

STATEWIDE

Unrepresented Numbers

Statewide, there are 1,438 unrepresented individuals as of February 28, 2026, including adults and juveniles in- and out-of-custody, post-disposition, and non-criminal cases. This is a decrease of 1,056, or 42.3%, since January 31, 2026. Much of this decrease is due to case dismissals pursuant to *State v. Roberts*.

Category	2/28/25	1/31/26	2/28/26
Out-of-Custody	3,488	2,164	1,218
In-Custody	167	102	99
Probation Viol.	290	161	70
Non-Criminal	137	67	51
Total	4,082	2,494	1,438

Out-of-custody individuals decreased by 946, or 43.7%, and in-custody individuals decreased by 3, or 2.9%, in February compared to January.

Year over year, the number of unrepresented individuals has fallen by 64.8%.

Caseload Capacity

2025-27 provider contracts started on October 1, 2025. Case counts and MAC utilization for contractors have reset as of that date. As the Oregon Trial Division is not on a contract cycle, its data is reported for the 25-27 biennium. OPDC's real-time OTD data is current as of February 28, while contractors' data is current as of January 31.

Provider Type	Total Cases	Monthly Cases	MAC Utilization
Contractors ¹	30,365	8,023	96.4%
Consortia	13,176	3,238	94.7%
Non-Profits	12,282	3,618	96.5%
Individuals/Firms	4,907	1,167	100.9%
OPDC Trial Div²	1,438	132	89.8%
Northwest	328	45	92.6%
Central Valley	492	55	88.7%
Southern	618	32	87.6%

¹ OPDC Criminal Contract Data, January 2025

² Oregon Trial Division, MAC excludes Chiefs, July 2025-February 2026

Case Assignments

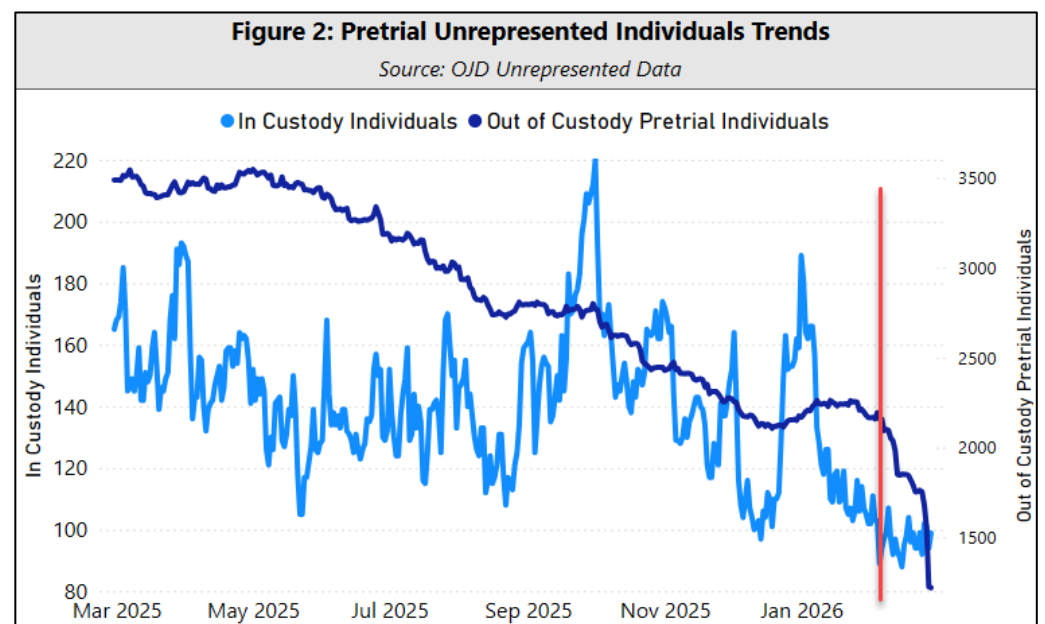
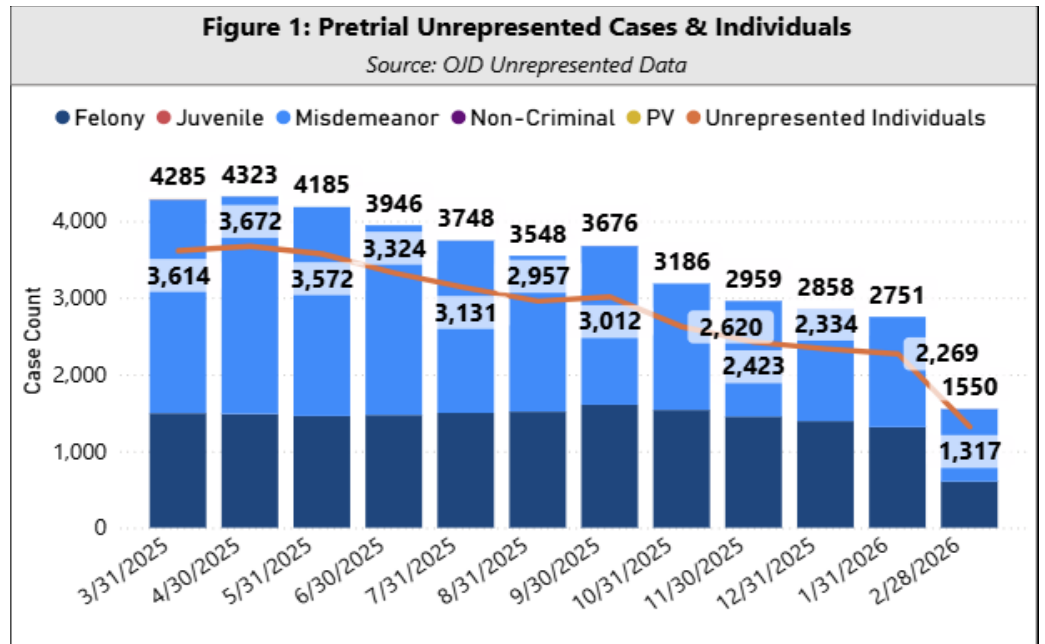
OPDC assignment coordinators identified counsel for 681 unrepresented cases, including 134 cases subject to *Betschart*, in February. Below are case assignments made by OPDC staff for unrepresented cases in February 2026.

