-	-	-	-	-
<b>SERVICES &amp; SUPPLIES</b>						
8000 General Fund	50,604,649	7,548,195	21,574,168	4,625,940	9,561,682	5,646,547
3400 Other Funds Ltd	(1,200,000)	-	-	-	-	-
<b>TOTAL SERVICES &amp; SUPPLIES</b>	<b>\$49,404,649</b>	<b>\$7,548,195</b>	<b>\$21,574,168</b>	<b>\$4,625,940</b>	<b>\$9,561,682</b>	<b>\$5,646,547</b>
<b>EXPENDITURES</b>						
8000 General Fund	52,464,285	7,548,195	21,574,168	4,625,940	9,561,682	5,961,691
3400 Other Funds Ltd	(1,192,199)	-	-	-	-	-
<b>TOTAL EXPENDITURES</b>	<b>\$51,272,086</b>	<b>\$7,548,195</b>	<b>\$21,574,168</b>	<b>\$4,625,940</b>	<b>\$9,561,682</b>	<b>\$5,961,691</b>
<b>ENDING BALANCE</b>						
8000 General Fund	-	-	-	-	-	-
3400 Other Funds Ltd	1,192,199	-	-	-	-	-
<b>TOTAL ENDING BALANCE</b>	<b>\$1,192,199</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>AUTHORIZED POSITIONS</b>						
8150 Class/Unclass Positions	2	-	-	-	-	2
<b>AUTHORIZED FTE</b>						
8250 Class/Unclass FTE Positions	2.00	-	-	-	-	2.00

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Description	Pkg: 105 Employee Compensation ORS 151.216  Priority: 00	Pkg: 106 Office Space  Priority: 00	Pkg: 107 ACP Revenue Shortfall  Priority: 00	Pkg: 070 Revenue Shortfalls  Priority: 00		
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REVENUE CATEGORIES

GENERAL FUND APPROPRIATION

0050 General Fund Appropriation

8000 General Fund	1,544,492	448,117	1,200,000	-
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AVAILABLE REVENUES

8000 General Fund	1,544,492	448,117	1,200,000	-
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<b>TOTAL AVAILABLE REVENUES</b>	<b>\$1,544,492</b>	<b>\$448,117</b>	<b>\$1,200,000</b>	-
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EXPENDITURES

PERSONAL SERVICES

OTHER PAYROLL EXPENSES

3280 Other OPE

8000 General Fund	1,544,492	-	-	-
3400 Other Funds Ltd	7,801	-	-	-
All Funds	1,552,293	-	-	-

SERVICES & SUPPLIES

4200 Telecommunications

8000 General Fund	-	31,901	-	-
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4300 Professional Services

8000 General Fund	-	-	1,200,000	-
3400 Other Funds Ltd	-	-	-	(1,200,000)
All Funds	-	-	1,200,000	(1,200,000)

4425 Facilities Rental and Taxes

8000 General Fund	-	360,000	-	-
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Description	Pkg: 105 Employee Compensation ORS 151.216  Priority: 00	Pkg: 106 Office Space  Priority: 00	Pkg: 107 ACP Revenue Shortfall  Priority: 00	Pkg: 070 Revenue Shortfalls  Priority: 00		
<b>4700 Expendable Prop 250 - 5000</b>						
8000 General Fund	-	56,216	-	-		
<b>SERVICES &amp; SUPPLIES</b>						
8000 General Fund	-	448,117	1,200,000	-		
3400 Other Funds Ltd	-	-	-	(1,200,000)		
<b>TOTAL SERVICES &amp; SUPPLIES</b>	-	<b>\$448,117</b>	<b>\$1,200,000</b>	<b>(\$1,200,000)</b>		
<b>EXPENDITURES</b>						
8000 General Fund	1,544,492	448,117	1,200,000	-		
3400 Other Funds Ltd	7,801	-	-	(1,200,000)		
<b>TOTAL EXPENDITURES</b>	<b>\$1,552,293</b>	<b>\$448,117</b>	<b>\$1,200,000</b>	<b>(\$1,200,000)</b>		
<b>ENDING BALANCE</b>						
8000 General Fund	-	-	-	-		
3400 Other Funds Ltd	(7,801)	-	-	1,200,000		
<b>TOTAL ENDING BALANCE</b>	<b>(\$7,801)</b>	-	-	<b>\$1,200,000</b>		

