

Implementation of SB 337 (2023)

**Public Safety
Subcommittee**

February 6, 2024

Jessica Kampfe, Executive Director
Jessica.Kampfe@opds.state.or.us

Jennifer Nash, Commission Chair
Jennifer.Nash@opdc.state.or.us



**Oregon
Public
Defense
Commission**

SB 337 & Executive Move

SB 337 Implementation

- ✓ Changes makeup of Commission
- Changes the delivery model of public defense.
 - Panel of Attorneys
- Move to Executive Branch

Move to the Executive Branch

- Goals
- Timelines
- Major Projects

SB 337 Implementation

Changes to the Delivery Model

By July 2025:

- Disallows flat fee model (MAC);
- Conduct economic analysis to establish hourly pay rate formula;
- Establish a panel of qualified attorneys to be directly assigned to cases;
- Exceptions for non-profits;
- Subcontracting is allowed until July, 2027.

**By July 1, 2027,
public defenses
in Oregon will
be either:**

**A) State
employees**

**B) employed at a
non-profit**

**C) paid hourly as
part of panel of
qualified
counsel.**

Implementing SB 337

Spring of 2024:

- Economic Study: Currently being done by Moss Adams, due in April;
- DAS-OEA Caseload Forecasting: First forecast is due in April;
- Workload Plan: Agency working on, based on The Oregon Study.

Workflows combine to meet the direction in SB 337.

Workflows are implemented through 6-Year Plan.

State Trial Offices

Northwest office opened 12/18 in Portland:

- 5 attorneys and support staff;
- 1 starting 2/28.

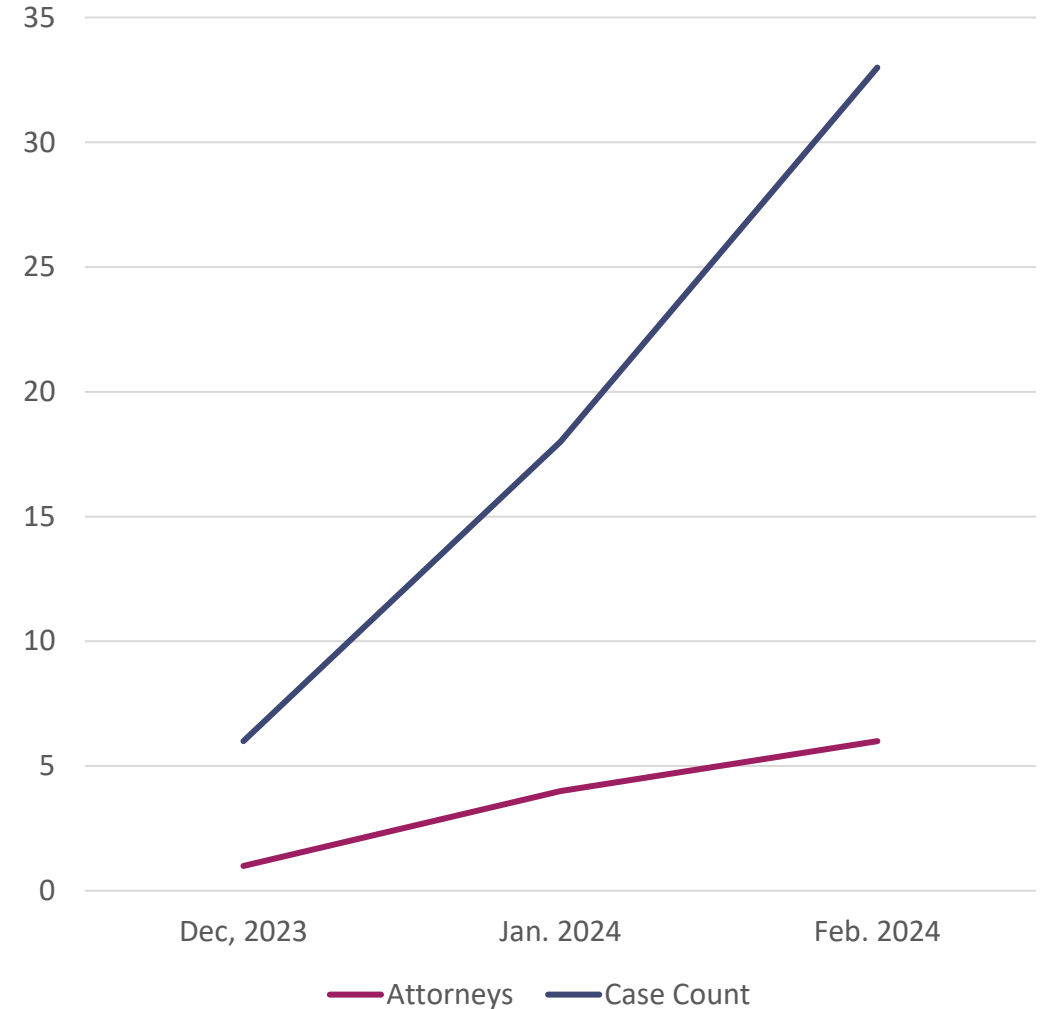
Southwest office started taking cases 1/29:

- 1 attorney and support staff;
- 2 starting 2/12;
- Working with DAS Real Estate to find office location, March 1 move in.

Mid-Valley request to the 2024 legislature:

- 5 attorneys and support staff;
- Salem office.

State Trial Offices Ramp Up



SB 337 Implementation POPs

State Trial Office Expansion

- \$1.42m Unrepresented SPA, \$3.54m from the Public Defense SPA;
- Reconciles shortfalls in NW/SW offices;
- Establishes Mid-Valley Office;
- 7 agency positions related to procurement and unrepresented administration.

Temporary Hourly Increase Program (THIP)

- \$3.1m Unrepresented SPA, \$4.3m Carryforward;
- Extends THIP for in-custody unrepresented cases through June 30, 2024.
- 862 in custody cases between December and June.

**Move to the Executive
Branch**

Goals and Timeline

Timeline:

July-December 2025- Executive Move Workgroups

January 2025- Join the Executive Branch

January-June 2025- Legislative Session

It is the commission's goal to join the Executive branch as a mature, efficient, and effective agency.

Major Areas of Work

Information Technology

- Working closely with DAS EIS, requesting positions to set IT up for success.

Budget

- Working with CFO and Governor's office. Mid-biennium move means building a budget for the Executive while still in Judicial.

Policy and Rules

- Reviewing and standardizing policy and rules.

Human Resources

- Working to align HR with executive branch HR policies.

Procurement

- Reviewing current procurement and what will need to change in the executive branch, requesting procurement positions.

SB 337 Implementation POPs

Strategic Agency Staffing

- \$1.9m Executive Transfer SPA;
- 11 positions identified through a gap analysis to improve commission's administrative function;
- Mainly IT and Administrative.

Executive Transition and Strategic Plan

- \$1.75m Executive Transfer SPA;
- Outside consultant to help create strategic plan and successfully transition to the executive branch.

Thank you