Provider	January	February	Total Since 7/1/25
Contractor	156	90	933
Hourly	378	518	4,296
OTD	86	73	522
Total	620	681	5,714



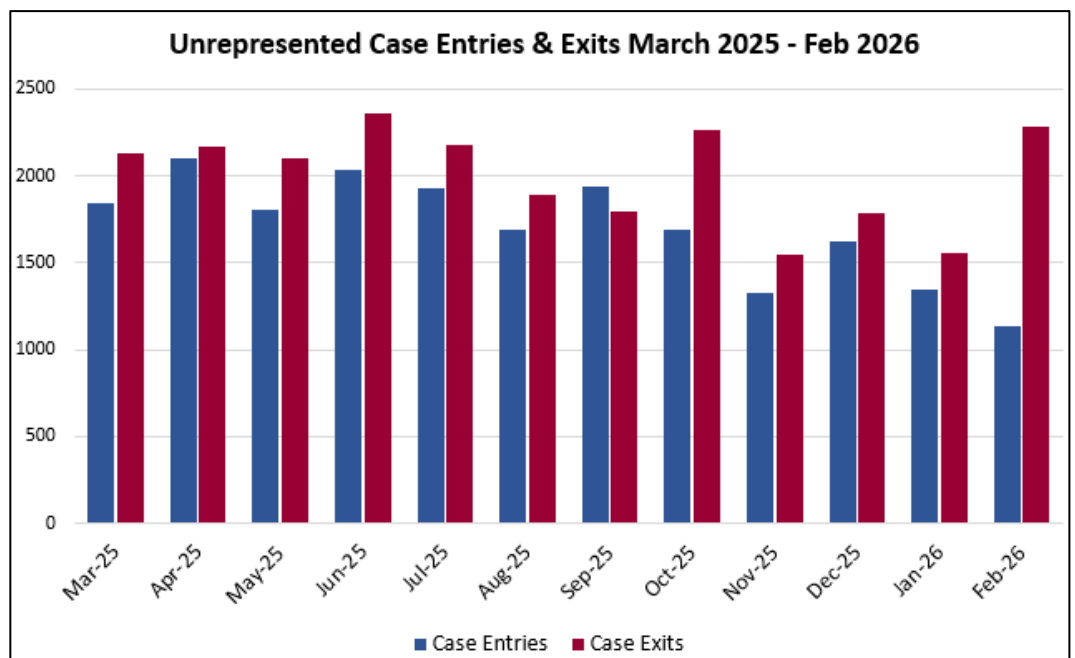
Unrepresented Trends

Figure 1 shows the number of unrepresented individuals in custody and out of custody over the past 12 months, broken into case categories. Figure 2 shows the trend line for both in-custody and out-of-custody pretrial individuals over the past 12 months. The red line indicates when the *Roberts* decision was released.



