

# Oregon Public Defense Commission

## Unrepresented Persons Update

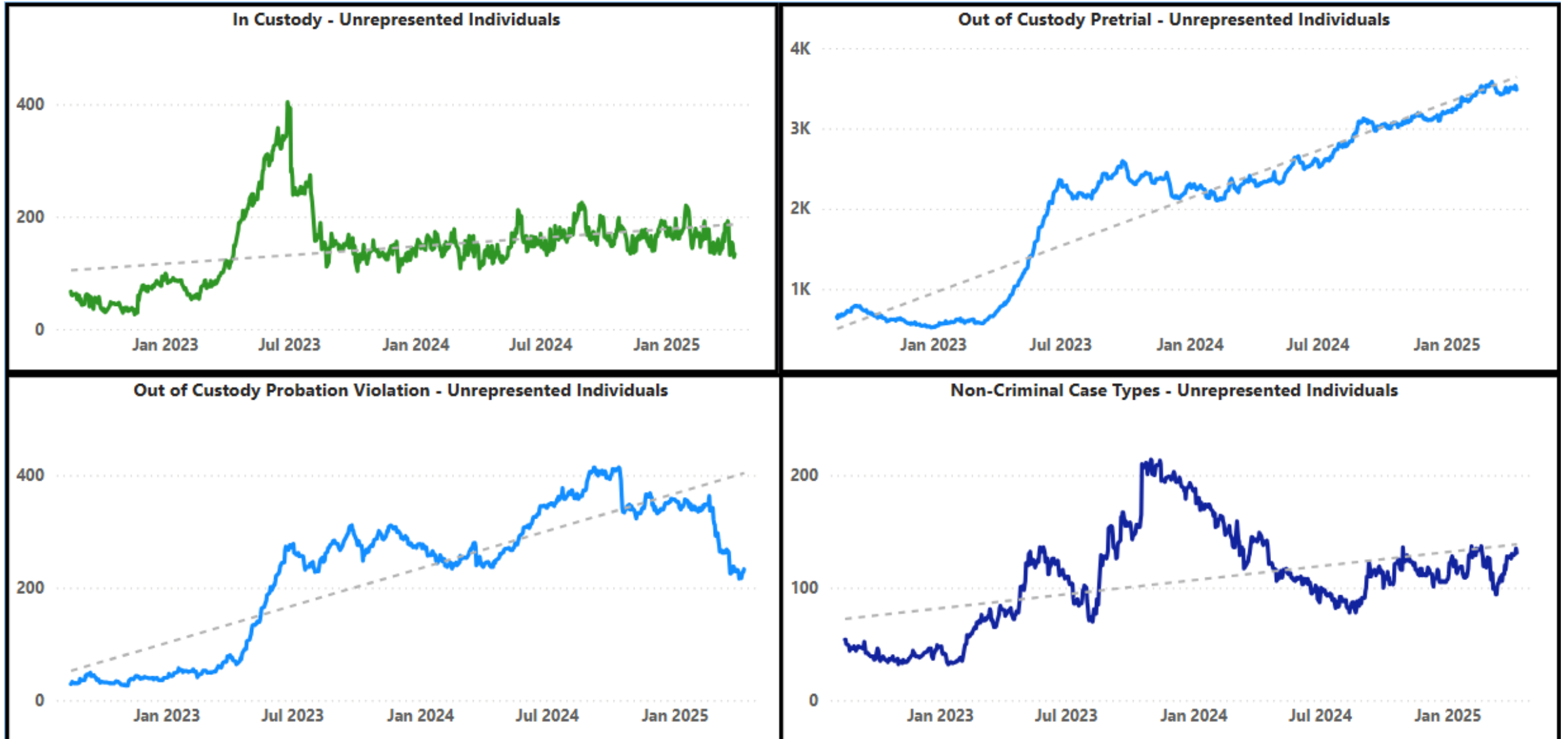
April 16<sup>th</sup>, 2025

**Jessica Kampfe**, OPDC Executive Director

**Maddy Ferrando**, OPDC Research Analyst

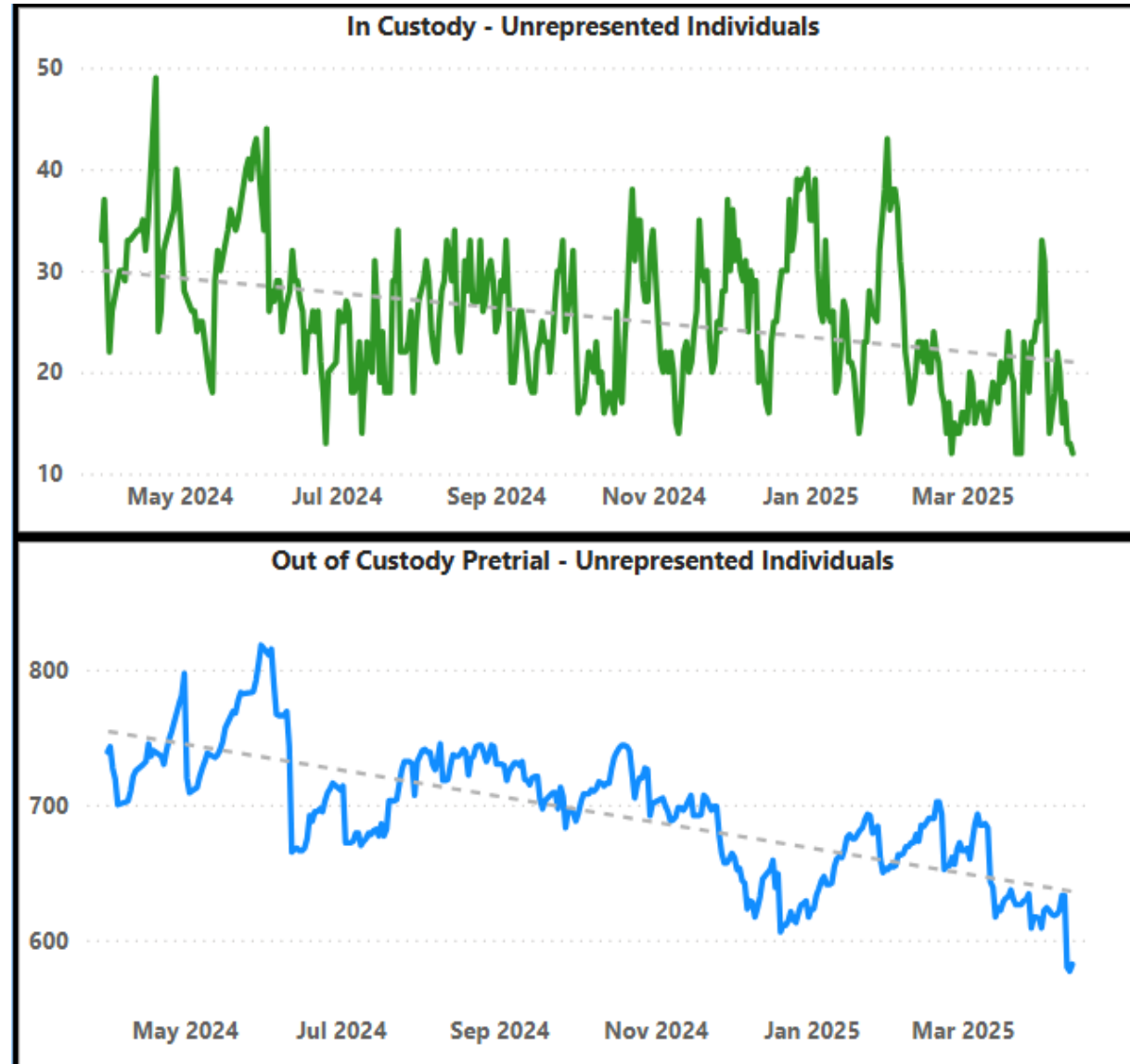


# Unrepresented Population Statewide Trends (8/1/22 – 4/11/25)



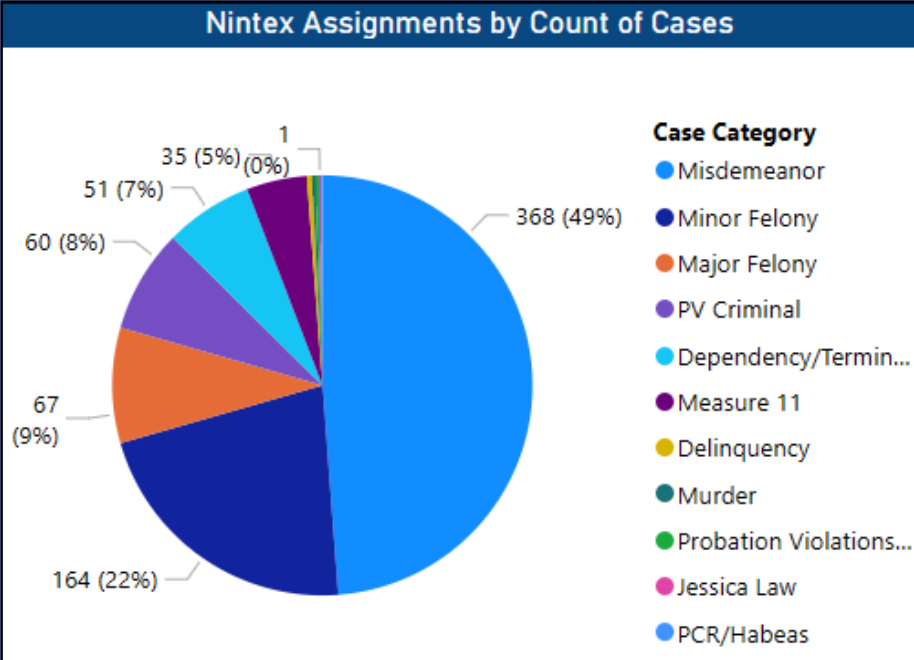
# Jackson County Unrepresented Population Trends (4/1/24 – 4/11/25)

Decrease in the in-custody and out of custody pretrial unrepresented groups in the past year in Jackson County.

