

SB 5507 A BUDGET REPORT and MEASURE SUMMARY

Carrier: Rep. McLain

Joint Committee On Ways and Means

Action Date: 05/21/21

Action: Do Pass the A-Eng bill.

House Vote

Yeas: 11 - Bynum, Drazan, Gomberg, Leif, McLain, Nosse, Rayfield, Sanchez, Smith G, Sollman, Stark

Senate Vote

Yeas: 11 - Anderson, Frederick, Girod, Golden, Gorsek, Johnson, Knopp, Lieber, Steiner Hayward, Taylor, Thomsen

Exc: 1 - Hansell

Prepared By: Drew Cohen, Department of Administrative Services

Reviewed By: Haylee Morse-Miller, Legislative Fiscal Office

Board of Chiropractic Examiners

2021-23

Budget Summary*

	2019-21	2021 - 23	2021-23	Committee Change from 2019-21	
	Legislatively Approved Budget ⁽¹⁾	Current Service Level	Committee Recommendation	Leg. Approved	
				\$ Change	% Change
Other Funds Limited	\$ 2,310,856	\$ 2,309,928	\$ 2,225,696	\$ (85,160)	-3.7%
Total	\$ 2,310,856	\$ 2,309,928	\$ 2,225,696	\$ (85,160)	-3.7%

Position Summary

Authorized Positions	6	6	6	0
Full-time Equivalent (FTE) positions	5.10	5.10	5.10	0.00

⁽¹⁾ Includes adjustments through January 2021

* Excludes Capital Construction expenditures

Summary of Revenue Changes

The Oregon Board of Chiropractic Examiners (OBCE) is funded entirely with Other Funds revenue generated by fees paid for professional licenses, examinations, and miscellaneous revenue. OBCE’s ending balance under a current service level budget is calculated to equal less than two months of operating reserves. Package 801 reduces services and supplies expenditure limitation by \$80,000 Other Funds, which will increase the ending balance to 2.7 months. Additional statewide adjustments made to the Agency’s budget in the end of session budget bill will further reduce the expenditure limitation and bring the Agency’s operating funds balance to the recommended levels of more than three months of reserves. The Board should consider a fee increase in the 2023-25 biennium, to maintain an operating fund balance of between three to six months.

Summary of Education Subcommittee Action

OBCE regulates the practice of chiropractic and ensures competent and ethical health care. The Board ensures public protection by setting standards for entry to practice, examination of applicants, and issuance and renewal of licenses for Doctors of Chiropractic and Chiropractic Assistants.

The Subcommittee recommended a budget for OBCE of \$2,225,696 Other Funds and six positions (5.10 FTE). This is a 3.7% decrease from the 2019-21 legislatively approved budget. The Subcommittee recommended the following packages:

Package 099: Microsoft 365 Consolidation. Microsoft 365 is being consolidated within the office of the State Information Officer at the E5 level of service. This cost is built into the State Government Service Charge for every agency as a cost increase for the 2021-23 biennium. This package makes a corresponding reduction to the agency base budget in an amount equivalent to what agencies should be paying in the current 2019-21 biennium for Microsoft 365 at the E3 level of service.

Package 801: LFO Analyst Adjustments. This package reduces services and supplies expenditure limitation by \$80,000 Other Funds to ensure the Agency maintains a sufficient level of operating reserves. This reduction and anticipated statewide adjustments made to the agency budget in the end of session budget bill, will bring the Agency's ending reserves within recommended levels.

Summary of Performance Measure Action

See attached Legislatively Adopted 2021-23 Key Performance Measures form.