Entries and Exits

In the past 12 months 20,465 cases entered unrepresented status and 24,080 cases exited unrepresented status. Cases can enter and exit unrepresented status multiple times. There have been more exits than entries in 11 of the past 12 months.



State v. Roberts

In early February, the Oregon Supreme Court ruled that cases must be dismissed without prejudice when the state fails to provide counsel to an eligible defendant for more than 60 consecutive days for misdemeanors and 90 consecutive days for felonies. Local courts dismissed a large number of cases during the month of February, many of which may be refiled in the future. Current data trends, therefore, should be viewed with caution. OPDC is partnering with OJD to identify *Roberts* cases in future reporting to aid in tracking.

Unrepresented Numbers

Between January and February, the number of in-custody individuals increased by 3, and out-of-custody pretrial individuals decreased by 79, or 44.8%.

Category	2/28/25	1/31/26	2/28/26
Out-of-Custody	249	176	97
In-Custody	8	4	7
Probation Viol.	7	16	6
Non-Criminal	2	2	2
Total	266	198	112

Providers

Providers took 136 cases in January and are currently at 92.7% MAC utilization.

Provider Type	MAC Utilization
Consortia	96.8%
Non-Profits	100.4%
Other	67.7%
All	92.7%

Oregon Trial Division

Since July 1, 2025, OTD has taken 35 cases in Douglas County.

Region	January	February	Total Since 7/1/25
Central	0	2	32
Southern	0	0	3
Total	0	2	35

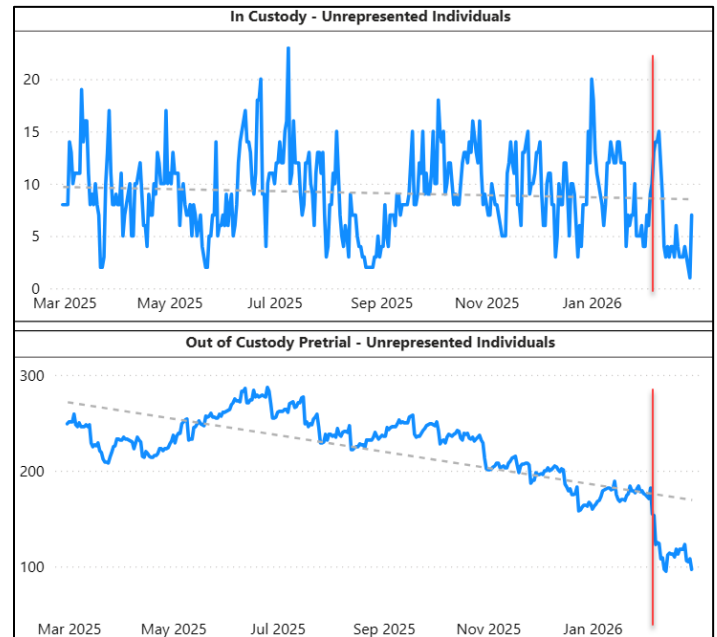
Case Assignments

In February, OPDC assignment coordinators identified counsel for 68 unrepresented cases, including 29 cases subject to *Betschart*. Below are unrepresented case assignments made by OPDC assignment coordinators in February.