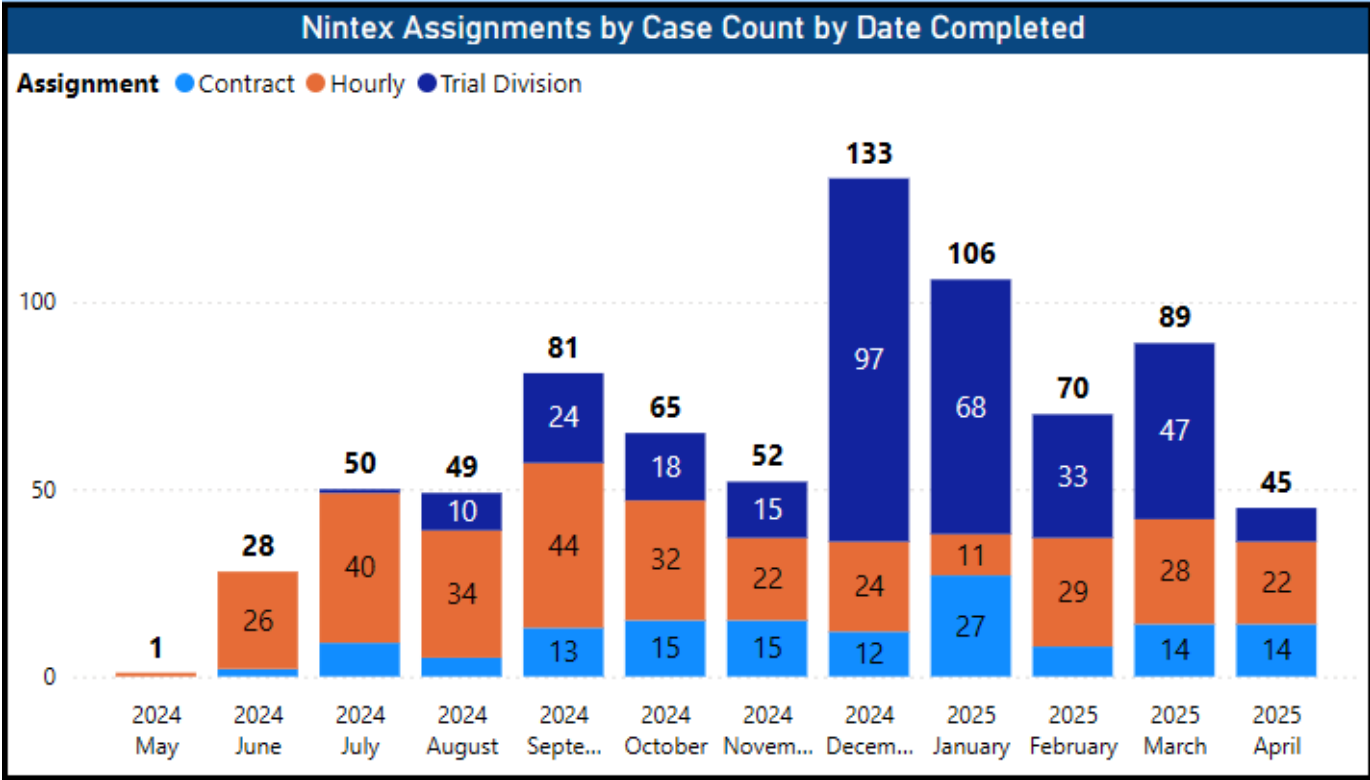


Jackson County 5/29/24 – 4/11/25

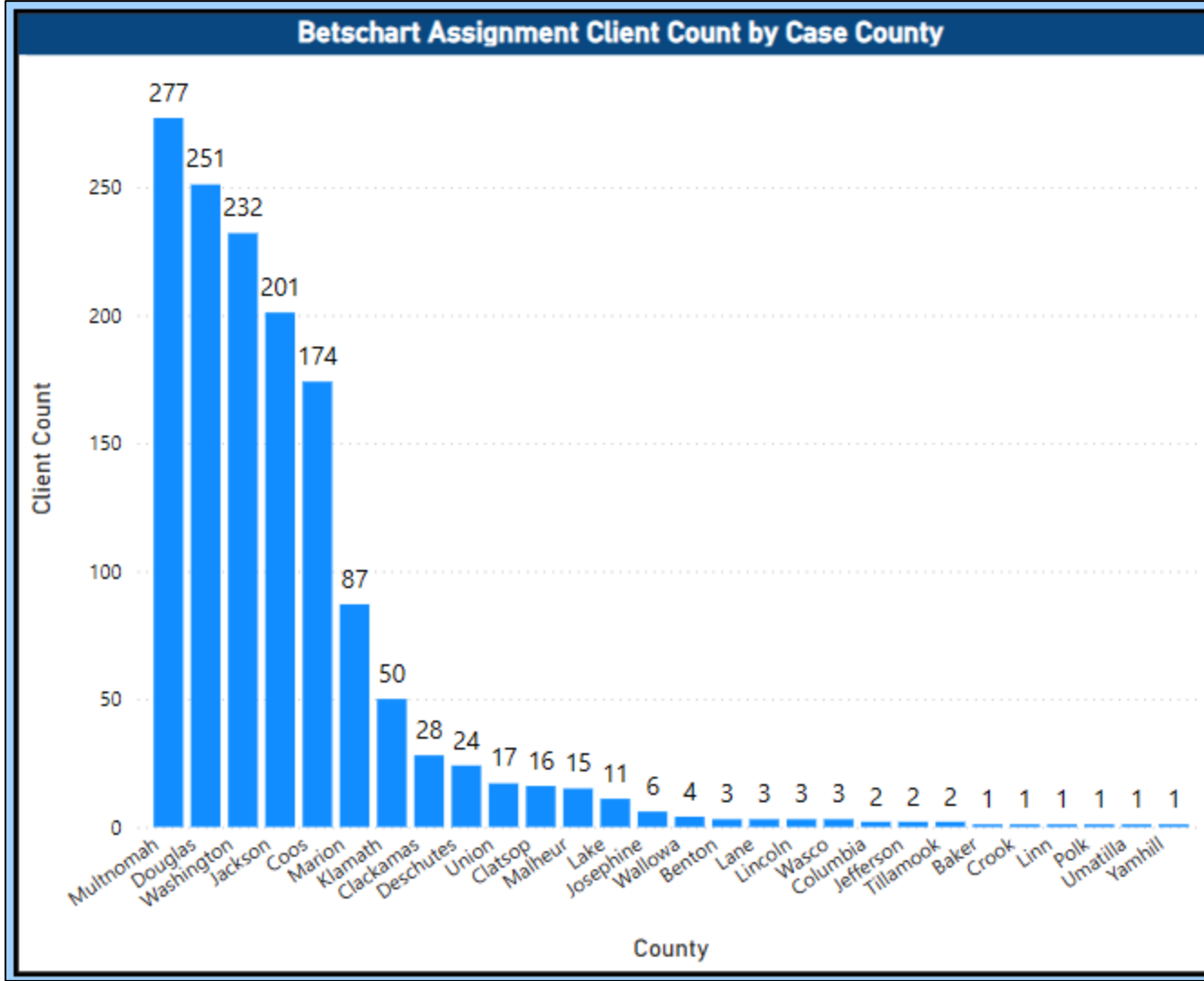
# Unrepresented Assignments Coordinated by OPDC in Jackson County



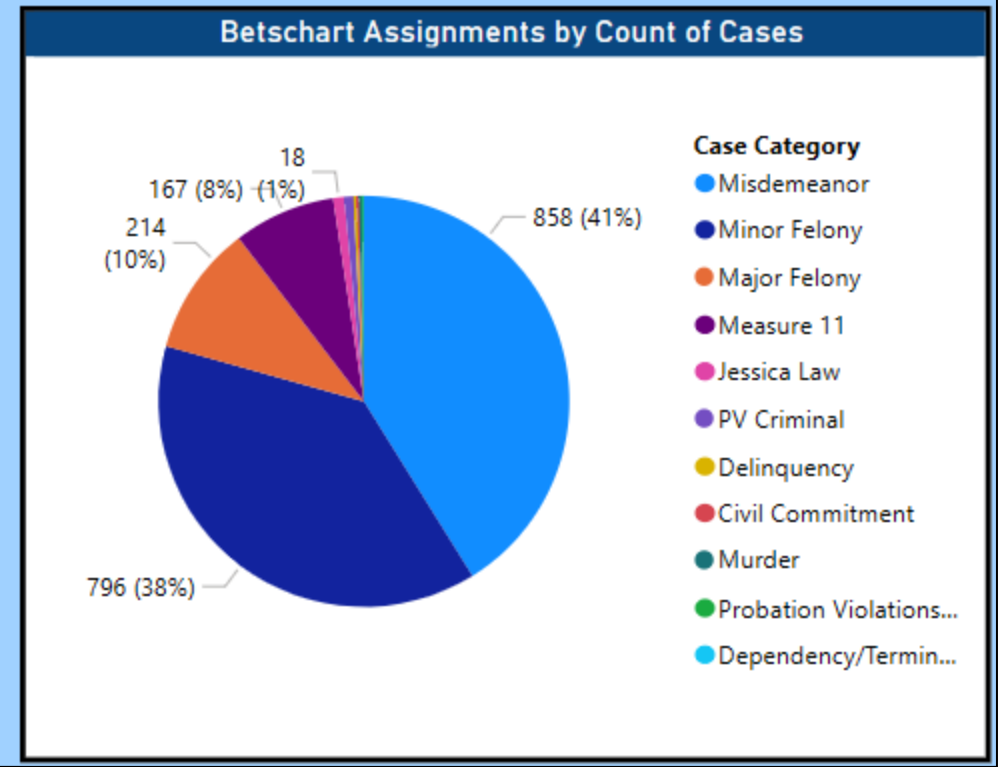
Nintex Assignments by Program			
