

# Oregon Public Defense Commission

## Unrepresented Persons Update

March 18, 2026

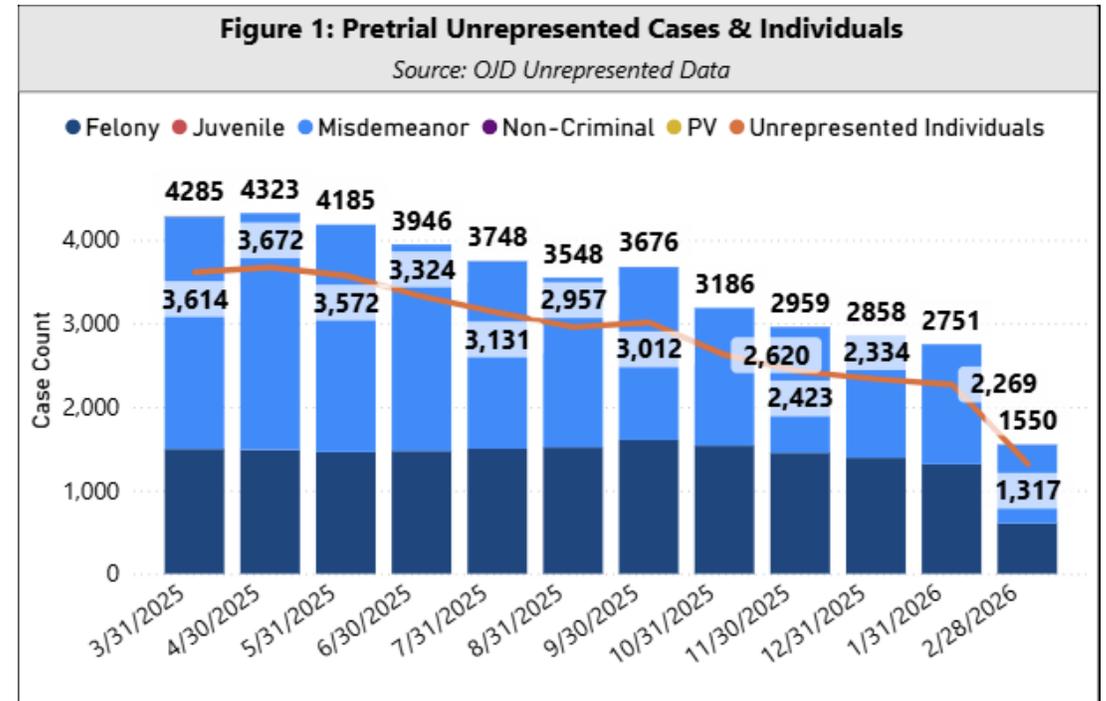
**Kenneth Sanchagrin, Executive Director**

[Kenneth.sanchagrin@opdc.state.or.us](mailto:Kenneth.sanchagrin@opdc.state.or.us)



# Primary Takeaways – Feb 2026

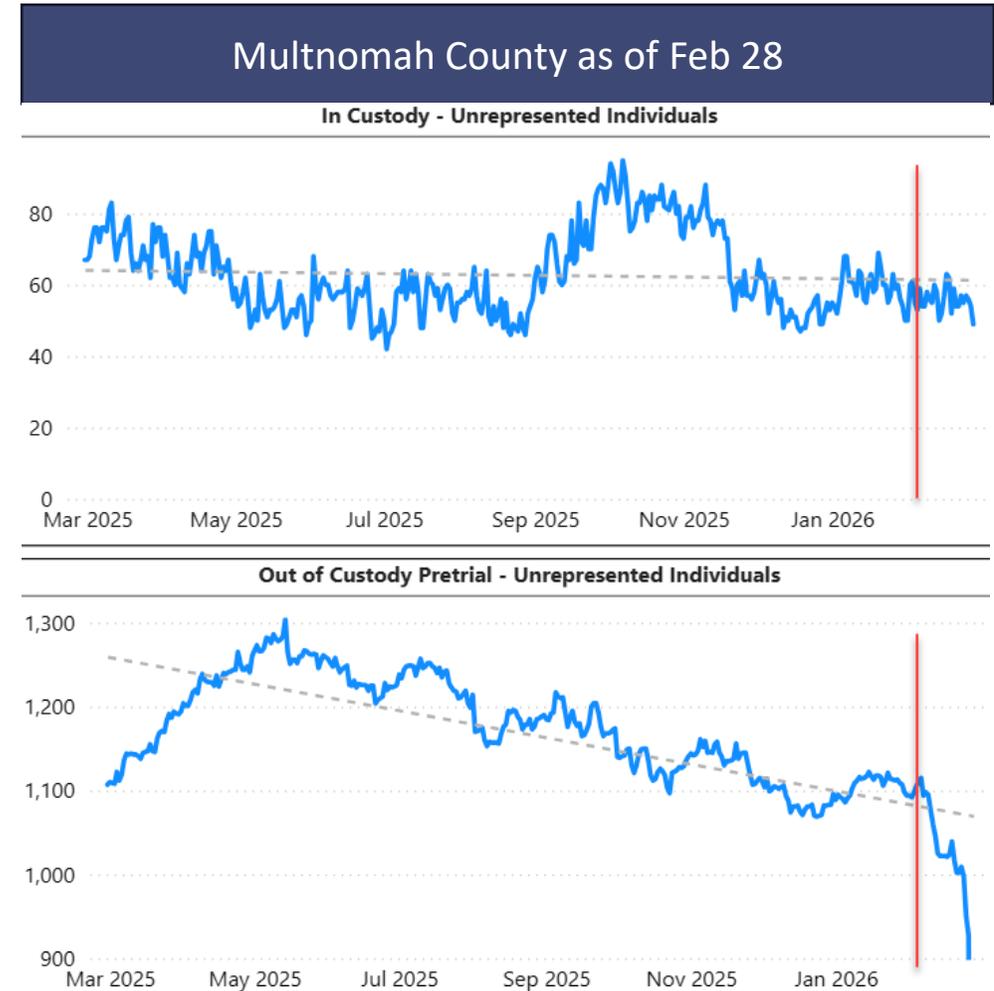
- In February, statewide unrepresented numbers fell substantially (over 42% since January alone).
- As of Feb. 28, there were 1,438 unrepresented individuals statewide.
- The decrease is primarily attributable to dismissals pursuant to the *Roberts* case.
- OPDC Assignment Coordinators assigned 681 cases in January, including 134 subject to *Betschart*.



# Specific Updates

## Roberts Impact

- A substantial number of cases were dismissed in February in Douglas, Jackson, Multnomah, and Washington Counties.
- We expect Roberts cases to return soon, although we do not expect a wave of “new” cases.
- OPDC will begin tracking Roberts cases as soon as relevant OJD data is available.