Provider Type	January	February	Total Since 7/1/25
Contractor	32	25	271
Hourly	25	42	327
OTD	6	1	27
Total	63	68	619

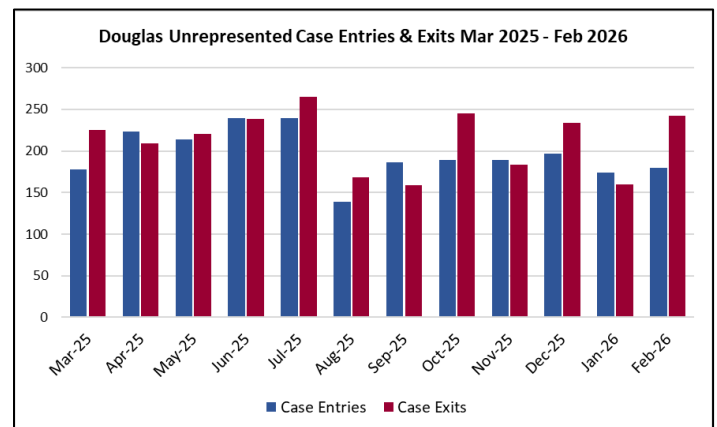
Unrepresented Trend Lines

The total number of unrepresented individuals is down 57.9% compared to February 28, 2025. The red line indicates the date the *Roberts* decision was released.



Entries and Exits

In the past 12 months in Douglas County, 2,347 cases entered unrepresented status, and 2,548 cases exited unrepresented status. The county has seen more exits than entries in 7 of the past 12 months.



JACKSON

Unrepresented Report

February 2026

Unrepresented Numbers

Between January and February, the number of in-custody individuals decreased by 9, and out-of-custody pretrial individuals decreased by 127, or 37.3%.

Category	2/28/25	1/31/26	2/28/26
Out-of-Custody	666	340	213
In-Custody	14	18	9
Probation Viol.	60	69	30
Non-Criminal	17	10	4
Total	757	437	256

Providers

Jackson County has five attorneys participating in the Enhanced MAC Program. Contractors took 358 cases in January and are at 95.3% MAC utilization.

Provider Type	MAC Utilization
Consortia	95.6%
Non-Profits	95.3%
Other	90.3%
All	95.3%

Oregon Trial Division

Since July 1, 2025, OTD has taken 572 cases in Jackson County.

Region	January	February	Total Since 7/1/25
Southern	61	30	572
Total	61	30	572

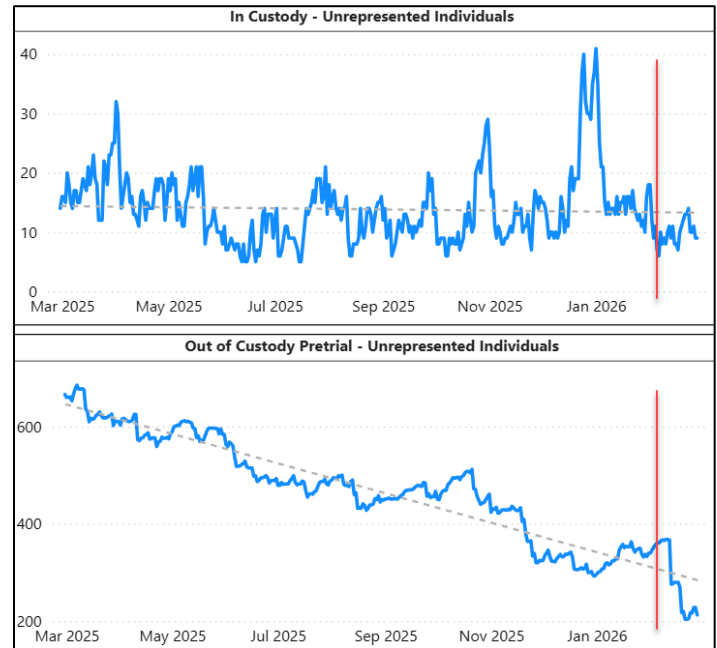
Case Assignments

In February, OPDC assignment coordinators identified counsel for 25 unrepresented cases, including 4 cases subject to *Betschart*. Below are unrepresented case assignments made by OPDC.