Assignment	Attorney Count	Client Count	Case Count
Contract	29	87	130
Hourly	40	204	310
Trial Division	6	219	321
Total	68	499	753



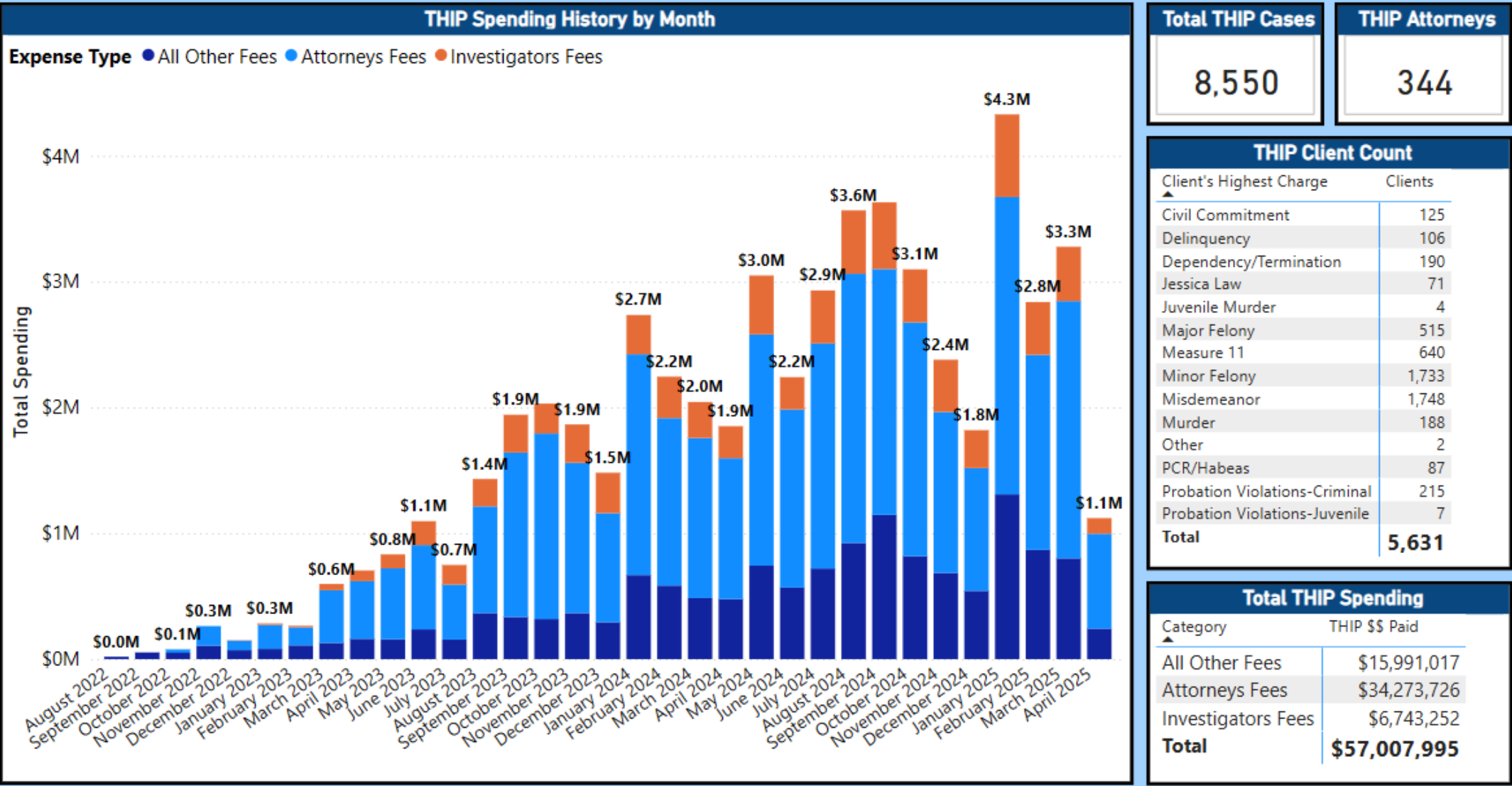
# Betschart Assignments Coordinated by OPDC Analysts