# Thank You



# Oregon Public Defense Commission

## Director's Report

March 18, 2026

**Kenneth Sanchagrin, Executive Director**

[Kenneth.sanchagrin@opdc.state.or.us](mailto:Kenneth.sanchagrin@opdc.state.or.us)

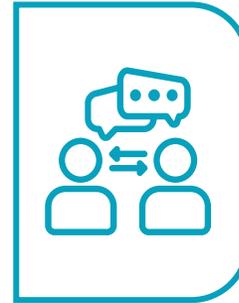


# Upcoming Meetings



## Commission Workgroup

- Thursday, April 2<sup>nd</sup>, 2026
- 5:00pm to 6:30pm
- Virtual – Via Zoom



## Governance, Policy, and Standards Subcommittee

- Thursday, April 30<sup>th</sup>, 2026
- 4:00pm to 5:30pm
- Virtual – Via Zoom



## April Commission Meeting

- Wednesday, April 15<sup>th</sup>, 2026
- 9:00am to 2:00pm
- Virtual – Via Zoom



# Updates

Financial Case Management System

Budget

State v. Roberts

Agency Policies

Other Announcements

# Financial Case Management System

# Budget Update

# BUDGET UPDATE

Month Ending January 2026							
Appropriation	Funding Purpose	Original Budget Total Appropriation	Unscheduled Appropriation	Available Appropriation	January 2026 Expenditures	Planned Expenditures	Unused Appropriation
<b>General Funds</b>							
Executive Division	Main Appn	\$ 3,356,449		\$ 3,356,449	\$ 880,805	\$ 2,606,290	\$ (130,646)
Compliance, Audit, and Performance Division	Main Appn	\$ 8,645,518		\$ 8,645,518	\$ 2,268,876	\$ 7,429,508	\$ (1,052,866)
Appellate Division	Main Appn	\$ 28,826,029		\$ 28,826,029	\$ 8,442,048	\$ 21,807,042	\$ (1,423,061)
Adult Trial Division	Main Appn	\$ 329,576,667	\$ -	\$ 329,576,667	\$ 84,209,954	\$ 240,199,634	\$ 5,167,079
Adult Trial Division	Civil Commitment	\$ 1,111,456		\$ 1,111,456	\$ -	\$ -	\$ 1,111,456
Juvenile Trial Division	Main Appn	\$ 45,417,129	\$ -	\$ 45,417,129	\$ 14,285,633	\$ 33,139,387	\$ (2,007,891)
Preauthorized Expenses Division	Standard-Main Appn	\$ 94,115,182		\$ 94,115,182	\$ 25,079,123	\$ 69,466,229	\$ 607,187
Preauthorized Expenses Division	THIP	\$ 7,307,131		\$ 7,307,131	\$ 6,275,173	\$ 1,421,573	\$ (389,615)
Court Mandated Expenses Division	Standard-Main Appn	\$ 52,272,158		\$ 52,272,158	\$ 14,574,276	\$ 36,148,330	\$ 3,647,813
Court Mandated Expenses Division	THIP	\$ 11,121,931		\$ 11,121,931	\$ 12,205,299	\$ 5,597,272	\$ (6,680,640)
Trial Representation Division	Main Appn	\$ 18,090,808	\$ -	\$ 18,090,808	\$ 5,005,943	\$ 15,052,882	\$ (1,968,017)
Parent Child Representation Program	Main Appn	\$ 46,737,940	\$ -	\$ 46,737,940	\$ 15,340,769	\$ 29,908,122	\$ 1,489,049
Administrative Services Division	Main Appn	\$ 23,771,498		\$ 23,771,498	\$ 8,426,086	\$ 19,600,064	\$ (4,254,652)
Administrative Services Division	FCMS	\$ 693,866		\$ 693,866	\$ -	\$ -	\$ 693,866
Special Programs, Contracts and Distributions Division	Guardianship	\$ 1,627,594		\$ 1,627,594	\$ 214,170	\$ 1,413,610	\$ (186)
Special Programs, Contracts and Distributions Division	County Discovery	\$ 6,348,960		\$ 6,348,960	\$ 1,432,592	\$ 4,916,368	\$ -
Special Programs, Contracts and Distributions Division	Law School Program	\$ 3,437,460		\$ 3,437,460	\$ 1,514,450	\$ 1,923,010	\$ -
Debt Service	Capital Debt Service	\$ 2,392,223		\$ 2,392,223	\$ -	\$ 2,392,223	\$ -
<b>Total General Funds</b>		<b>\$ 684,849,999</b>	<b>\$ -</b>	<b>\$ 684,849,999</b>	<b>\$ 200,155,197</b>	<b>\$ 493,021,544</b>	<b>\$ (5,191,124)</b>
<b>Other Funds</b>							
Juvenile Trial Division	Title IV-E	\$ 7,393,486	\$ -	\$ 7,393,486	\$ 921,683	\$ 6,471,803	\$ -
Preauthorized Expenses Division	Title IV-E	\$ 1,037,357	\$ -	\$ 1,037,357	\$ -	\$ 1,037,357	\$ -
Court Mandated Expenses Division	ACP	\$ 4,449,677	\$ -	\$ 4,449,677	\$ 635,689	\$ 3,924,479	\$ (110,491)
Court Mandated Expenses Division	Title IV-E	\$ 2,098,261	\$ -	\$ 2,098,261	\$ -	\$ 2,098,261	\$ -
Parent Child Representation Program	Title IV-E	\$ 11,684,477	\$ -	\$ 11,684,477	\$ 1,128,896	\$ 10,555,581	\$ -
Administrative Services Division	FCMS	\$ 13,769,781	\$ -	\$ 13,769,781	\$ -	\$ 13,769,781	\$ -
Administrative Services Division	FCMS	\$ 145,219	\$ -	\$ 145,219	\$ -	\$ 145,219	\$ -
<b>Total Other Funds</b>		<b>\$ 40,578,258</b>	<b>\$ -</b>	<b>\$ 40,578,258</b>	<b>\$ 2,686,268</b>	<b>\$ 38,002,481</b>	<b>\$ (110,491)</b>
<b>Total All Funds</b>		<b>\$ 725,428,257</b>	<b>\$ -</b>	<b>\$ 725,428,257</b>	<b>\$ 202,841,465</b>	<b>\$ 531,024,025</b>	<b>\$ (5,301,615)</b>

# State v. Roberts

# Agency Policies

# Agency Policies

The OPDC Policy Team has prepared, presented, and gained approval on **20** internal agency operational policies during the 1<sup>st</sup> Quarter of 2026.

A Policy Committee was also launched to help streamline internal agency policy reviews for approval.

Commissioners will have the opportunity to review and approve upcoming external policies and will receive briefings regarding internal operational policies.