DETAIL OF JOINT COMMITTEE ON WAYS AND MEANS ACTION

Oregon Board of Chiropractic Examiners
 Drew Cohen (971) 707-8779

DESCRIPTION	GENERAL FUND	LOTTERY FUNDS	OTHER FUNDS		FEDERAL FUNDS		TOTAL ALL FUNDS	POS	FTE
			LIMITED	NONLIMITED	LIMITED	NONLIMITED			
2019-21 Legislatively Approved Budget at Jan. 2021*	\$ -	\$ -	\$ 2,310,856	\$ -	\$ -	\$ -	2,310,856	6	5.10
2021-23 Current Service Level (CSL)*	\$ -	\$ -	\$ 2,309,928	\$ -	\$ -	\$ -	2,309,928	6	5.10
SUBCOMMITTEE ADJUSTMENTS (from CSL)									
SCR 81100-001 Operations									
Package 099: Microsoft 365 Consolidation Services and Supplies	\$ -	\$ -	\$ (4,232)	\$ -	\$ -	\$ -	(4,232)		
Package 801: LFO Analyst Adjustments Services and Supplies	\$ -	\$ -	\$ (80,000)	\$ -	\$ -	\$ -	(80,000)		
TOTAL ADJUSTMENTS	\$ -	\$ -	\$ (84,232)	\$ -	\$ -	\$ -	(84,232)		
SUBCOMMITTEE RECOMMENDATION *	\$ -	\$ -	\$ 2,225,696	\$ -	\$ -	\$ -	2,225,696	6	5.10
% Change from 2019-21 Leg Approved Budget	0.0%	0.0%	-3.7%	0.0%	0.0%	0.0%	-3.7%	0.0%	0.0%
% Change from 2021-23 Current Service Level	0.0%	0.0%	-3.6%	0.0%	0.0%	0.0%	-3.6%	0.0%	0.0%

*Excludes Capital Construction Expenditures

Legislatively Approved 2021 - 2023 Key Performance Measures

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Agency: Chiropractic Examiners, Board of

Mission Statement:

To protect the public by regulating the practice of chiropractic (Rev. 01/20/2019)

Legislatively Approved KPMs	Metrics	Agency Request	Last Reported Result	Target 2022	Target 2023
1. Days between complaint receipt and investigation report finalized for Board (investigative process step one) - Percent of cases having investigative reports written within 120 days from when a complaint is received to when the investigation is prepared for Board review/action.		Approved	23.90%	60%	60%
2. Days between investigation report finalized and presentation to the Board (investigative process step two) - Percent of cases, with a prepared investigation that is ready for Board review/action, that are presented to the Board within 60 days of completion.		Approved	61.10%	90%	90%
3. Summary of investigative steps: Percentage of new complaints that are assessed, investigated, and presented to the board for an initial decision within 120 days.		Approved	36.40%	75%	75%
4. Days between Board review/initial action and case closure (investigative process step three). - Percent of cases closed within 90 days of Board review/initial action.		Approved	87.10%	75%	75%
5. Summary of investigative steps: Average number of days to resolve a complaint.		Approved	180	180	180
6. Percent of sexual misconduct/boundary complaints resolved in 180 days		Approved	50%	50%	50%
7. Percentage of chiropractic physicians meeting the annual continuing education requirements.		Approved	89.50%	95%	95%
8. Percentage of licenses issued within 5 days once all application components (that are the responsibility of the applicant) have been received.		Approved	99%	100%	100%
9. 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	95%	90%	90%
	Accuracy		80%	90%	90%
	Timeliness		80%	90%	90%
	Expertise		90%	90%	90%
	Overall		80%	90%	90%
	Availability of Information		80%	90%	90%
10. Board Best Practices - Percent of total best practices met by the Board.		Approved	100%	100%	100%

LFO Recommendation:

The Legislative Fiscal Office (LFO) recommends the following modifications:

The KPMs have been renumbered in the report above. The reorganization of the KPMs was done to group together all KPMs related to investigative timelines, and clarify how each KPM fits into the investigative process. KPM #1 represents the first step in the investigative process: a complaint is received, and an investigative report is prepared. KPM #2 represents the second step in the investigative process, and tracks how quickly an investigative report is presented to the Board after completion. KPM #3 is a summary of the first two steps, as the agency has a goal of presenting investigative reports to the Board within 120 days of receiving a complaint.

KPM #4 tracks the final process step, of how quickly cases are closed after review by the Board. KPM #5 is a summary of the preceding KPMs, as the agency has a goal of closing complaints within an average of 180 days after the complaint is received.

Please note that the timelines for KPMs #1, #2, and #4 (process steps) do not align with the timelines for KPMs #3 and #5 (overall KPM goals). KPMs #1, #2, and #4 are used for tracking process steps and ensuring that the agency is on track within each step of the investigative process, with the overall goal of preparing and presenting investigations within 120 days, and completing investigations within an average of 180 days.

LFO also recommends one change to KPM #2, to reflect up to 60 days (and not up to 30 days) between when an investigation report is ready for review/action, to when the report is reviewed by the Board. This KPM is meant to track whether investigative reports are reviewed at the next Board meeting after the report is completed, or at subsequent Board meetings. Because the Board meets every two months, there are usually more than 30 days between Board meetings. This KPM does not capture investigative reports that are ready for review more than 30 days before a Board meeting, but completed after the previous Board meeting.

For the remaining KPMs, LFO recommends approval of KPMs and targets as presented.

SubCommittee Action:

The Subcommittee approved the Legislative Fiscal Office recommendation.