

Oregon Public Defense Commission

Unrepresented Persons Update

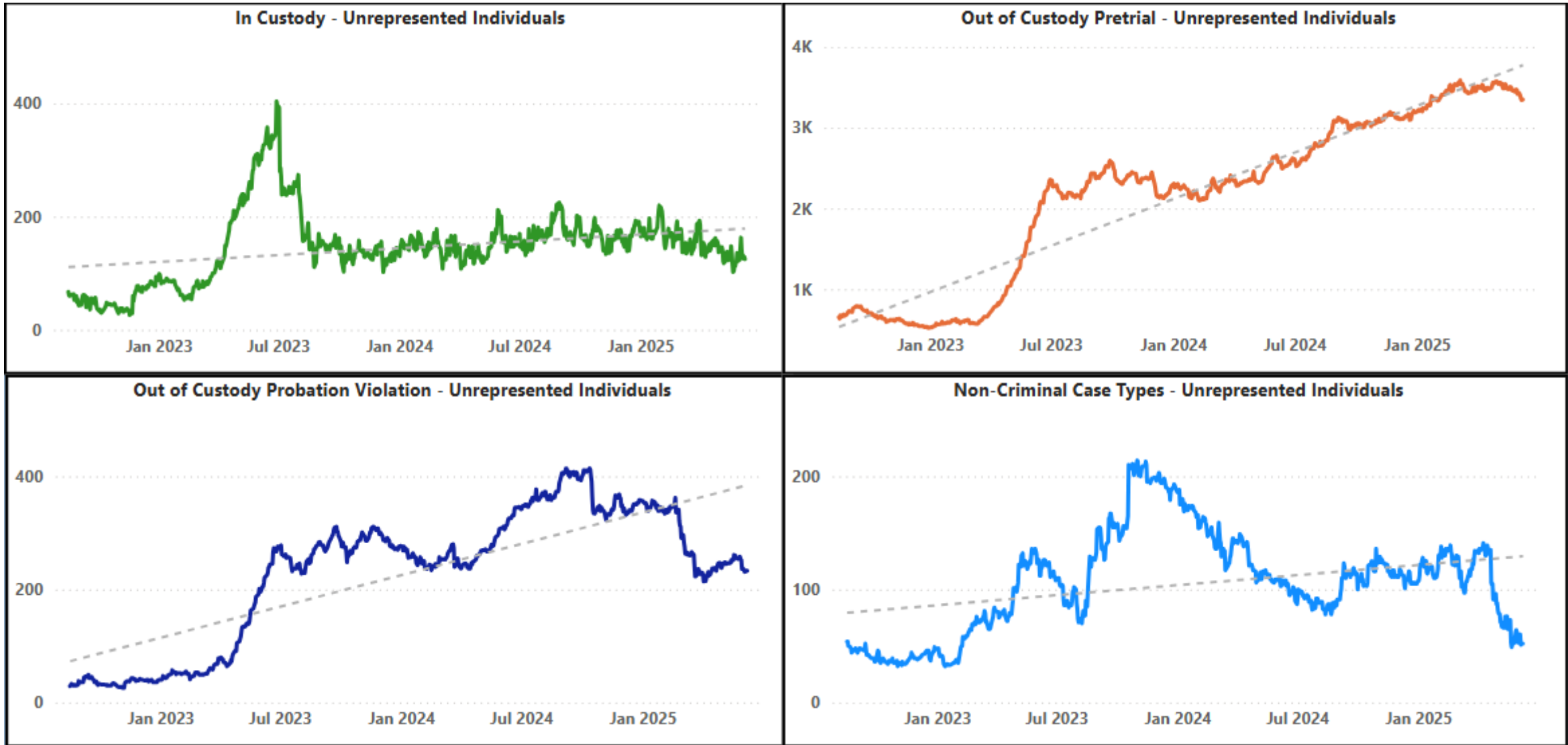
June 12, 2025

Ken Sanchagrin, JD PhD, OPDC Interim Executive Director