**Other Announcements**

**Thank you**



# Oregon Public Defense Commission

**2027-2029  
Budget and  
Legislative  
Concept Process**

March 18, 2026

Lisa Taylor, Government Relations Manager

[Lisa.Taylor@opdc.state.or.us](mailto:Lisa.Taylor@opdc.state.or.us)



# Guiding Legislation

- **ORS 151.213(1):** *The Oregon Public Defense Commission is established in the executive branch of state government (operative January 1, 2025).*
- **ORS 151.216(1)(f):** *The Commission shall submit an agency request budget to the Oregon Department of Administrative Services as described in ORS 291.208.*
- **ORS 151.216(10):** *The commission shall request that the Governor include in the Governor's requested budget, for each fiscal period, at a minimum, the amount of funds identified by the commission as being necessary to carry out the duties and activities of the commission.*
- **ORS 291.204, ORS 291.206:** *Provides guidance to state agencies for submitting budget information and completing agency request budgets.*

# BUDGET REALITIES

The Governor's office and CFO has provided direction to agencies for developing 27-29 POPs

## Executive Branch Direction

Excerpts from the Governor's office letter to agency heads, 2/10/2026

"...prepare for...no funding [to be] available for program expansions or new programs in 2027-29."

"...policy packages should be net neutral and not require new revenue."

"Understand...not going to reflect overall needs or vision for agency programs."

- > **STABILIZE**  
Maintain core programs and services related to the agency's mission
- > **SELF FUND**  
Identify ways to self-fund strategic investments
- > **SAVE**  
Scrutinize operational efficiencies
- > **EDIT**  
Carefully evaluate new spending proposals
- > **PLAN**  
Prepare for potential limitations on growth or expansion

# Basic Budget Development Timeline†

All actions on this slide occur each **even year** in advance of odd year Legislative Sessions.

## Step 1: January

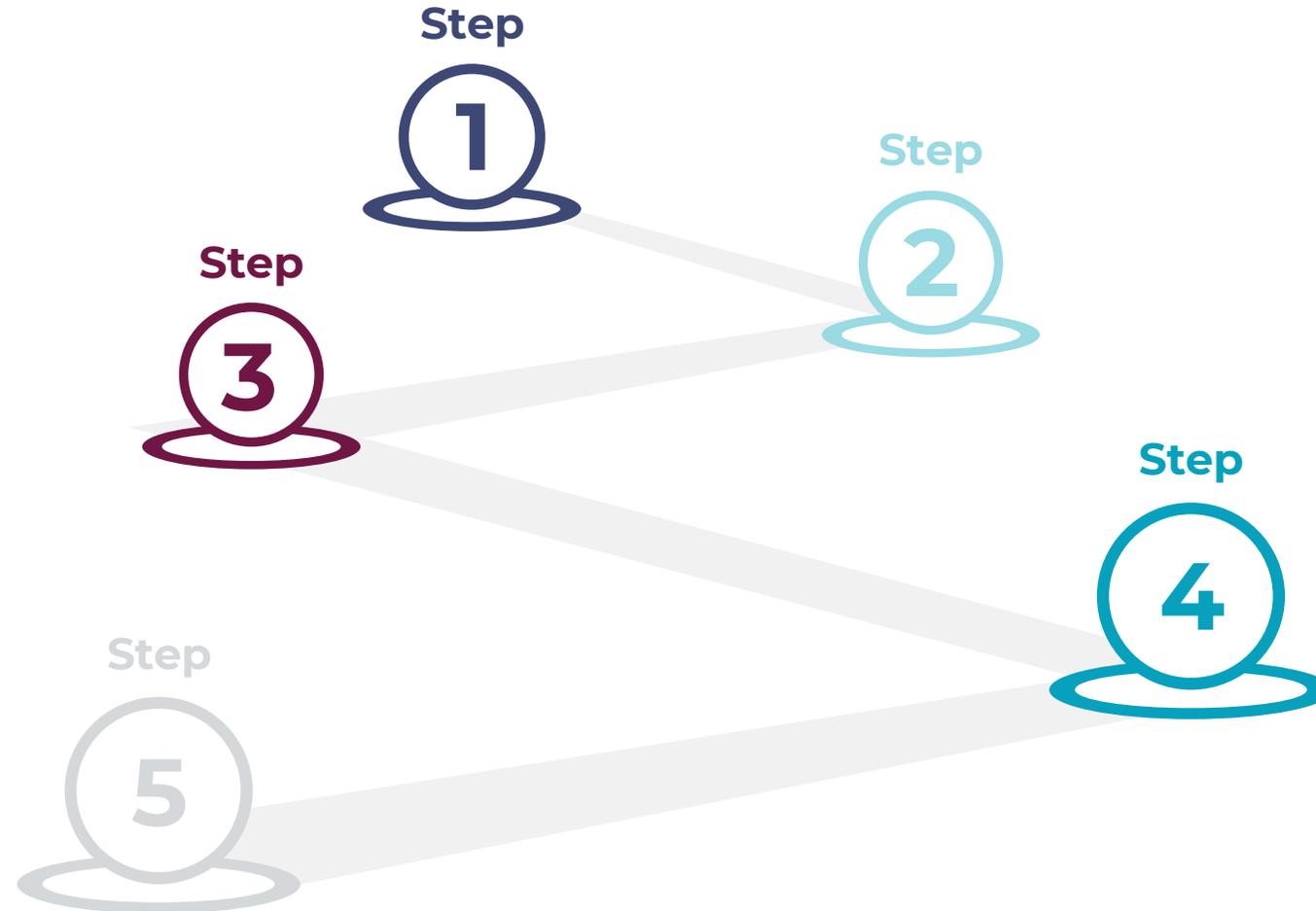
Agency begins high level Agency Request Budget Development (ARB), including initial policy option package ideas.

## Step 3: June

Using feedback from CFO, agency refines its Agency Request Budget.

## Step 5: December

The Governor's Request Budget is released in advance of Legislative Session (which begins the following month)..



## Step 2: May/June

Agency submits its CSL budget, along with preliminary policy option packages (POPs) for CFO Review.

## Step 4: August

Agency submits its final Agency Request Budget, along with approved policy option packages to CFO and the Governor.

†Timeline based on previous processes that are subject to change. Exact timing can change biennium to biennium.

# PROVIDER FEEDBACK

Providers and stakeholders were invited to give feedback at townhalls on 3/10 & 3/11



## SUPPORT SERVICES

Comments addressed investigative resources, administrative capacity, and technology tools that could improve system efficiency.

## PROVIDER EQUITY

Providers encouraged the agency to consider how funding decisions affect different types of public defense providers.

## WORKFORCE PIPELINE

Providers broadly emphasized the need for programs that bring new attorneys into public defense and support their early development.

## CONTINUED SUPPORT

Many commenters noted that current provider organizations already serve as training grounds for new attorneys and should be considered in workforce development strategies.

## Retention and compensation

Participants highlighted compensation as an important factor in maintaining a stable workforce.