Betschart Assignments by Program			
Assignment	Attorney Count	Client Count	Case Count
Contract	86	233	297
Hourly	158	918	1366
Trial Division	20	276	426
<b>Total</b>	<b>244</b>	<b>1407</b>	<b>2084</b>



# THIP Program Overview (8/1/22 – 4/11/25)



\* THIP Attorneys is a count of active Hourly Agreements as of 4/11/2025

# Thank you



# Oregon Public Defense Commission

## Budget Presentation

Period ending – February 28, 2025

April 16, 2025

**Jessica Kampfe, Executive Director**  
[Jessica.Kampfe@opdc.state.or.us](mailto:Jessica.Kampfe@opdc.state.or.us)

**Ralph Amador, Chief Financial Officer**  
[Ralph.H.Amador@opdc.state.or.us](mailto:Ralph.H.Amador@opdc.state.or.us)





# Criminal

Budget	279,283,241
Spent	220,457,969
Planned	49,252,820
Remaining	9,572,452

Budget Burn rate = spent/remaining  
79%/83%

# Juvenile

Budget	51,227,439
Spent	42,256,619
Planned	8,983,554
Remaining	(12,734)

Budget Burn rate = spent/remaining  
82%/83%

# Parent Child Representation Program

Budget	56,134,287
Spent	46,139,689
Planned	11,657,055
Remaining	(1,662,457)

Budget Burn rate = spent/remaining  
82%/83%

# Preauthorized Expense

<b>Budget</b>	58,617,686
<b>Spent</b>	52,435,673
<b>Planned</b>	18,120,078
<b>Remaining</b>	(11,938,065)

Budget Burn rate = spent/remaining  
89%/83%

# Court Mandated Expense

Budget	87,464,841
Spent	75,688,678
Planned	18,626,879
Remaining	(6,850,716)

Budget Burn rate = spent/remaining  
87%/83%

# Pilot Project – Trial Services

<b>Budget</b>	<b>10,725,138</b>
<b>Spent</b>	<b>5,966,378</b>
<b>Planned</b>	<b>3,049,887</b>
<b>Remaining</b>	<b>1,708,873</b>

Budget Burn rate = spent/remaining  
**56%/83%**

# Appellate Division

Budget	25,924,696
Spent	21,410,023
Planned	4,657,890
Remaining	(143,217)

Budget Burn rate = spent/remaining  
83%/83%

# Compliance, Audit, and Performance Division

Budget		6,569,293
Spent		4,430,005
Planned		1,429,790
Remaining		709,498

Budget Burn rate = spent/remaining  
67%/83%



# Administrative & Executive Divisions

<b>Budget</b>		22,074,888
<b>Spent</b>		18,167,631
<b>Planned</b>		3,497,109
<b>Remaining</b>		410,148

Budget Burn rate = spent/remaining  
82%/83%

# Financial/Case Management System

<b>Budget</b>		6,225,212
<b>Spent</b>		1,748,931
<b>Planned</b>		1,776,173
<b>Remaining</b>		2,700,108

Budget Burn rate = spent/remaining  
28%/83%

## Special Programs, Contracts, Distributions

<b>Budget</b>	12,438,908
<b>Spent</b>	10,393,749
<b>Planned</b>	2,244,000
<b>Remaining</b>	(198,841)

Budget Burn rate = spent/remaining  
84%/83%

# Oregon Public Defense Commission

Budget	616,685,629
Spent	499,095,345
Planned	123,295,235
Remaining	(5,704,951)

Budget Burn rate = spent/remaining  
81%/83%

# Oregon Public Defense Commission

PDC Rebalance Request - 2025 Joint Ways and Means Committee		
General Fund	Increase	Reduction
Adult Trial Division		(9,700,000)
Compliance, Audit, and Performance Division		(250,000)
Executive Division		(200,000)
Administrative Services Division		(1,600,000)
Juvenile Trial Division	74,000	
Parent Child Representation Program	2,100,000	
Preauthorized Expense	7,400,000	
Court Mandated Expense	1,600,000	-
Appellate Division	140,000	
Special Contract, Programs, and Distributions	436,000	
Totals	11,750,000	(11,750,000)

# Thank you



# Oregon Public Defense Commission

## Proposed Contract Policy Changes

Jessica Kampfe, Executive Director  
[Jessica.kampfe@opdc.state.or.us](mailto:Jessica.kampfe@opdc.state.or.us)

April 16, 2025



## PROPOSED CONTRACT POLICY CHANGES

# Proposed Contract Modifications

### Policy and practice changes include:

- Partial weighting early withdraw
- Warrant removal
- Co-counsel
- Second or subsequent attorneys
- Contract Compliance
- Reduced caseload for 1<sup>st</sup> year attorneys
- Vacancy funding