Adrian Luis Manriquez, PhD, OPDC Senior Research Analyst

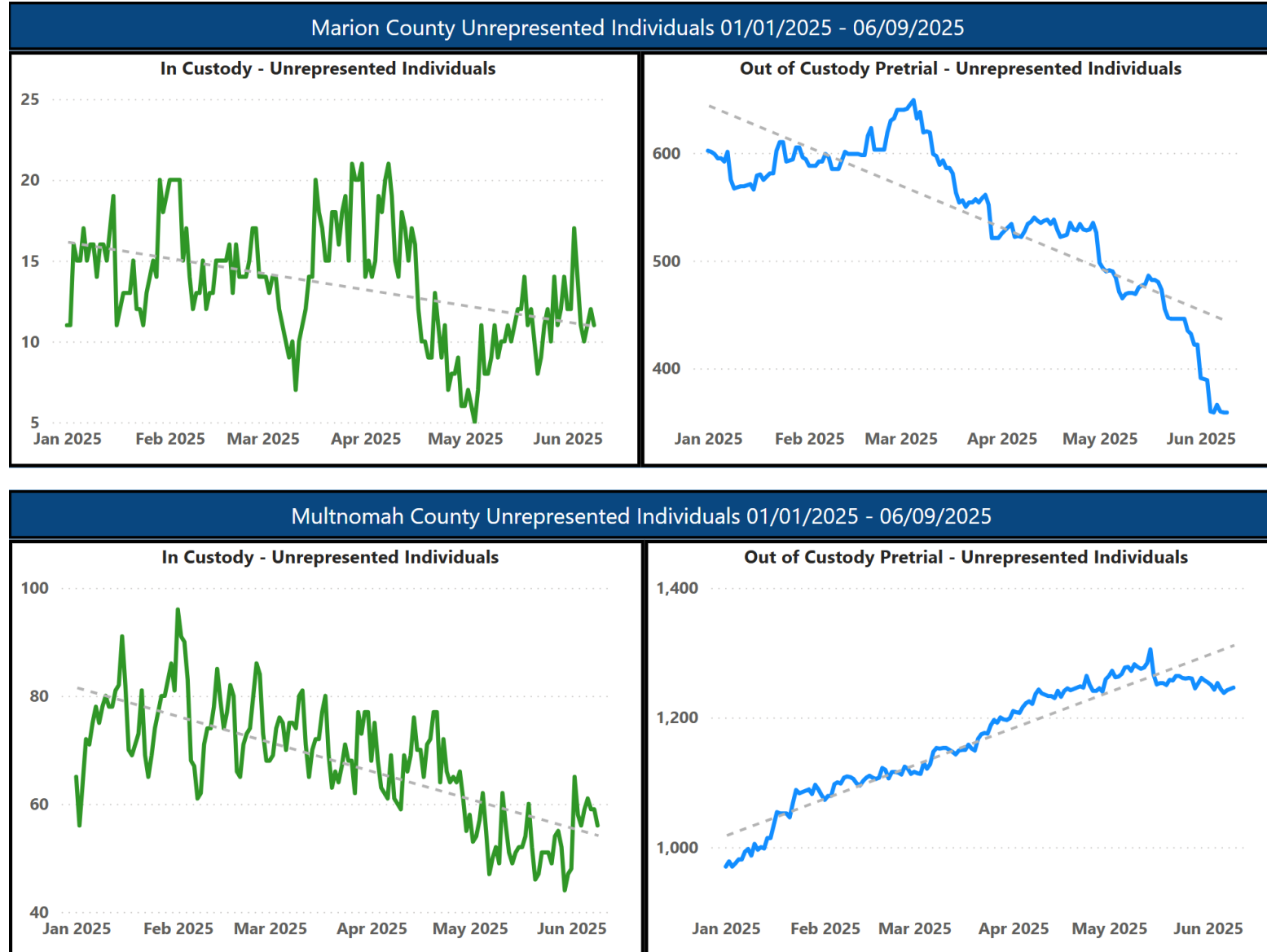


Unrepresented Population Statewide Trends (8/1/22 – 06/09/25)