# Policy Option Packages





# Thank you.

Lisa Taylor  
Lisa.Taylor@opdc.state.or.us

# Oregon Public Defense Commission

## Oregon Administrative Rules Overview

March 2026

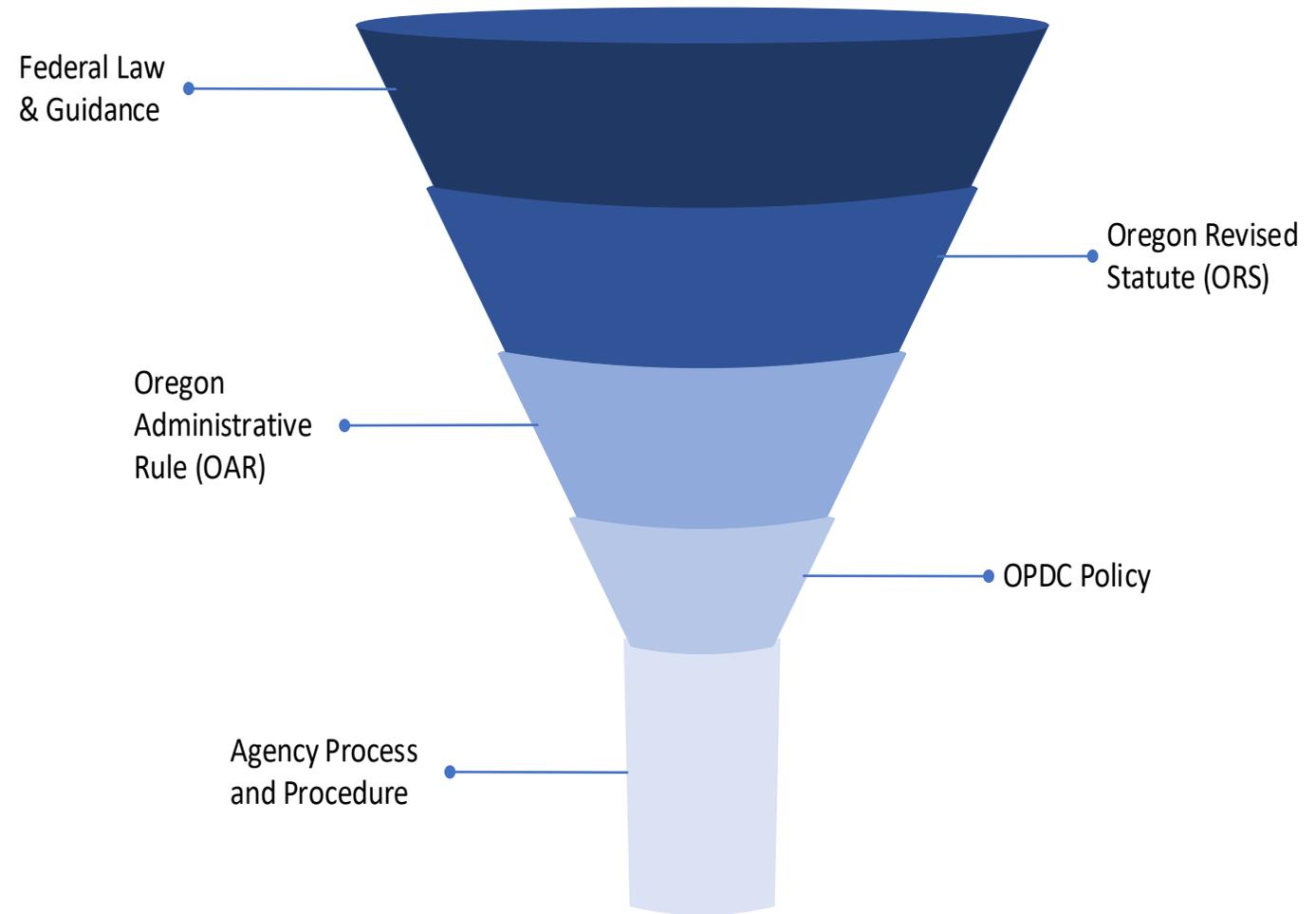
**Dacia Smith, OPDC Rules and Records Coordinator**  
[Dacia.M.Smith@opdc.state.or.us](mailto:Dacia.M.Smith@opdc.state.or.us)



# Overview

Oregon law defines a “rule” as “any agency directive, standard, regulation or statement of general applicability that implements, interprets, or prescribes law or policy, or describes the procedure or practice requirements of any agency.”

*ORS 183.310(9)*



# Where is OPDC in the process?

- 2025 Update
    - Initial Rulemaking Advisory Committee (RAC) Meeting
  - 2026 Update
    - Rulemaking Advisory Committee (RAC) Meeting – March 2026
    - Commission Briefing – March 2026
    - Notice of Proposed Rulemaking – April 2026
-

# What rules will OPDC propose in 2026?

Rule	Action	Effective Date
Uniform and Model Rules of Procedure	Adopt	July 1, 2026
Notice of Proposed Rulemaking	Adopt	July 1, 2026
Delegated Authority	Adopt	July 1, 2026
Agency Overview, Acronyms & Definitions	Adopt	July 1, 2026
Public Records Requests	Adopt	October 1, 2026
Exemptions to Public Records Requests	Adopt	October 1, 2026
Agency Overview, Acronyms & Definitions	Amend	October 1, 2026
Additional Rules, as identified	Adopt	October 1, 2026

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# Drafting Proposed Rules

Process

## Review Existing Rules

Existing or Temporary rules, if applicable.

## Impact Statements

Racial Equity and Fiscal Impact Statements.

## Publish

Agency staff publish proposed rules, as applicable.

## Statutory Interpretation

Legislative Intent of Rule

## Internal Draft

Agency staff draft proposed rules, considering statute interpretation and rule reviews.



# Proposed Rulemaking

Approximate Timeline

## Notice of Proposed Rulemaking

Open Legislative and  
Public Comment  
Periods.

## Commission Meeting

Proposed Agenda Action  
Item: Adopt Proposed Rule(s).

March



### Rules Advisory Committee (RAC)

March 17, 2026  
1 to 4 p.m.  
Recording Online

April



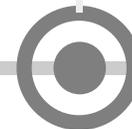
### End Comment Periods

Internal Agency Review of  
Comments and Hearing Officer  
Report.

May



June



### Notice of Permanent Rulemaking

Permanent rule(s) effective,  
if previously adopted by the  
Board.