BDV004B  
 2015-17 Biennium  
 Appellate Division

Version: V - 01 - Agency Request Budget  
 Cross Reference Number: 40400-001-00-00-00000

Description	Total Policy Packages	Pkg: 105 Employee Compensation ORS 151.216  Priority: 00	Pkg: 106 Office Space  Priority: 00			
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REVENUE CATEGORIES

GENERAL FUND APPROPRIATION

0050 General Fund Appropriation

8000 General Fund	1,751,436	1,397,424	354,012
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AVAILABLE REVENUES

8000 General Fund	1,751,436	1,397,424	354,012
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<b>TOTAL AVAILABLE REVENUES</b>	<b>\$1,751,436</b>	<b>\$1,397,424</b>	<b>\$354,012</b>
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EXPENDITURES

PERSONAL SERVICES

OTHER PAYROLL EXPENSES

3280 Other OPE

8000 General Fund	1,397,424	1,397,424	-
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SERVICES & SUPPLIES

4200 Telecommunications

8000 General Fund	25,202	-	25,202
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4425 Facilities Rental and Taxes

8000 General Fund	284,400	-	284,400
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4700 Expendable Prop 250 - 5000

8000 General Fund	44,410	-	44,410
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SERVICES & SUPPLIES

8000 General Fund	354,012	-	354,012
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<b>TOTAL SERVICES &amp; SUPPLIES</b>	<b>\$354,012</b>	<b>-</b>	<b>\$354,012</b>
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BDV004B  
 2015-17 Biennium  
 Appellate Division

Version: V - 01 - Agency Request Budget  
 Cross Reference Number: 40400-001-00-00-00000

Description	Total Policy Packages	Pkg: 105 Employee Compensation ORS 151.216  Priority: 00	Pkg: 106 Office Space  Priority: 00			
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**EXPENDITURES**

8000 General Fund	1,751,436	1,397,424	354,012			
<b>TOTAL EXPENDITURES</b>	<b>\$1,751,436</b>	<b>\$1,397,424</b>	<b>\$354,012</b>			

**ENDING BALANCE**

8000 General Fund	-	-	-			
<b>TOTAL ENDING BALANCE</b>	<b>-</b>	<b>-</b>	<b>-</b>			

BDV004B  
 2015-17 Biennium  
 Professional Services Account

Version: V - 01 - Agency Request Budget  
 Cross Reference Number: 40400-002-00-00-00000

Description	Total Policy Packages	Pkg: 100 Consistent Rates & Mileage for PD Kors  Priority: 00	Pkg: 101 Public Defense Contractor Parity  Priority: 00	Pkg: 102 Contractor Quality Assurance  Priority: 00	Pkg: 103 Provider Hourly Rate Increases  Priority: 00	Pkg: 104 Juvenile Dependency Improvement  Priority: 00
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REVENUE CATEGORIES

GENERAL FUND APPROPRIATION

0050 General Fund Appropriation

8000 General Fund	50,156,532	7,548,195	21,574,168	4,625,940	9,561,682	5,646,547
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AVAILABLE REVENUES

8000 General Fund	50,156,532	7,548,195	21,574,168	4,625,940	9,561,682	5,646,547
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<b>TOTAL AVAILABLE REVENUES</b>	<b>\$50,156,532</b>	<b>\$7,548,195</b>	<b>\$21,574,168</b>	<b>\$4,625,940</b>	<b>\$9,561,682</b>	<b>\$5,646,547</b>
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EXPENDITURES

SERVICES & SUPPLIES

4300 Professional Services

8000 General Fund	50,156,532	7,548,195	21,574,168	4,625,940	9,561,682	5,646,547
3400 Other Funds Ltd	(1,200,000)	-	-	-	-	-
All Funds	48,956,532	7,548,195	21,574,168	4,625,940	9,561,682	5,646,547