## Time Frame:

**Feb. 27th**  
Public defense  
provider meeting

**March 6th**  
Commission  
workgroup

**March 17th**  
Draft policies  
posted on  
Commission  
website

**April 16th**  
Commission  
approval

**March 6th**  
Public defender  
comments due

**March 10th**  
Draft distributed  
to OJD and  
ODAA for review

**March 26th**  
Commission  
briefing



## PROPOSED CONTRACT POLICY CHANGES

# Policy Impacts

Draft Policy Name	Effect on MAC Capacity (Jul 23 - Jan 25)	Effect	Comments	Needs for Implementation
<b>Reduced Caseload Program for First Year Attorneys Policy – PCR</b> _404.200.04.008	-	Reduction in total number of open cases by these attorneys.	PCR on Open Caseload model, not MAC model.	Identify and track attorneys eligible for RCP.
<b>Reduced Caseload Program for First Year Attorneys Policy</b> _404.200.04.009	(10.05)	Decrease the overall MAC capacity for first year attorneys by 33%. Decrease in current contracted yearly attorney FTE from 30.15 to 20.1 which is a 2% reduction of current criminal MAC.	Would increase in utilization rates and decrease MAC capacity for eligible attorneys. Size of affect would depend on number of attorneys in the program.  34 Current Criminal Atty 1 Level and bar number from 2024 at 85% utilization under current MAC model. Only 6 currently below 66% (200/300).	Identify and track attorneys eligible for RCP.
<b>Co-Counsel Policy</b> _404.200.04.004		Hard to tell. Right now any attorney who reports the case gets credit.	0.6% of current cases reported with Co-Counsel. Low confidence level this field is being utilized accurately.	Review of cases reported as co-counsel to ensure there is an approval. Ensuring all mandatory co-counsel cases have co-counsel.  We don't currently track murder 1 separate from murder.
<b>Partial Weighting for Early Withdraw from Cases</b> _404.200.04.006	19.10	Increase capacity and reduce utilization rates. Biggest effect is for MII and Minor Felony.	Unsure if we can apply balance of the weight if same attorney is reappointed. Doing so would reduce the MAC capacity generated by the withdraw.	Determine if we can adjust logic to grant attorney balance of weight if reappointed.
<b>Partial Weighting for Second and Subsequent Attorneys</b> _404.200.04.007		Likely increase in capacity due to 50% reduction in second attorney weighting, but unclear how much.	Not able to analyze consortia data.	Would need to track individual firms within constorium and their attoreny in order to implement.
<b>Attorney Warrant Removal Policy</b> _404.200.04.003	1.13	This MAC effect looks at cases reported with disposition of bench warrant which is when the case entered warrant status, adding 90 days, and applying the withdraw policy partial weighting.	Unsure if we can apply balance of the weight if the attorney is reappointed to the case. This would decrease the MAC capacity generated by the withdraw.	Adjust logic to grant attorney balance of weight if reappointed.  Can't confirm days case has been in warrant status as this isn't something we track. Possible verification with OJD of all bench warrant cases to ensure attorneys are withdrawing.
<b>Vacancy Funding</b> _404.200.04.010	-	No impact on MAC	Paid for 21.83 prorated MAC of vacancy in criminal contracts	
<b>Contract Compliance Policy</b> _404.200.04.005	21.54	If policy forced currently active criminal contractors under 85% utilization (17) to reach 85% this would generate 21.54 additional MAC capacity. This effect will decrease if ethical shut offs are taken into account.	This does not take into account any attorney or contract that has ethically shut off.	
<b>Total Impact</b>	<b>31.72</b>			

# Thank you



# Oregon Public Defense Commission

**Public Defense  
Attorney  
Qualification  
Standards**

April 16, 2025

**Trial Support & Development**

**Jessica Kampfe, Executive Director**  
[Jessica.Kampfe@opdc.state.or.us](mailto:Jessica.Kampfe@opdc.state.or.us)



# Attorney Qualification Standards

# Updates

## New requirements under the Qualifications for All Public Defense Attorneys Section:

- Rules of Professional Conduct – added language that all attorneys providing legal representation agree to maintain client files for a period of no less than ten years, unless required by the Oregon State Bar to maintain the client files for a longer period of time.
- Accessibility - **NEW!** Added requirements for accessibility and proximity to clients.

# Updates

## Qualification Standards for Representation in Criminal Proceedings, Criminal Attorney 1

- Allowing completion of a clinical term at an Oregon law school to meet Criminal Attorney 1 and Delinquency Attorney 1 standards as an approved pathway to qualification if the candidate proves a letter of support from the clinical supervisor.

## Qualification Standards for Representation in Delinquency Proceedings, Delinquency Attorney 1.

- Minimum Qualifications (Section 3., c., i.) - Added additional requirement language to include a presentation of a letter from immediate supervisor certifying the person's ability to represent clients in misdemeanor level or delinquency cases.

# Additions

## Process for Attorney Qualification

## Alternative Paths to Practice

- Equivalent Experience Qualification
- Practicing Under Supervision

# Additions

## Aggravated Murder Standards

- Qualification Standards for Representation in Criminal Proceedings - Criminal Attorney 5
- Qualification Standards for Representation in Post-Conviction Relief (PCR) Proceedings - PCR Attorney 3



# Proposed Qualification Process & Implementation

6-month Transition Process

Possibility of Provisional  
Certification to avoid down-  
qualification during transition

Triennial recertification, to  
coincide with CLE renewals

# Future Work

## Qualification standards for:

**Appellate  
representation**

**Contested  
adoption**

**Blanket waivers  
of juvenile court  
jurisdiction in  
delinquency  
cases**

# Agency Recommendation

The agency recommends the Commission accept the briefing, with the understanding that the agency will bring the Attorney Qualification Standards back before the Commission for adoption at its May 2025 meeting.

# Thank you



# Oregon Public Defense Commission

## Financial & Case Management System Update

April 16, 2025

**Jessica Kampfe, Executive Director**  
[Jessica.Kampfe@opds.state.or.us](mailto:Jessica.Kampfe@opds.state.or.us)

**David Martin, CIO, FCMS**  
Presenting



FCMS April 2025

# Agenda



**CONTRACT AWARD  
STATUS**



**SCHEDULE**



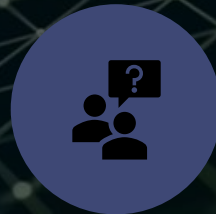
**ACCOMPLISHMENTS**



**UPCOMING  
MILESTONES**



**BUDGET**



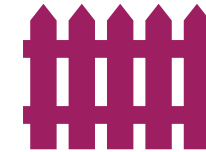
**Q&A**

# Implementation Planning Phase Approval & Contract Award Status



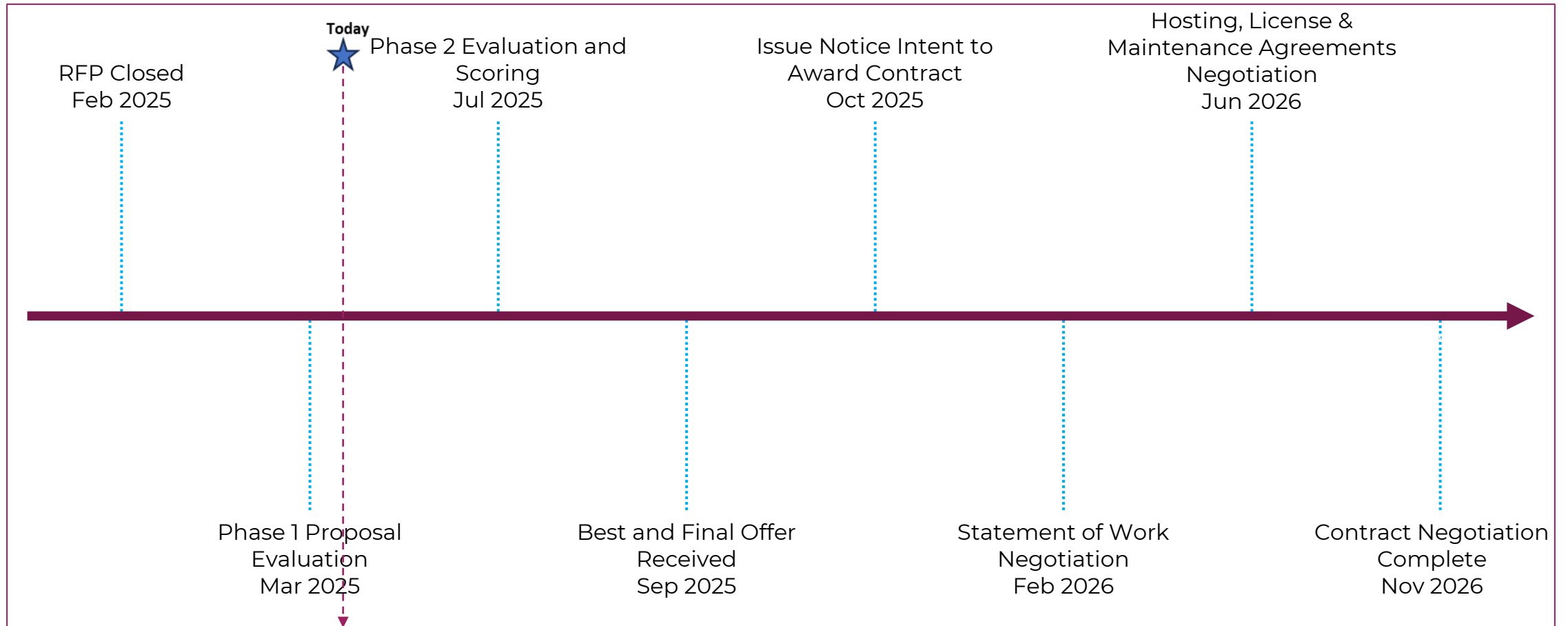
## **Contract Award, Negotiations, and Execution:**

The procurement is on track with proposals in Evaluation Phase 2. The procurement schedule has been updated to project completion of proposal evaluation, followed by contract award, negotiations, and execution.