July



# Timeline: July 1<sup>st</sup> Rules

March	April	May	June	July
Host RAC <i>March 17<sup>th</sup></i>	File Notice of Proposed Rules <i>April 1<sup>st</sup></i>		Commission Vote <i>June 11<sup>th</sup></i>	File Permanent Rules Notice <i>July 1<sup>st</sup></i>
Commission Meeting <i>March 18<sup>th</sup></i>	Host Public Hearing <i>April 16<sup>th</sup> – 30<sup>th</sup></i>		File Permanent Rule Order <i>June 30<sup>th</sup></i>	Distribute Public Notice <i>July 1<sup>st</sup></i>
Submit proposed rules for DOJ & SOS Review <i>March 26<sup>th</sup> – June 30<sup>th</sup></i>				Archive Rulemaking Records <i>July 1<sup>st</sup></i>
Legislative & Commission Comments <i>March 26<sup>th</sup> – May 14<sup>th</sup></i>				
Public Comments <i>April 1<sup>st</sup> – May 14<sup>th</sup></i>				
Commission Meeting (March RAC) <i>April 15<sup>th</sup></i>				

# Timeline: October 1<sup>st</sup> Rules

March	April	May	June	July	August	Sept.	October
Research Proposed Rules March	Draft Proposed Rules April 1 <sup>st</sup> – May 15 <sup>th</sup>		Host RAC June 16 <sup>th</sup>	Commission Meeting (June RAC) July 15 <sup>th</sup>		Commission Vote Sept. 15 <sup>th</sup>	File Permanent Rules Notice Oct 1 <sup>st</sup>
				File Notice of Proposed Rules July 1 <sup>st</sup>			Distribute Public Notice Oct 1 <sup>st</sup>
				Host Public Hearing (Oct 1) July 16 <sup>th</sup> – 31 <sup>st</sup>			Archive Rulemaking Records Oct 1 <sup>st</sup>
				Submit proposed rules for DOJ & SOS Review June 26 <sup>th</sup> – Sept. 30 <sup>th</sup>			
				Legislative & Commission Comments June 26 <sup>th</sup> – Aug. 14 <sup>th</sup>			
				Public Comments July 1 <sup>st</sup> – Aug. 14 <sup>th</sup>			

# Questions?



# Continuity of Operations Plan



3/18/2026

Mahesh Keswani, Facilities Manager, OPDC

# PURPOSE OF THIS PLAN

## Purpose

- Ensure continuity of essential services during disruptions
- Protect staff, clients, and critical infrastructure
- Minimize operational downtime
- Maintain public trust and constitutional obligations

The COOP is all about risk management & fiduciary oversight

## Scope

- Applies to all OPDC divisions, contractors, and essential partners

# Risk & Threat Overview

## Potential Disruptions

- Natural Disasters (earthquakes, wildfires, floods)
- **Cybersecurity** incidents
- Facility loss or inaccessibility
- Pandemic or public health emergencies
- Workforce disruptions
- Utility outages

## Risk Impact Areas

- Client representation delays
- Payment processing interruptions
- Loss of records / data
- Communication breakdowns

Most likely high-impact event in the next 5 years is cyber-related.

# OPDC Mission and Essential Functions

## Mission

- Provide constitutionally mandated public defense services
- Ensure equitable and effective legal representation statewide

## Essential Functions

- Financial Management (**Tiers 2, 4**)
  - Pre-Authorized Expenses and Payments
- Case Management (**Tier 2**)
  - Counsel assignment, tracking, compliance monitoring
- Legal Services (**Tier 2**)
  - Counsel assignment, client communication, partner coordination

Recovery Time Objectives  
Tier 1 – 0 to 2 hours  
Tier 2 – 13 hours to one week  
Tier 3 – One to two weeks  
Tier 4 – Two weeks to 30 days  
Tier 5 – 30+ days

# Activation Criteria

## COOP Activation May Occur When:

- Facilities are unable for 12+ hours
- IT systems are critically compromised
- Staffing levels fall below operational threshold
- Governor (OEM) or agency leadership declares emergency

## Authority to Activate

- Executive Director
- Designated Successor

Operational command rests with staff but policy authority rests with the Commission.

## Commission Role

- Policy approval
- Risk tolerance guidance
- Post-incident oversight review

# Orders of Succession

## Leadership Succession

1. Executive Director
2. Deputy Director
3. Chief Finance Officer
4. General Counsel Lead on Executive Team

Continuity of legal authority is as important as continuity of systems.

## Delegations of Authority

- Financial approvals
- Contract authorization
- Emergency procurement
- Public communications

# Operational Readiness Snapshot

## Current Strengths

- Remote-capable workforce
- Cloud-based systems
- Financial Continuity Planning
- Defined essential personnel tiers

Operational Readiness:  
Maturity level – Moderate (Improving)

## Under Development

- Robust Financial & Case Management System (FCMS)
- Enhanced and updated policies
- Training and Exercises

# Information Technology & Cyber Resilience

## Critical Systems

- Case management system and provider database
- Financial systems
- Email and collaboration platforms

## Mitigation Measures

- Redundant backups
- Multi-factor authentication
- Incident response protocol
- Cybersecurity monitoring

OPDC IT Disaster Recovery Plan (DRP) lists ~30 applications. Server data is housed on servers at the State Data Center.

# Financial Continuity

## Priority Financial Functions

- Attorney compensation
- Vendor payments
- Payroll processing

## Continuity Safeguards

- Remote finance access
- Delegated approval chains
- Backup fiscal authority

Fun Fact:

In 2025, OPDC processed ~5000 invoices/month from 1000+ contract providers and paid out \$300 million

# Reconstitution Strategy

## Reconstitution begins when:

- Primary facility restored
- Systems stabilized
- Staffing normalized

Governance Component:  
Commission receives post-incident  
briefing and improvement plan

## Steps

- Damage assessment
- Phased restoration
- Systems validation and provider stability check
- After-action review and report to Commission

# Strategic Gaps & Risk Exposure

## Areas for Continued Strengthening

- Cyber incident simulation exercises
- Cross-training leadership redundancy
- Provider network emergency communication automation
- Expanded remote infrastructure investment

2025 Assessment:  
OPDC is operationally capable but  
must strengthen resilience as the  
system modernizes.

# Roles & Responsibilities

## Executive Team

- Strategic decisions
- Public communication

## Management Team

- Staff accountability
- Operational continuity

## All Staff

- Maintain readiness
- Follow emergency protocols

### Board Level Requested Action:

- Adopt COOP as formal Commission policy
- Endorse annual exercise requirement
- Request annual resilience briefing

**Thank you!**  
**Questions?**



# Oregon Public Defense Commission

## Retention Incentive Survey Results

March 18, 2026

**Kimberley Freeman, CAP Manager**  
Kimberley.A.Freeman@opdc.state.or.us



## RETENTION INCENTIVE SURVEY RESULTS

### **\$9.9m Retention Incentive Funding**

The commission approved the \$9.9 Retention Incentive Funding Policy – March 21, 2024