ENDING BALANCE

8000 General Fund	-	-	-	-	-	-
3400 Other Funds Ltd	1,200,000	-	-	-	-	-

<b>TOTAL ENDING BALANCE</b>	<b>\$1,200,000</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
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BDV004B

Version: V - 01 - Agency Request Budget

2015-17 Biennium

Cross Reference Number: 40400-002-00-00-00000

Professional Services Account

Description	Pkg: 107 ACP Revenue Shortfall  Priority: 00	Pkg: 070 Revenue Shortfalls  Priority: 00				
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**REVENUE CATEGORIES**

**GENERAL FUND APPROPRIATION**

**0050 General Fund Appropriation**

8000 General Fund 1,200,000 -

**AVAILABLE REVENUES**

8000 General Fund 1,200,000 -

**TOTAL AVAILABLE REVENUES \$1,200,000 -**

**EXPENDITURES**

**SERVICES & SUPPLIES**

**4300 Professional Services**

8000 General Fund 1,200,000 -

3400 Other Funds Ltd - (1,200,000)

All Funds 1,200,000 (1,200,000)

**ENDING BALANCE**

8000 General Fund - -

3400 Other Funds Ltd - 1,200,000

**TOTAL ENDING BALANCE - \$1,200,000**



BDV004B  
 2015-17 Biennium  
 Contract & Business Svcs. Div.

Version: V - 01 - Agency Request Budget  
 Cross Reference Number: 40400-004-00-00-00000

Description	Total Policy Packages	Pkg: 104 Juvenile Dependency Improvement  Priority: 00	Pkg: 105 Employee Compensation ORS 151.216  Priority: 00	Pkg: 106 Office Space  Priority: 00		
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REVENUE CATEGORIES

GENERAL FUND APPROPRIATION

0050 General Fund Appropriation

8000 General Fund	556,317	315,144	147,068	94,105
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AVAILABLE REVENUES

8000 General Fund	556,317	315,144	147,068	94,105
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TOTAL AVAILABLE REVENUES

<b>\$556,317</b>	<b>\$315,144</b>	<b>\$147,068</b>	<b>\$94,105</b>
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EXPENDITURES

PERSONAL SERVICES

SALARIES & WAGES

3110 Class/Unclass Sal. and Per Diem

8000 General Fund	205,656	205,656	-	-
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OTHER PAYROLL EXPENSES

3210 Empl. Rel. Bd. Assessments

8000 General Fund	88	88	-	-
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3220 Public Employees Retire Cont

8000 General Fund	32,473	32,473	-	-
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3230 Social Security Taxes

8000 General Fund	15,733	15,733	-	-
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3250 Workers Comp. Assess. (WCD)

8000 General Fund	138	138	-	-
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3270 Flexible Benefits

8000 General Fund	61,056	61,056	-	-
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BDV004B

Version: V - 01 - Agency Request Budget

2015-17 Biennium

Cross Reference Number: 40400-004-00-00-00000

Contract & Business Svcs. Div.

Description	Total Policy Packages	Pkg: 104 Juvenile Dependency Improvement  Priority: 00	Pkg: 105 Employee Compensation ORS 151.216  Priority: 00	Pkg: 106 Office Space  Priority: 00		
<b>3280 Other OPE</b>						
8000 General Fund	147,068	-	147,068	-		
3400 Other Funds Ltd	7,801	-	7,801	-		
All Funds	154,869	-	154,869	-		
<b>OTHER PAYROLL EXPENSES</b>						
8000 General Fund	256,556	109,488	147,068	-		
3400 Other Funds Ltd	7,801	-	7,801	-		
<b>TOTAL OTHER PAYROLL EXPENSES</b>	<b>\$264,357</b>	<b>\$109,488</b>	<b>\$154,869</b>	-		
<b>PERSONAL SERVICES</b>						
8000 General Fund	462,212	315,144	147,068	-		
3400 Other Funds Ltd	7,801	-	7,801	-		
<b>TOTAL PERSONAL SERVICES</b>	<b>\$470,013</b>	<b>\$315,144</b>	<b>\$154,869</b>	-		
<b>SERVICES &amp; SUPPLIES</b>						
<b>4200 Telecommunications</b>						
8000 General Fund	6,699	-	-	6,699		
<b>4425 Facilities Rental and Taxes</b>						
8000 General Fund	75,600	-	-	75,600		
<b>4700 Expendable Prop 250 - 5000</b>						
8000 General Fund	11,806	-	-	11,806		
<b>SERVICES &amp; SUPPLIES</b>						
8000 General Fund	94,105	-	-	94,105		
<b>TOTAL SERVICES &amp; SUPPLIES</b>	<b>\$94,105</b>	-	-	<b>\$94,105</b>		