**Implementation Planning:** Implementation Planning Phase (Stage Gate 3) is in process. The FCMS team is working toward use case completion, governance artifact completion, as well as budget and schedule refinement.

# Procurement Schedule



*(Revised schedule is available)*



# Accomplishments



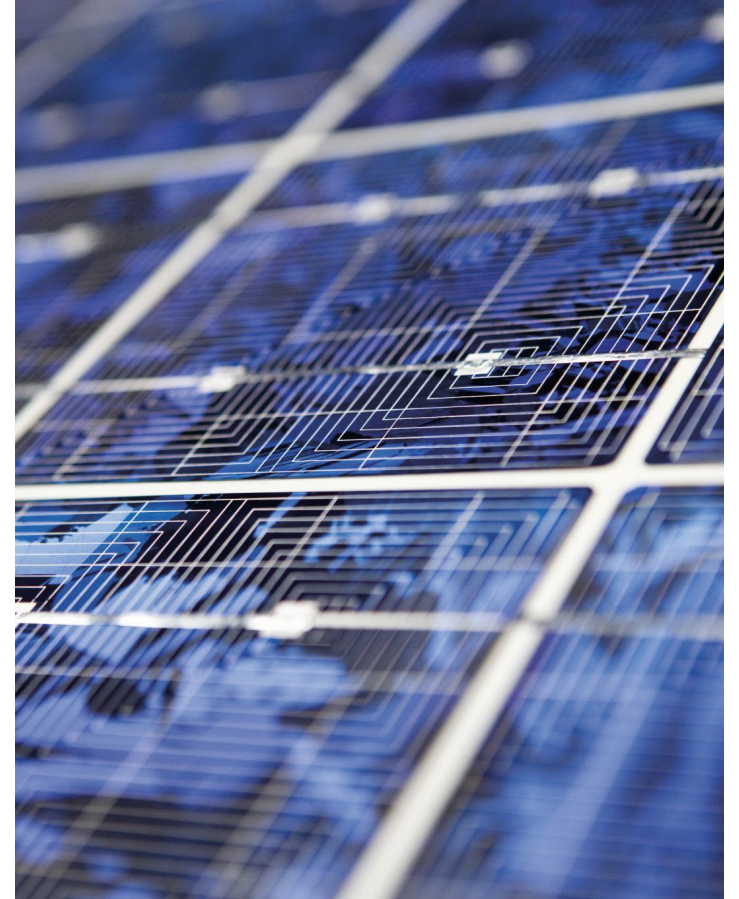
Future state process mapping and Use Cases are completed for the Financial Division. Appellate Division "happy path" process mapping is also complete.



The Benefits Management Plan was completed and is in review with our Portfolio Management Team.



Procurement Phase 1 of proposal evaluation is complete.



# Upcoming Milestones



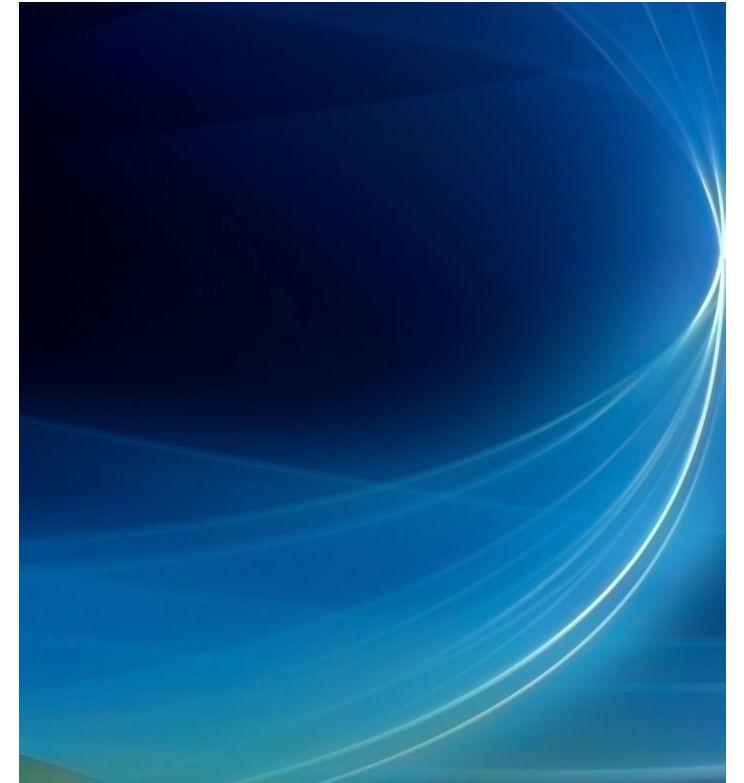
Appellate Future State Diagrams for Exception Processes & All Appellate Use Cases are scheduled to be completed by end of April 2025.



Implementation Planning work will continue with refreshing 14 project artifacts including updating the Scope, Schedule, Budget.

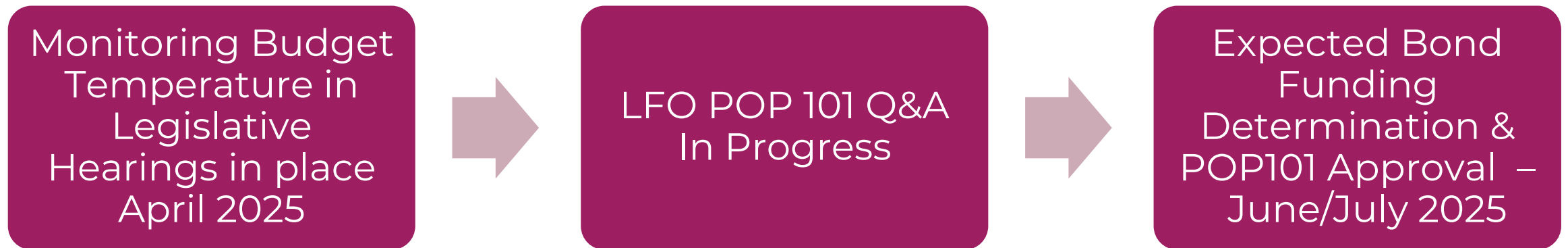


Procurement Phase 2 evaluation of project team presentation of revised proposals and solution demonstration.