Provider Type	January	February	Total Since 7/1/25
Contractor	27	3	115
Hourly	21	22	180
OTD	0	0	73
Total	48	25	362

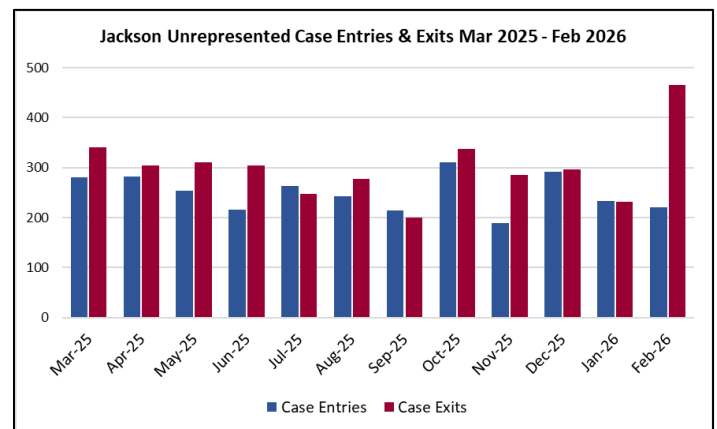
Unrepresented Trend Lines

The total number of unrepresented individuals is down 66.2% compared to February 28, 2025. The red line indicates the date the *Roberts* decision was released.



Entries and Exits

In the past 12 months in Jackson County, 2,998 cases entered unrepresented status, and 3,602 cases exited unrepresented status. The county has seen more exits than entries in 9 of the past 12 months.



Unrepresented Numbers

Between January and February, the number of in-custody individuals decreased by 2 and out-of-custody pretrial individuals decreased by 17, or 94.4%.

Category	2/28/25	1/31/26	2/28/26
Out-of-Custody	619	18	1
In-Custody	14	2	0
Probation Viol.	128	24	0
Non-Criminal	13	9	9
Total	774	53	10

Providers

Contractors took 711 cases in January. OPDC entered into a contract with Public Defender of Marion County as well as a new law firm in January.

Provider Type	MAC Utilization
Consortia	97.9%
Non-Profits	30.4%
Other	133.1%
All	74.4%

Oregon Trial Division

Since July 1, 2025, OTD has taken 306 cases in Marion County.

Region	January	February	Total Since 7/1/25
Northwest	0	0	2
Central	74	10	304
Total	74	10	306

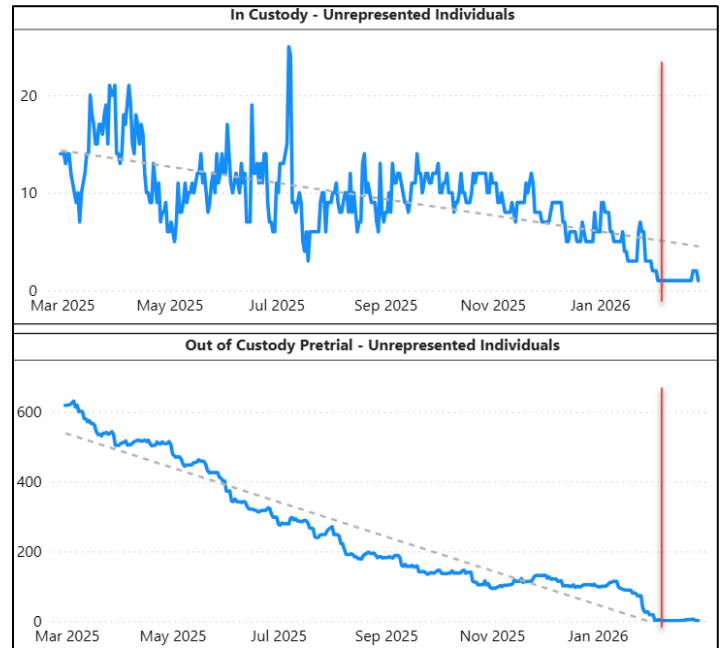
Case Assignments

In February, OPDC assignment coordinators identified counsel for 25 unrepresented cases (0 cases were subject to *Betschart*). Below are unrepresented case assignments made by OPDC assignment coordinators in February.