BDV004B

Version: V - 01 - Agency Request Budget

2015-17 Biennium

Cross Reference Number: 40400-004-00-00-00000

Contract & Business Svcs. Div.

Description	Total Policy Packages	Pkg: 104 Juvenile Dependency Improvement  Priority: 00	Pkg: 105 Employee Compensation ORS 151.216  Priority: 00	Pkg: 106 Office Space  Priority: 00		
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**EXPENDITURES**

8000 General Fund	556,317	315,144	147,068	94,105		
3400 Other Funds Ltd	7,801	-	7,801	-		
<b>TOTAL EXPENDITURES</b>	<b>\$564,118</b>	<b>\$315,144</b>	<b>\$154,869</b>	<b>\$94,105</b>		

**ENDING BALANCE**

8000 General Fund	-	-	-	-		
3400 Other Funds Ltd	(7,801)	-	(7,801)	-		
<b>TOTAL ENDING BALANCE</b>	<b>(\$7,801)</b>	<b>-</b>	<b>(\$7,801)</b>	<b>-</b>		

**AUTHORIZED POSITIONS**

8150 Class/Unclass Positions	2	2	-	-		
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**AUTHORIZED FTE**

8250 Class/Unclass FTE Positions	2.00	2.00	-	-		
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PKG	CLASS	COMP	DESCRIPTION	POS CNT	FTE	MOS	AVERAGE RATE	GF SAL	OF SAL	FF SAL	LF SAL	AF SAL
000	WDM	D9426	AA LEGAL SECRETARY SUPERVISOR	1	1.00	24.00	4,550.00	109,200				109,200
000	WDM	D9433	AA CHIEF DEPUTY DEFENDER	3	3.00	72.00	9,572.66	689,232				689,232
000	WDM	D9434	AA CHIEF DEFENDER	1	1.00	24.00	10,879.00	261,096				261,096
000	WDU	D9402	AA OFFICE SPECIALIST 1	1	1.00	24.00	2,884.00	69,216				69,216
000	WDU	D9403	AA OFFICE SPECIALIST 2	1	1.00	24.00	3,307.00	79,368				79,368
000	WDU	D9425	AA LEGAL SECRETARY	7	7.00	168.00	3,801.85	638,712				638,712
000	WDU	D9428	AA PARALEGAL	3	3.00	72.00	4,320.66	311,088				311,088
000	WDU	D9430	AA DEPUTY DEFENDER 1	10	9.11	218.61	6,010.30	1,328,763				1,328,763
000	WDU	D9431	AA DEPUTY DEFENDER 2	22	22.00	528.00	6,962.09	3,675,984				3,675,984
000	WDU	D9432	AA SENIOR DEPUTY DEFENDER	8	8.00	192.00	9,111.50	1,749,408				1,749,408
000	WDU	D9436	AA JUVENILE APPELLATE/SR ATTORNEY	1	1.00	24.00	8,961.00	215,064				215,064
000				58	57.11	1370.61	6,638.53	9,127,131				9,127,131
				58	57.11	1370.61	6,638.53	9,127,131				9,127,131