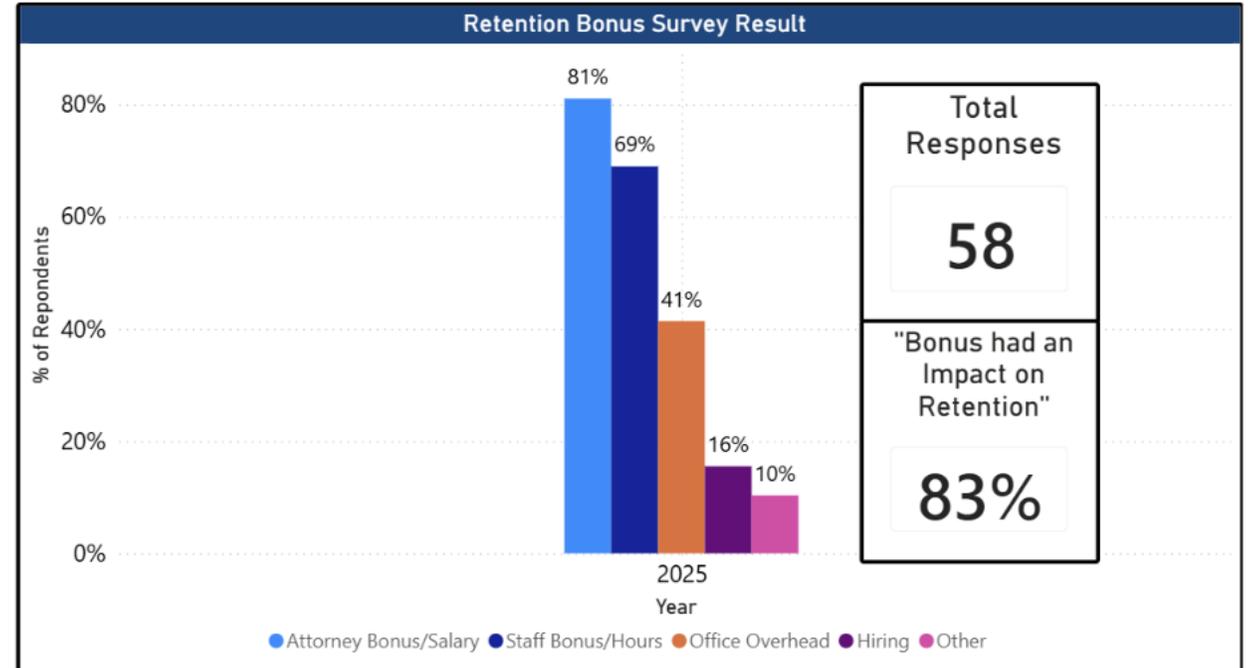
OPDC disseminated two payments:

- 1st disbursement April 15, 2024
- 2nd disbursement April 15, 2025

- The agency disbursed \$4,938,223.48 to 95 Criminal contracts, 47 Juvenile contracts and 23 PCRCP contracts in April 2024
- The agency disbursed \$4,936,696.52 to 92 Criminal contracts, 44 Juvenile contracts and 23 PCRCP contracts in April 2025
- The agency sent two surveys – one in September 2024 and December 2025 - to each provider who received incentive funds, asking them to complete the survey describing how the incentive funds were used in their offices.
- They could select as many of the categories as they needed; Attorney Bonus, Staff Bonus, Hiring, Office Infrastructure and other.