Provider Type	January	February	Total Since 7/1/25
Contractor	25	13	96
Hourly	18	8	290
OTD	29	4	90
Total	72	25	474

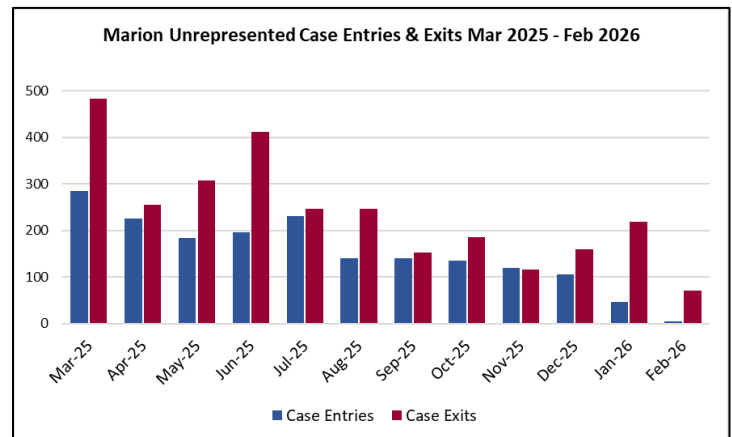
Unrepresented Trend Lines

The total number of unrepresented individuals is down 98.7% compared to February 28, 2025. The red line indicates the date the *Roberts* decision was released.



Entries and Exits

In the past 12 months in Marion County, 1,811 cases entered unrepresented status and 2,848 cases exited unrepresented status. The county has seen more exits than entries in 11 of the past 12 months.



MULTNOMAH

Unrepresented Report

February 2026

Unrepresented Numbers

Between January and February, the number of in-custody individuals decreased by 1, and out-of-custody pretrial individuals decreased by 456, or 41.8%.

Category	2/28/25	1/31/26	2/28/26
Out-of-Custody	1,107	1,091	635
In-Custody	67	50	49
Probation Viol.	18	6	9
Non-Criminal	6	5	1
Total	1,198	1,152	694

Providers

Multnomah County has three attorneys participating in the Enhanced MAC Program with the 2025-2027

Provider Type	MAC Utilization
Consortia	86.6%
Non-Profits	114.4%
All	108.8%

contracts. Contractors took 1,709 cases in January and are at 108.8% MAC utilization.

Oregon Trial Division

Since July 1, 2025, the OTD has taken 273 cases in Multnomah County.

Region	January	February	Total Since 7/1/25
Northwest	24	34	247
Central	0	26	26
Total	24	60	273

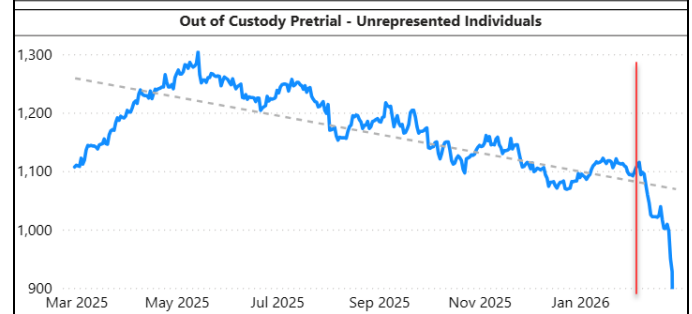
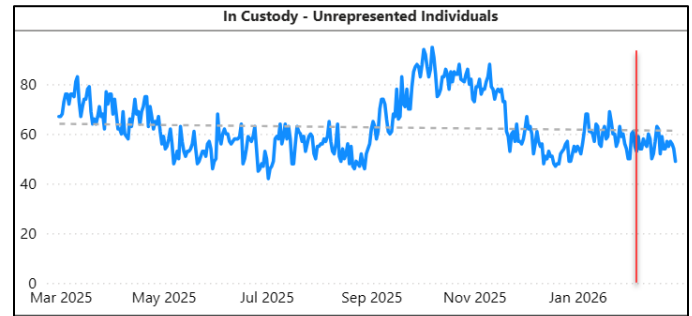
Case Assignments

In February, OPDC assignment coordinators identified counsel for 137 unrepresented cases, including 59 cases subject to *Betschart*. Below are unrepresented case assignments made by OPDC assignment coordinators in February.