PKG	CLASS	COMP	DESCRIPTION	POS CNT	FTE	MOS	AVERAGE RATE	GF SAL	OF SAL	FF SAL	LF SAL	AF SAL
000	WDM	D9420	AA GENERAL COUNSEL	1	1.00	24.00	10,055.00	241,320				241,320
000	WDM	D9444	AA BUDGET & FINANCE MANAGER	1	1.00	24.00	6,829.00	163,896				163,896
000	WDM	D9446	AA EXECUTIVE DIRECTOR	1	1.00	24.00	11,635.00	279,240				279,240
000	WDM	D9447	AA CONTRACT MANAGER	1	1.00	24.00	7,449.00	95,055	83,721			178,776
000	WDN	D9442	AA HUMAN RESOURCE MANAGER	1	1.00	24.00	7,029.00	168,696				168,696
000	WDU	D9411	AA ACCOUNTING TECH	6	6.00	144.00	3,403.16	490,056				490,056
000	WDU	D9418	AA CONTRACT ANALYST	2	2.00	48.00	6,294.50	302,136				302,136
000	WDU	D9435	AA OPERATIONS/DESKTOP SUP ANALYST	1	1.00	24.00	5,358.00		128,592			128,592
000	WDU	D9443	AA RESEARCH & IT DIRECTOR	1	1.00	24.00	8,043.00	193,032				193,032
000	WDU	D9449	AA SENIOR CONTRACT ANALYST	1	1.00	24.00	7,094.00	170,256				170,256
000	WDU	D9452	AA ADMINISTRATIVE ANALYST	1	1.00	24.00	4,626.00	111,024				111,024
000	WDU	D9453	AA FISCAL ANALYST	1	1.00	24.00	6,075.00		145,800			145,800
000				18	18.00	432.00	5,955.61	2,214,711	358,113			2,572,824

PKG	CLASS	COMP	DESCRIPTION	POS CNT	FTE	MOS	AVERAGE RATE	GF SAL	OF SAL	FF SAL	LF SAL	AF SAL
104	WDU	D9402	AA OFFICE SPECIALIST 1	1	1.00	24.00	2,109.00	50,616				50,616
104	WDU	D9445	AA DEPUTY GENERAL COUNSEL	1	1.00	24.00	6,460.00	155,040				155,040
104				2	2.00	48.00	4,284.50	205,656				205,656
				20	20.00	480.00	5,788.50	2,420,367	358,113			2,778,480
				78	77.11	1850.61	6,420.57	11,547,498	358,113			11,905,611

08/05/14 REPORT NO.: PPDPLBUDCL  
REPORT: SUMMARY LIST BY PKG BY SUMMARY XREF  
AGENCY:40400 PUBLIC DEFENSE SERVICES  
SUMMARY XREF:004-00-00 104 Contract & Business

DEPT. OF ADMIN. SVCS. -- PPDB PICS SYSTEM

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PROD FILE  
PICS SYSTEM: BUDGET PREPARATION

PKG	CLASS	COMP	DESCRIPTION	POS CNT	FTE	MOS	AVERAGE RATE	GF SAL	OF SAL	FF SAL	LF SAL	AF SAL
				78	77.11	1850.61	6,420.57	11,547,498	358,113			11,905,611