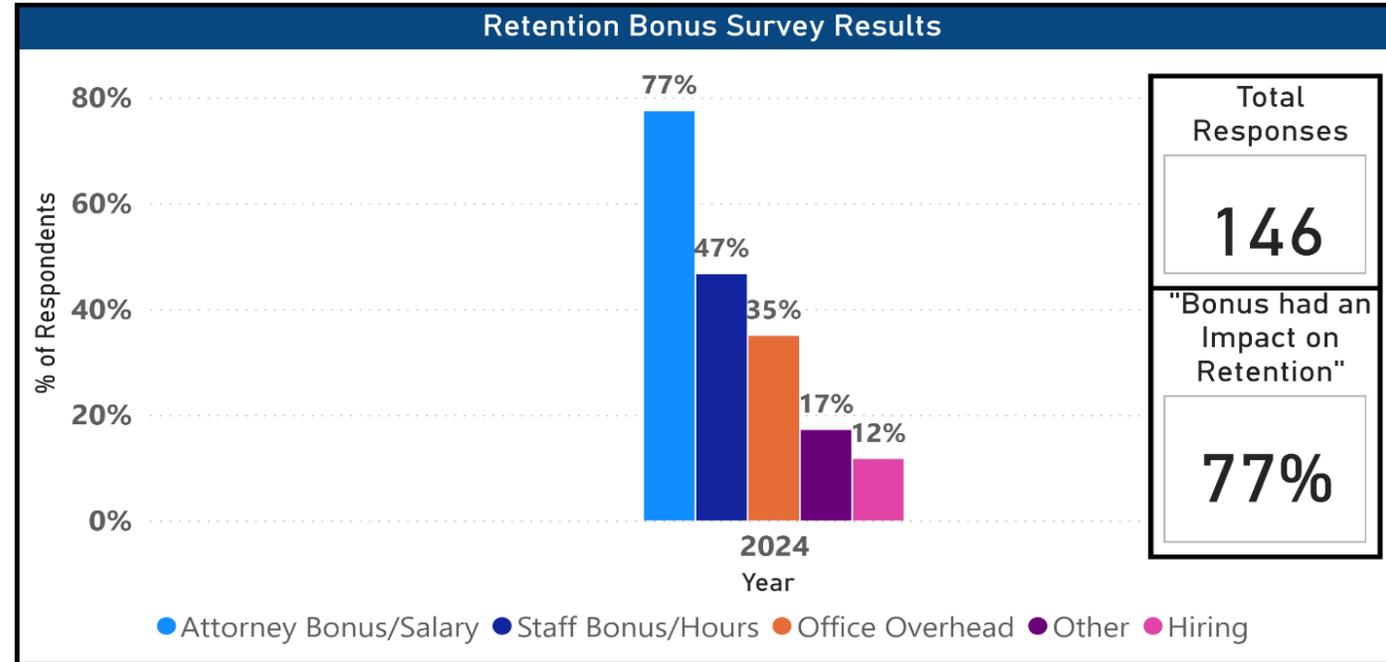
## RETENTION INCENTIVE SURVEY RESULTS

Results from the April 2025  
Retention Incentive funds



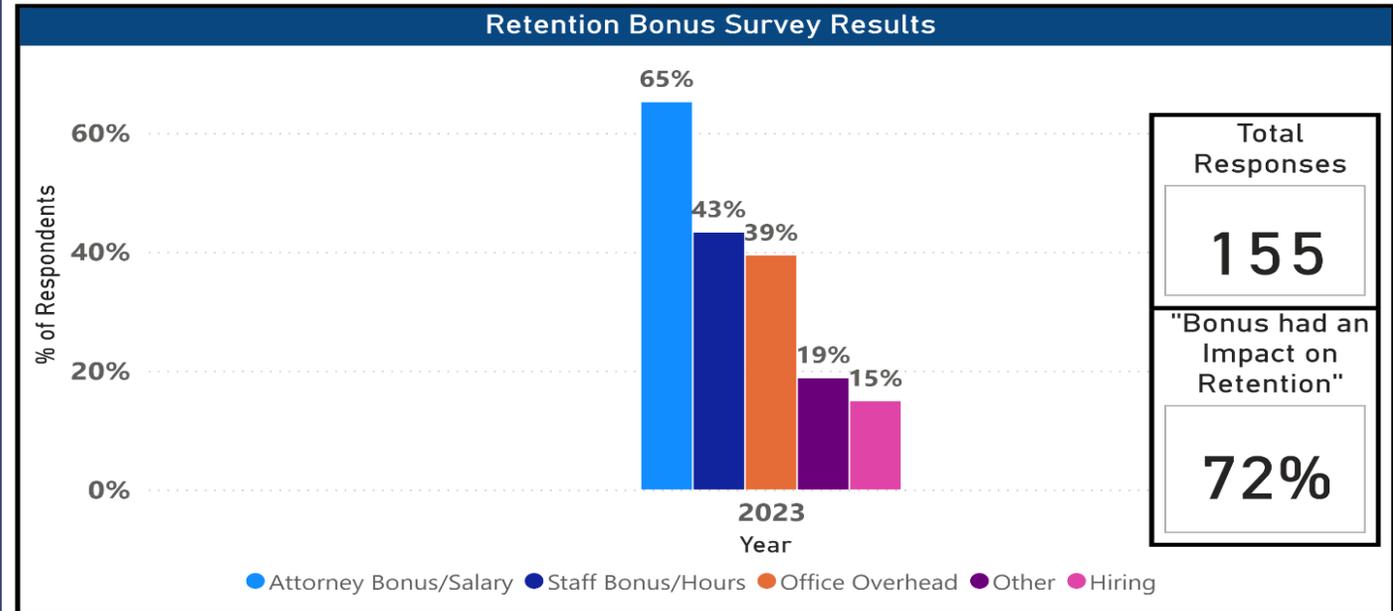
## RETENTION INCENTIVE SURVEY RESULTS

Results from the April 2024  
Retention Incentive funds



## RETENTION INCENTIVE SURVEY RESULTS

### Results from 2023 Retention Incentive funds



**Thank you**



# Oregon Public Defense Commission

## 2026 Session Report

**Lisa Taylor**  
Government Relations Manager

March 18, 2026



# 2026 Legislative Session

1

## Budget

Budget adjustments enacted through House Bill 5204.

2

## Reports

Multiple informational reports to the Joint Ways and Means Subcommittee on Public Safety.

3

## Policy

Monitoring of legislation that could affect the Commission or public defense system capacity.

# Oregon Trial Division Requests Approved

- Initial request recommended for approval in January: \$1.6 million for 6 OTD attorneys starting July 1, 2026. Funds shifted from Court Mandated Expenses (CME).
- Request updated and expanded after Roberts.
- Updated request to have 6 attorneys begin March 1, 2026. Additional \$511,502 shifted from CME.
- Additional request for 2 more OTD attorneys, 5 support staff, and 2 case assignment coordinators for a total cost of \$1.9 million. Additional request approved and funds shifted from Adult Trial Division.
- Total budget neutral package: 8 OTD attorneys, 5 support staff, and 2 case assignment coordinators for a total of \$4.01 million.

# Agency Realignment

- The agency realignment is a net-zero budgetary realignment of agency positions. These are not new positions, but rather existing positions being moved within the agency.
- Moved 7 Resource Counsel and 1 Admin from the Compliance, Audit and Performance division (CAP) to the newly created Resource Counsel Division.
- Moved 1 Senior Research Analyst from Procurement to CAP-Research.
- Moved 1 Operations and Policy Analyst 3 from the Financial and Case Management System to the Legislative and Communications Division.

# Other Budget Items In HB 5204

- Approved an agency request for a technical adjustment to reduce Other Funds expenditure limitation by \$952,073 for a revenue shortfall in CME and the Application Contribution Program. This adjustment aligns program expenditures with forecasted revenues.
- The only non-budget-neutral investment OPDC received was an increase in the “salary pot,” which is a statewide process designed to cover cost-of-living adjustments for state employees. The agency received \$3.6 million in General Funds and \$128,000 in Other Funds to increase OPDC agency staff salaries.
- The Legislature requested that the Department of Administrative Services (DAS) schedule the \$22.1 million that was contingent on OPDC submitting its Capacity Report to the Legislature.

# Agency Reductions in HB 5204

To rebalance the state budget, the following reductions were enacted, totaling \$1.3 million General Fund:

- \$50,000 Services and supply reduction for the Executive Division,
- \$612,000 Vacancy saving from CAP,
- \$313,000 Training and travel reductions for Trial Representation, and
- \$321,412 General Fund in services and supplies tied to the three law school clinics funded by OPDC. This represents an unspent amount from the 2023-25 biennium.

# REPORTS TO THE LEGISLATURE

Throughout the 2026 session, OPDC provided several informational updates to the Joint Ways and Means Subcommittee on Public Safety, which oversees the agency's budget.

**PUBLIC DEFENSE CAPACITY REPORT:** Compared budgeted and actual capacity for public defense providers. The report was well-received, and the Legislature asked DAS to schedule the \$22.1 million contingent on the report. OPDC was also told to submit an updated Capacity Report in 2027.

**KEY PERFORMANCE MEASURES:** OPDC gave updates on developing Key Performance Measures (KPMs) for the 2027 Legislature. The legislature suggests reviewing best practices and creating KPMs that are stakeholder-focused and externally oriented.

**UNREPRESENTED PERSONS AND ROBERTS:** The Public Safety Subcommittee invited the Oregon Judicial Department, OPDC, and the Oregon District Attorneys Association to update on their response to the Roberts ruling. They shared recent unrepresented individual stats and collaborative efforts with courts and DAs, which was well-received.

# POLICY

OPDC received 40 fiscal requests on 21 bills throughout the session, most of which had minimal fiscal impact on the agency and providers. Below are some policy bills of note.

**HB 4041: Public safety omnibus.** Reduces certain driving while suspended offenses from misdemeanors to violations; raises the presumptive sentence for fleeing from police in repeat or injury cases; introduces new procedures for post-conviction relief for nonunanimous jury verdicts; updates sentence computation and erroneous release processes; and raises monetary thresholds for theft and criminal mischief.