FCMS April 2025

# Budget



# Q&A

# Oregon Public Defense Commission

## Director's Report

April 16, 2025

Jessica Kampfe, Executive Director

[Jessica.Kampfe@opdc.state.or.us](mailto:Jessica.Kampfe@opdc.state.or.us)



Oregon  
Public  
Defense  
Commission

# Director's Report

## Upcoming Events



OAR/RAC Virtual  
Office Hours

Monday, April 21<sup>st</sup>: 10:00am to 11:00am  
Wednesday, April 23<sup>rd</sup>: 2:00pm to 3:00pm



OPDC Phase Two  
Legislative Hearings

OPDC will return to the Oregon Legislature to present on  
the agency budget and unrepresented crisis  
Monday, April 28<sup>th</sup> through Wednesday, April 30<sup>th</sup>



Legislative Subcommittee  
Meeting

Friday, April 25<sup>th</sup>: 9:00am to 10:30am



June in-person Commission  
Meeting: Deschutes County

Thursday, June 12<sup>th</sup>, 2025: 9:00am to 1:00pm  
Coincides with the OCDLA Conference  
Location: The Riverhouse Lodge, Bend, Oregon

# Director's Report Updates

OPDC is pleased to welcome Steve Arntt as our new Trial Support and Development Manager! Steve brings a wealth of experience in policy, process, and program development to our team.

- Prior to joining us, he served with the U.S. Department of Veterans Affairs (VA) in the Office of Accountability and Whistleblower Protection (OAWP).
- Before his tenure at OAWP, Steve worked for the Department of Defense Office of the Inspector General (DoD OIG) in Administrative Investigations.
- Steve's career also includes significant international experience in Afghanistan, where he mentored foreign national judges, attorneys, and court staff. He played a key role in developing court procedures for the Afghan justice system and served as the American representative to a multi-national working group that helped establish procedural and evidentiary rules for Afghan courts.
- A graduate of Willamette University College of Law, Steve began his career in the Portland metro area in criminal defense before transitioning to active duty in the United States Army in 2006, following the events of September 11, 2001. He ultimately retired as a Colonel after a distinguished military career.



# Director's Report Updates

## Pre-Authorized Expense Online Submission Form:

- The testing stage has successfully concluded. The PAE team consistently received positive feedback from providers who participated.
- The form can be found on the OPDC website under the Pre-Authorized Expense tab.
  - OPDC encourages everyone to begin using it immediately as the PDF forms will be removed from the website soon – please look for our April 18th newsletter announcing the change.
  - This new form consolidates the old short and long forms into one document.
- The PAE team is also working on an FAQ webpage for individuals who are representing themselves.



# Thank you



# Oregon Public Defense Commission

**Briefing: Southern  
Trial Division**

April 16, 2025

**Alyssa Bartholomew, Senior Deputy Defender**  
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## SOUTHERN TRIAL DIVISION

# MAC Capacity Analysis

Oregon Trial Division MAC Capacity Analysis  
*Excludes Chief Deputy Defenders*

Trial Office	All Cases Utilization	Prorated MAC	Reported MAC	Count of Cases
☐ Southern Trial Division - OPDC Trial	108.04%	3.382	3.654	547
☐ Marisa Boysen	139.64%	0.430	0.600	121
☐ Bradley Tinker	115.80%	0.599	0.694	134
☐ Erin Johnson	102.93%	1.196	1.231	135
☐ Dustin Ellett	97.55%	1.157	1.129	160
<b>Total</b>	<b>108.04%</b>	<b>3.382</b>	<b>3.654</b>	<b>547</b>



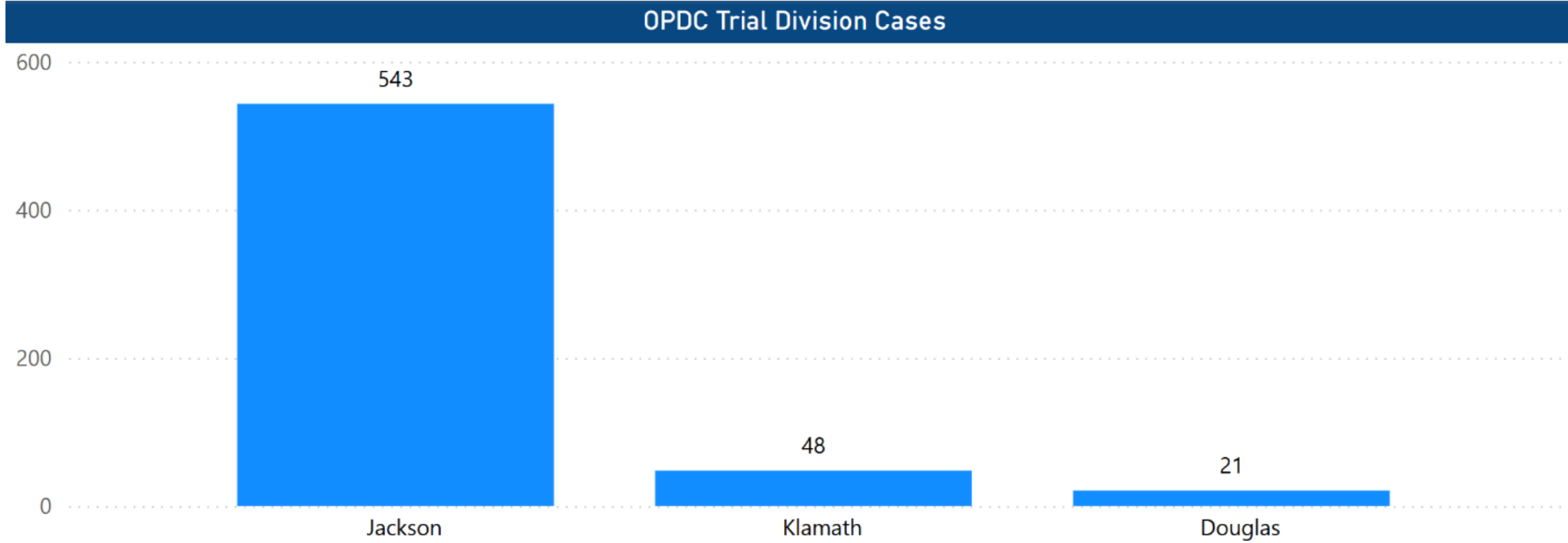
## Oregon Trial Division MAC Capacity Analysis