PKG	CLASS	COMP	DESCRIPTION	POS CNT	FTE	MOS	AVERAGE RATE	GF SAL	OF SAL	FF SAL	LF SAL	AF SAL
000	WDM	D9420	AA GENERAL COUNSEL	1	1.00	24.00	10,055.00	241,320				241,320
000	WDM	D9426	AA LEGAL SECRETARY SUPERVISOR	1	1.00	24.00	4,550.00	109,200				109,200
000	WDM	D9433	AA CHIEF DEPUTY DEFENDER	3	3.00	72.00	9,572.66	689,232				689,232
000	WDM	D9434	AA CHIEF DEFENDER	1	1.00	24.00	10,879.00	261,096				261,096
000	WDM	D9444	AA BUDGET & FINANCE MANAGER	1	1.00	24.00	6,829.00	163,896				163,896
000	WDM	D9446	AA EXECUTIVE DIRECTOR	1	1.00	24.00	11,635.00	279,240				279,240
000	WDM	D9447	AA CONTRACT MANAGER	1	1.00	24.00	7,449.00	95,055	83,721			178,776
000	WDN	D9442	AA HUMAN RESOURCE MANAGER	1	1.00	24.00	7,029.00	168,696				168,696
104	WDU	D9402	AA OFFICE SPECIALIST 1	2	2.00	48.00	2,496.50	119,832				119,832
000	WDU	D9403	AA OFFICE SPECIALIST 2	1	1.00	24.00	3,307.00	79,368				79,368
000	WDU	D9411	AA ACCOUNTING TECH	6	6.00	144.00	3,403.16	490,056				490,056
000	WDU	D9418	AA CONTRACT ANALYST	2	2.00	48.00	6,294.50	302,136				302,136
000	WDU	D9425	AA LEGAL SECRETARY	7	7.00	168.00	3,801.85	638,712				638,712
000	WDU	D9428	AA PARALEGAL	3	3.00	72.00	4,320.66	311,088				311,088
000	WDU	D9430	AA DEPUTY DEFENDER 1	10	9.11	218.61	6,010.30	1,328,763				1,328,763
000	WDU	D9431	AA DEPUTY DEFENDER 2	22	22.00	528.00	6,962.09	3,675,984				3,675,984
000	WDU	D9432	AA SENIOR DEPUTY DEFENDER	8	8.00	192.00	9,111.50	1,749,408				1,749,408
000	WDU	D9435	AA OPERATIONS/DESKTOP SUP ANALYST	1	1.00	24.00	5,358.00		128,592			128,592
000	WDU	D9436	AA JUVENILE APPELLATE/SR ATTORNEY	1	1.00	24.00	8,961.00	215,064				215,064
000	WDU	D9443	AA RESEARCH & IT DIRECTOR	1	1.00	24.00	8,043.00	193,032				193,032
104	WDU	D9445	AA DEPUTY GENERAL COUNSEL	1	1.00	24.00	6,460.00	155,040				155,040
000	WDU	D9449	AA SENIOR CONTRACT ANALYST	1	1.00	24.00	7,094.00	170,256				170,256
000	WDU	D9452	AA ADMINISTRATIVE ANALYST	1	1.00	24.00	4,626.00	111,024				111,024
000	WDU	D9453	AA FISCAL ANALYST	1	1.00	24.00	6,075.00		145,800			145,800
				78	77.11	1850.61	6,420.57	11,547,498	358,113			11,905,611



PKG	CLASS	COMP	DESCRIPTION	POS CNT	FTE	MOS	AVERAGE RATE	GF SAL	OF SAL	FF SAL	LF SAL	AF SAL
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PKG	CLASS	COMP	DESCRIPTION	POS CNT	FTE	MOS	AVERAGE RATE	GF SAL	OF SAL	FF SAL	LF SAL	AF SAL
				78	77.11	1850.61	6,420.57	11,547,498	358,113			11,905,611

REPORT: DETAIL LISTING BY SUMMARY XREF AGENCY

2015-17

PROD FILE

AGENCY: 40400 PUBLIC DEFENSE SERVICES

PICS SYSTEM: BUDGET PREPARATION

SUMMARY XREF: 004-00-00 104 Contract & Business

POSITION NUMBER	AUTH NO	ORG STRUC	F POS	CLASS	COMP	RNG	S T P	POS CNT	FTE	BUDGET RATE	MOS	GF SAL	OF SAL	FF SAL	LF SAL	T R K
4040004	001240020	004-01-00-00000	104 0 PF	WDU D9445 AA	32 03	1		1	1.00	6,460.00	24.00	155,040				
EST DATE: 2015/07/01 EXP DATE: 9999/01/01																
4040005	001240030	004-01-00-00000	104 0 PF	WDU D9402 AA	12 02	1		1	1.00	2,109.00	24.00	50,616				
EST DATE: 2015/07/01 EXP DATE: 9999/01/01																
			104			2		2	2.00		48.00	205,656				
						2		2	2.00		48.00	205,656				
						2		2	2.00		48.00	205,656				

REPORT: DETAIL LISTING BY SUMMARY XREF AGENCY

2015-17

PROD FILE

AGENCY: 40400 PUBLIC DEFENSE SERVICES

PICS SYSTEM: BUDGET PREPARATION

SUMMARY XREF: 004-00-00 104 Contract & Business

POSITION NUMBER	AUTH NO	ORG STRUC	PKG Y	F POS TYP	CLASS	COMP	RNG P	S T POS CNT	FTE	BUDGET RATE	MOS	GF SAL	OF SAL	FF SAL	LF SAL	T R K
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								2	2.00		48.00	205,656				
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