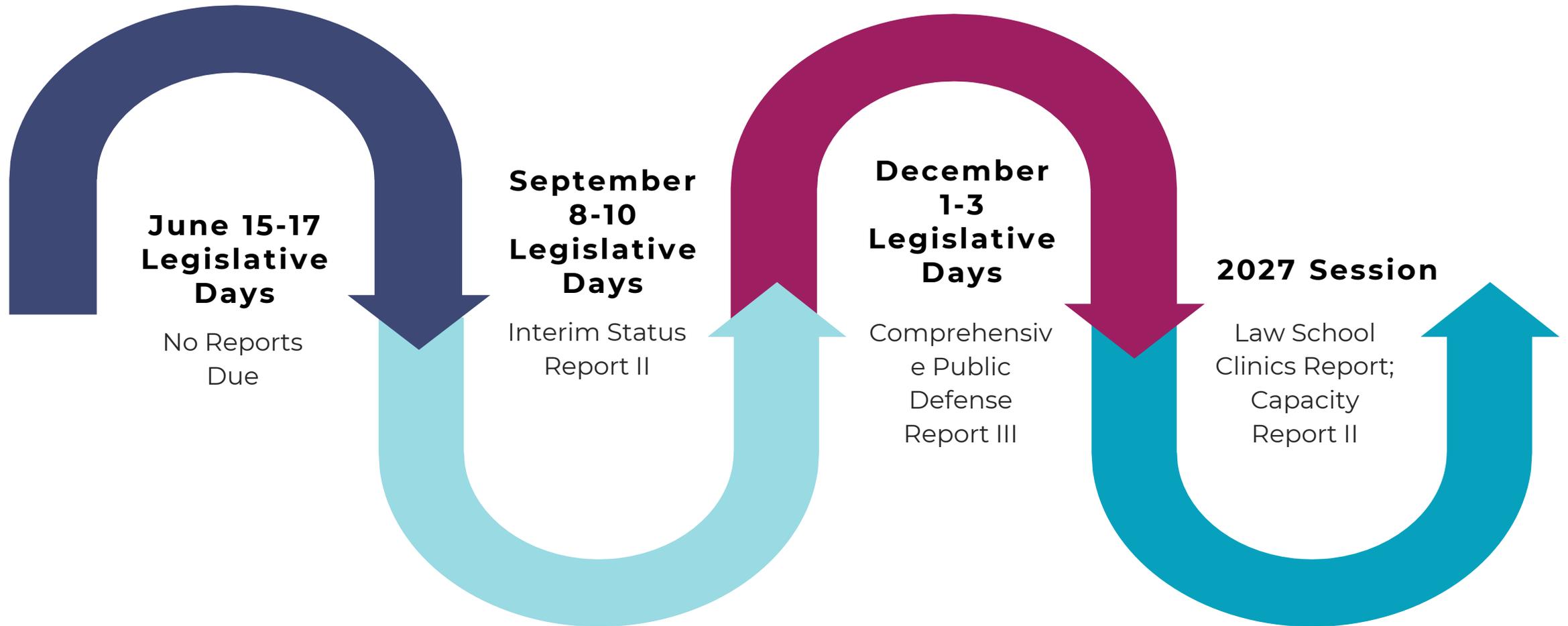
**HB 4151: Swatting.** Increases penalties for initiating a false report that leads to an enhanced law enforcement response causing serious injury or death.

**HB 4157: Hearsay.** Provides that certain hearsay statements related to certain sex crimes are admissible in evidence, even though the declarant is available as a witness.

**HB 4177: Public Meetings.** The measure changes the meaning of meetings, convening, and deliberation to restate the prohibition on serial communications while adding types of communications that are allowed and not considered public meetings.

**SB 1515: Post-conviction relief (PCR).** The act changes the law regarding compensation for wrongful convictions and creates a new PCR process when a conviction is based on discredited scientific analysis.

# Future Legislative Days OPDC Reporting Schedule



**Thank you.**

# Oregon Public Defense Commission

**Proposed Changes  
to Key  
Performance  
Measures**

**Kim Freeman - CAP Manager**  
[Kimberley.A.Freeman@opdc.state.or.us](mailto:Kimberley.A.Freeman@opdc.state.or.us)

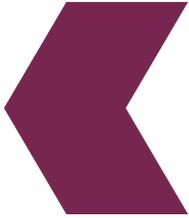
March 18, 2026





**Existing Key  
Performance  
Measures  
(KPMs)**

01



### **Appellate Case Processing**

Median number of days to file an opening brief, with a target of 180 days.

02



### **Customer Services**

Percent of customers rating their satisfaction with the agency's customer services as satisfactory or better, with a target of 95% in each area.

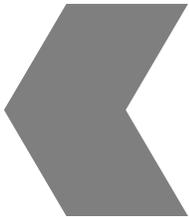
03



### **Best Practices for Boards and Commissions**

Percentage of total best practices met by the Commission, with a target of 100%.

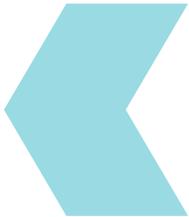
04



### **Parent Child Representation Program (PRCP)**

Percent of PCRCP attorneys who report spending approximately 1/3 of their time meeting with appointed clients on cases in which the attorney represents a parent or child with decision making capacity, with a target of 95%.

05



### **Percent of Financially Eligible Individuals Receiving A Public Defender**

Eligible individuals receive timely appointed counsel.



**Newly  
Proposed Key  
Performance  
Measures  
(KPMs)**

06



### **Maintain High Retention Rates for State Trial Level Attorneys**

The percentage of Oregon Trial Division attorney workforce retains on an annual basis, with a target of 85%.

07



### **Ensure Timely Payments to Providers**

The percentage of invoices reviewed and payments processed within forty-three (43) days or receipt, with a target of 100%.

08



### **Ensure Timely Processing of Pre-Authorized Expenses (PAE) Requests**

The percentage of PAE requests reviewed within ten (10) business days of receipt, with a target of 95%.

09



### **Policies, Procedures, Standards and Guidelines Align with Agency Priorities**

The percentage of agency policies and procedures that are in alignment with statute, the agency strategic plan, and DAS policies and procedures, with a target of 95%.

10



### **Capacity Contractors Meet or Exceed Performance Expectations**

Percentage of providers meeting their contractual obligations throughout the term of the agreement, with a target of 90%



**Legislative  
Feedback  
Received**



Legislative Fiscal Office has reviewed the newly proposed KPMs and recommends the agency to re-examine changes prior to proposal during development of the 2027-2029 budget



Proposed KPMs are related to routine agency operations and do not provide adequate measures of performance for the state's public defense system or agency.



OPDC is encourages to seek broader stakeholder engagement and research national and other state measures of public defense performance.



Some suggested meaningful measures to consider include:

- Substitution of attorneys
- Quality Representation
- Contractors' adherence to best practices
- Service Delivery Costs
- Public defense attorney capacity - % of attorney capacity by provider contracts
- Comparison between effectiveness of programs with similar objectives by differing approaches:
  - Juvenile Trial Division vs Parent Child Representation Program (PCRP)
  - Adult Trial Division vs. Trial Representation Division

Attorney assignment



Timeliness of attorney first  
contact



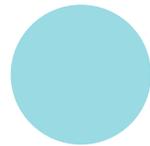
Time spent with client



Services requested / utilized by  
case type



All parts of the case are  
looked at



# What Is Quality Representation?

# Thank You

