

Oregon Public Defense Commission

**PAE / CME Expense
Discussion
(workgroup)**

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Explanation of Terms:

- **LAB** – Legislatively Adopted Budget for 2025-2027.
- **Reduction** – funding that was removed by legislative action.
- **CME** – Court Mandated Expense (*hourly attorney costs, interpreter, other case costs, that are determined to be routine*).
- **PAE** – Preauthorized Expense (*Investigator, mitigator, expert, psych, case manager, etc., including case related expenses that are determined to be non-routine*).
- **FY24** – expenditures paid during July 1, 2023 – June 30, 2024.
- **FY25** – expenditures paid during July 1, 2024 – June 30, 2025.
- **15.82%** -- This is the overall rate our caseload is expected to grow, based on the current forecast for the 2025-2027 biennium. This percentage amount is added to 2023-25 expenditure totals to demonstrate projected cost increases for 2025-27.
- **OPDC** will continue to fund other travel expenses with no change to current policy for:
 - Mileage, lodging, airfare, car rental and meals.



If no action is taken

This occurred.

Legislative Adopted Budget Reductions (funding not included in our budget):

- Court Mandated Expense Reduction of **\$1,871,592**
- Preauthorized Expense Reduction of **\$3,526,337**

Travel time Expenses are expected to continue.

2023-2025 Expenditures:

- Court Mandated Expense - \$2,275,177
- Preauthorized Expense - \$3,674,206

Travel time expenditure amounts projected, if commission continues to pay them.

2025-2027 Projected Expenditures (15.82% increase added)

- Court Mandated Expense - \$2,635,110
- Preauthorized Expense - \$4,255,465

Today's Discussion

You should have been sent a book of information that includes:

- Adult Summary Sheet (PAE)
- Chart that describes case types
- PAE Criminal Expenditures
- PAE Juvenile Expenditures
- PAE Civil Expenditures
- CME Attorney Expenditures

Adult Summary Sheet

- This information contains expenditure information from Preauthorized Expense.
- The information is displayed as contractor expense and hourly attorney expense.
- The intent of the sheet is to show the aggregate totals for each major category.
- This is intended to highlight the amounts per category.
- This is also intended to highlight the THIP effect on costs.

Case Codes

- This is a chart that the agency uses daily for:
 - Preauthorized Expense
 - Accounts Payable
- The chart gives brief description of each case type.
- The chart is highlighted to show case types that are generally non-person crimes.

PAE Adult Fees

PAE Juvenile Fees

PAE Civil, Habeas and PCR Fees

- This information contains expenditure information from Preauthorized Expense.
- The information is displayed as contractor expense and hourly attorney expense.
- These sheets are broken down by to provide a separate picture for each area.
- The intent of these sheets is to show the totals for each major category.
- The information is broken down by major case type.
- The information is further broken down by lower case types to further demonstrate costs.

Attorney Fees (CME)

- This information contains expenditure information from Court Mandated Expense.
- The intent of the sheet is demonstrating the cost of hourly attorneys.
- The information is displayed as contractor expense and hourly attorney expense.
- This is intended to highlight the amounts per category.
- This is also intended to highlight the THIP effect on costs.

Agency Efficiencies

Experts and Psychological requests:

- Approving most at 20 hours initially, as a starting point, often submitted for 30-40 hours.
- Review all requests for clear justification.
- Apply additional scrutiny to requests for additional time.
 - Serves to keep work requests current and keeps billings current and timely.

Out-of-state provider requests:

- Inform requestor of in-state provider preferability and offering a list of in-state providers.
- Requiring detailed justification to support the need.

Operating from a proactive instead of reactive posture.



Discussion Points

Reduce Travel and expense:

- Pay 75% of provider rate for travel time across the board. Limit time per occurrence.
- Encourage video conferencing when possible.
- Enforce geographical proximity.
 - Use local area providers in lieu cross state preferences when possible.
 - Only use Oregon providers.

Mirror CJA Panel:

- Establish initial case limits based on level of charge on all cases.
- Requiring detailed justification to support going over established case limits.
- Require a budget for each higher-level case.
- Have attorneys negotiate with experts on their costs.

There will be additional cuts up to 5% across the board for the agency.



Thank you