Provider Type	January	February	Total Since 7/1/25
Contractor	11	7	65
Hourly	68	87	689
OTD	22	43	138
Total	101	137	890

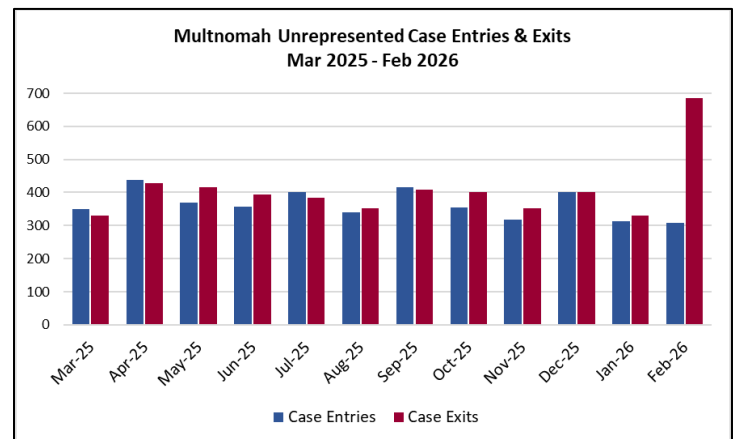
Unrepresented Trend Lines

The total number of unrepresented individuals is down 42.1% compared to February 28, 2025. The red line indicates the date the *Roberts* decision was released.



Entries and Exits

In the past 12 months in Multnomah County, 4,360 cases entered unrepresented status, and 4,880 cases exited unrepresented status. The county has seen more exits than entries in 8 of the past 12 months.



WASHINGTON

Unrepresented Report

February 2026

Unrepresented Numbers

Between January and February, the number of in-custody individuals decreased by 3, and out-of-custody pretrial individuals decreased by 218, or 48.4%.

Category	2/28/25	1/31/26	2/28/26
Out-of-Custody	543	450	232
In-Custody	31	18	15
Probation Viol.	41	36	19
Non-Criminal	12	8	5
Total	627	512	271

Providers

Washington County has four attorneys participating in the Enhanced MAC Program with the 2025-2027

Provider Type	MAC Utilization
Consortia	118.5%
Non-Profits	116.6%
Other	101.0%
All	111.8%

contracts. Contractors took 1,131 cases and are at 111.8% MAC utilization.

Oregon Trial Division

Since July 1, 2025, OTD has taken 78 cases in Washington County.

Region	January	February	Total Since 7/1/25
Northwest	9	5	61
Central	3	12	17
Total	12	17	78

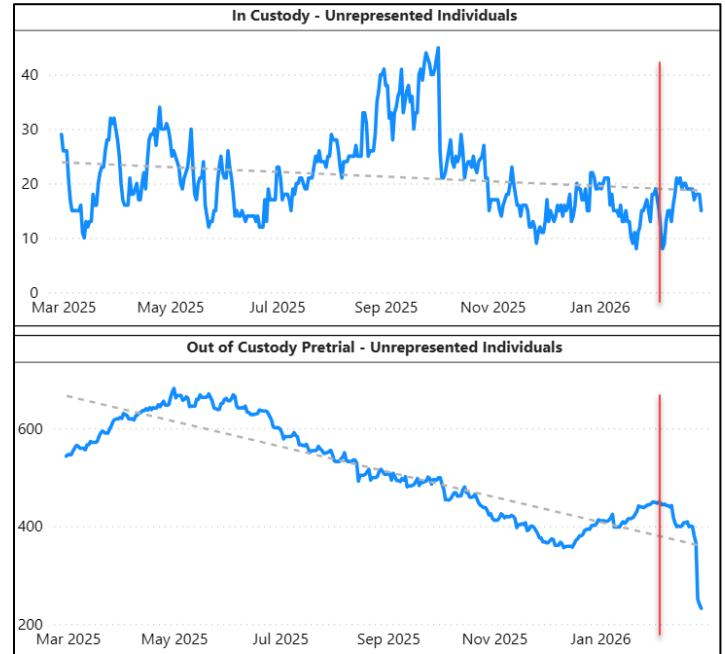
Case Assignments

In February, OPDC assignment coordinators identified counsel for 122 unrepresented cases, including 24 cases subject to *Betschart*. Below are unrepresented case assignments made by OPDC assignment coordinators in February.

Provider Type	January	February	Total Since 7/1/25
Contractor	10	15	103
Hourly	69	90	738
OTD	12	17	69
Total	91	122	908

Unrepresented Trend Lines

The total number of unrepresented individuals is down 56.8% compared to February 28, 2025. The red line indicates the date the *Roberts* decision was released.



Entries and Exits

In the past 12 months in Washington County, 3,254 cases entered unrepresented status, and 3,784 cases exited unrepresented status. The county has seen more exits than entries in 7 of the past 12 months.