*Excludes Chief Deputy Defenders*

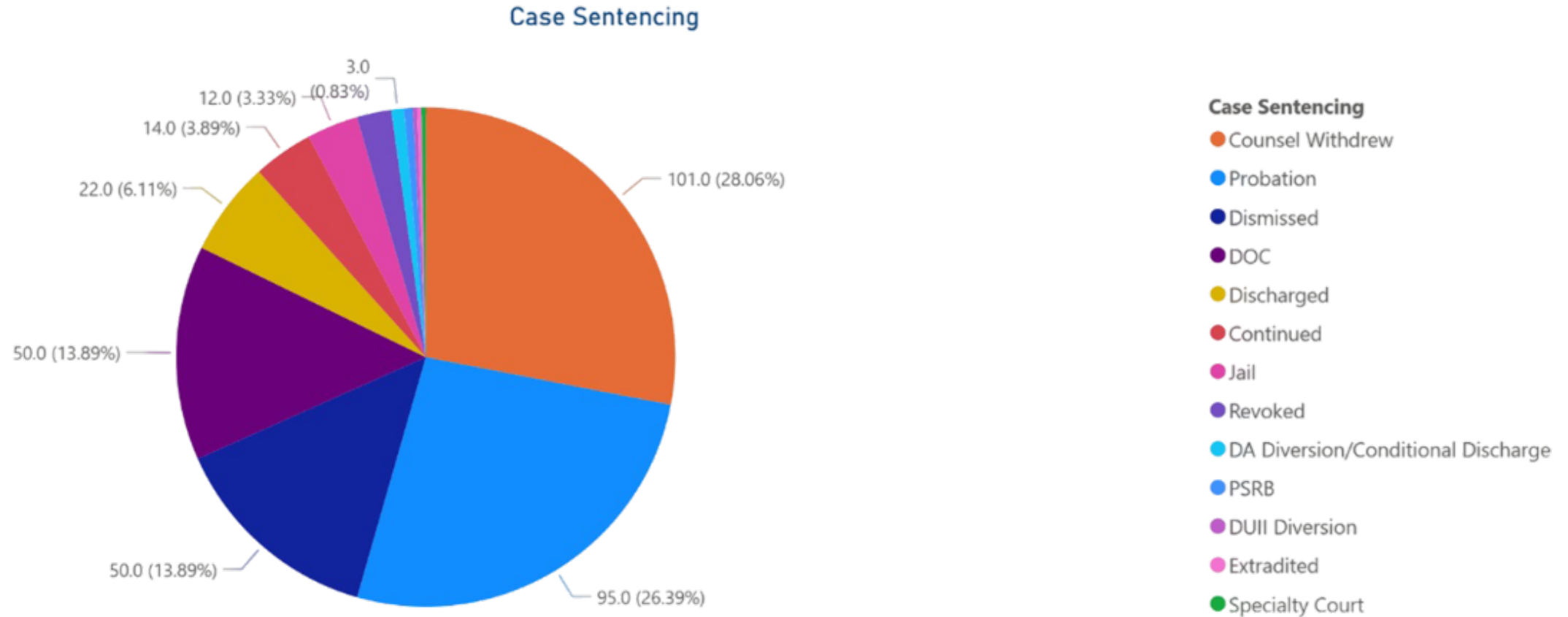
Trial Office	All Cases Utilization	Prorated MAC	Reported MAC	Count of Cases
☐ Southern Trial Division - OPDC Trial	108.04%	3.382	3.654	547
☐ Marisa Boysen	139.64%	0.430	0.600	121
☐ Misdemeanor	45.74%	0.430	0.197	59
☐ Minor Felony	41.86%	0.430	0.180	30
☐ Measure 11	25.97%	0.430	0.112	5
☐ Major Felony	22.17%	0.430	0.095	13
☐ Probation Violations-Criminal	3.91%	0.430	0.017	14
☐ Bradley Tinker	115.80%	0.599	0.694	134
☐ Minor Felony	34.06%	0.599	0.204	34
☐ Major Felony	31.83%	0.599	0.191	26
☐ Misdemeanor	27.27%	0.599	0.163	49
☐ Measure 11	18.64%	0.599	0.112	5
☐ Probation Violations-Criminal	4.01%	0.599	0.024	20
☐ Erin Johnson	102.93%	1.196	1.231	135
☐ Measure 11	29.88%	1.196	0.357	16
☐ Minor Felony	19.57%	1.196	0.234	38
☐ Jessica Law	13.94%	1.196	0.167	1
☐ Murder	13.94%	1.196	0.167	1
☐ Misdemeanor	13.38%	1.196	0.160	46
☐ Major Felony	10.73%	1.196	0.128	18
☐ Probation Violations-Criminal	1.51%	1.196	0.018	15
☐ Dustin Ellett	97.55%	1.157	1.129	160
☐ Measure 11	27.99%	1.157	0.324	15
☐ Minor Felony	24.37%	1.157	0.282	45
☐ Misdemeanor	17.00%	1.157	0.197	57
☐ Murder	14.41%	1.157	0.167	1
☐ Major Felony	11.09%	1.157	0.128	17
☐ Probation Violations-Criminal	2.70%	1.157	0.031	25
<b>Total</b>	<b>108.04%</b>	<b>3.382</b>	<b>3.654</b>	<b>547</b>

# Cases Per County Since January 2024

## 612 Cases Total



# Cases Resolved Since January 2024



# Notable Outcomes

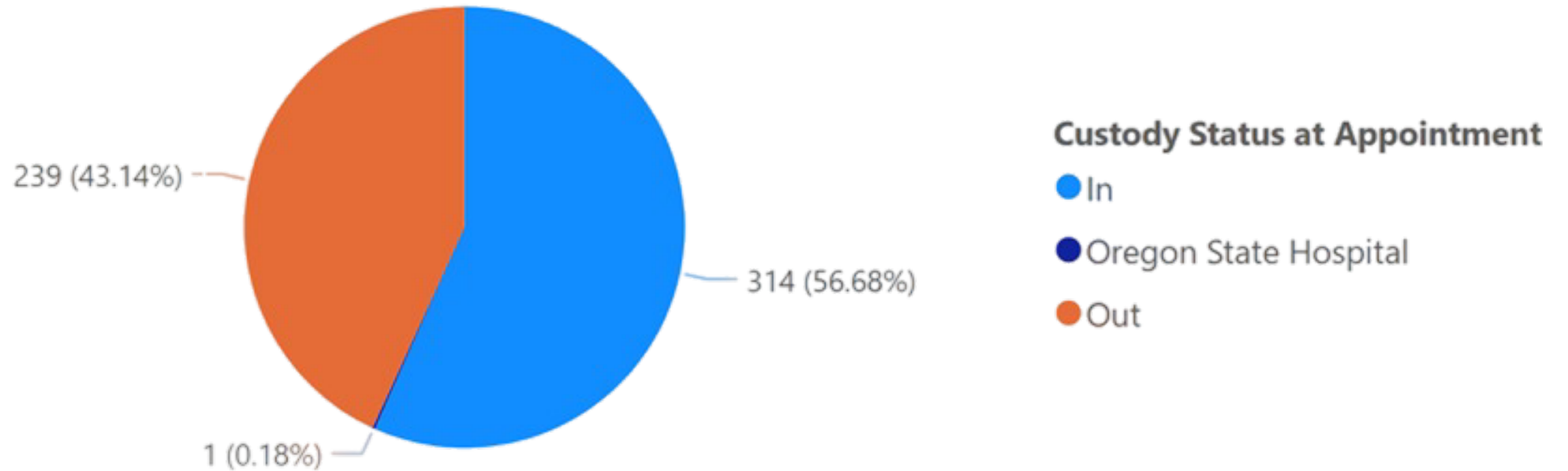


While there are many victories accomplished, here are some highlights:

- Attempted Murder M11: Bail Reduced by \$330K, M11 & firearms minimums dropped, client in treatment
- Robbery 3: Treated as misdemeanor, client in inpatient program
- M11 Attempted Murder: Probation and treatment court

# Custody Status at Appointment

Count of Unique ID by Custody Status at Appointment



# Addressing the Crisis



We are taking a multi-prong approach:

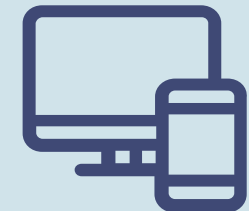
Implementing  
“fresh” ideas:

- Arraignment Day
- Early Resolution Program/Docket
- DUI Diversion Docket
- Probation Violation Docket



Community  
Partner  
Outreach:

- Mental Health
- Drug and Alcohol
- Veterans
- Domestic Violence





# Adding Value Across the Board

## Investigators and Case Managers Connect....

### To Clients:

- Reunite clients with family
- Create and execute release plans
- Speak with client's family to understand background leading up to alleged criminal conduct
- Clients completing Cypherworx and Edovo coursework

### To Community:

- After cases resolved, connect client with stable housing, restoration benefits, and treatment
- Obtain medical, drug treatment, and educational records
- Connect client to free bus token or other transportation upon release

### To Our Attorneys:

- Work with PO's to obtain mitigation factors used with negotiation and sentencing
- Work with interpreters to perform Immigrants Rights Project intake



# Thank you