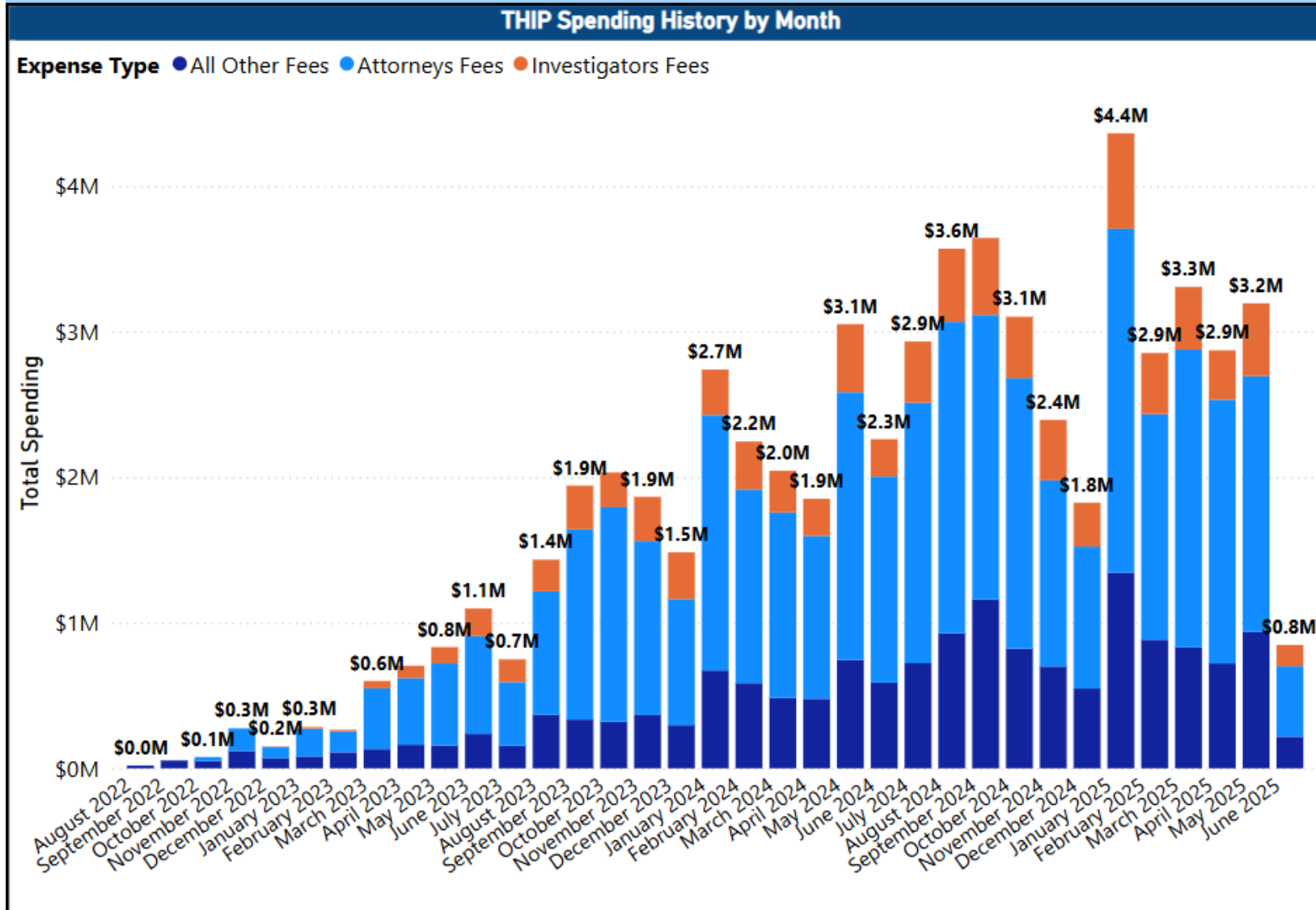


Unrepresented Population Trends

As of 2025, In Custody and Out of Custody Unrepresented Individuals have generally declined in Marion County, and In Custody Unrepresented Individuals have declined overall in Multnomah County.



THIP Program Overview (8/1/22 – 06/09/25)



Total THIP Cases	THIP Attorneys
9,350	371

THIP Client Count

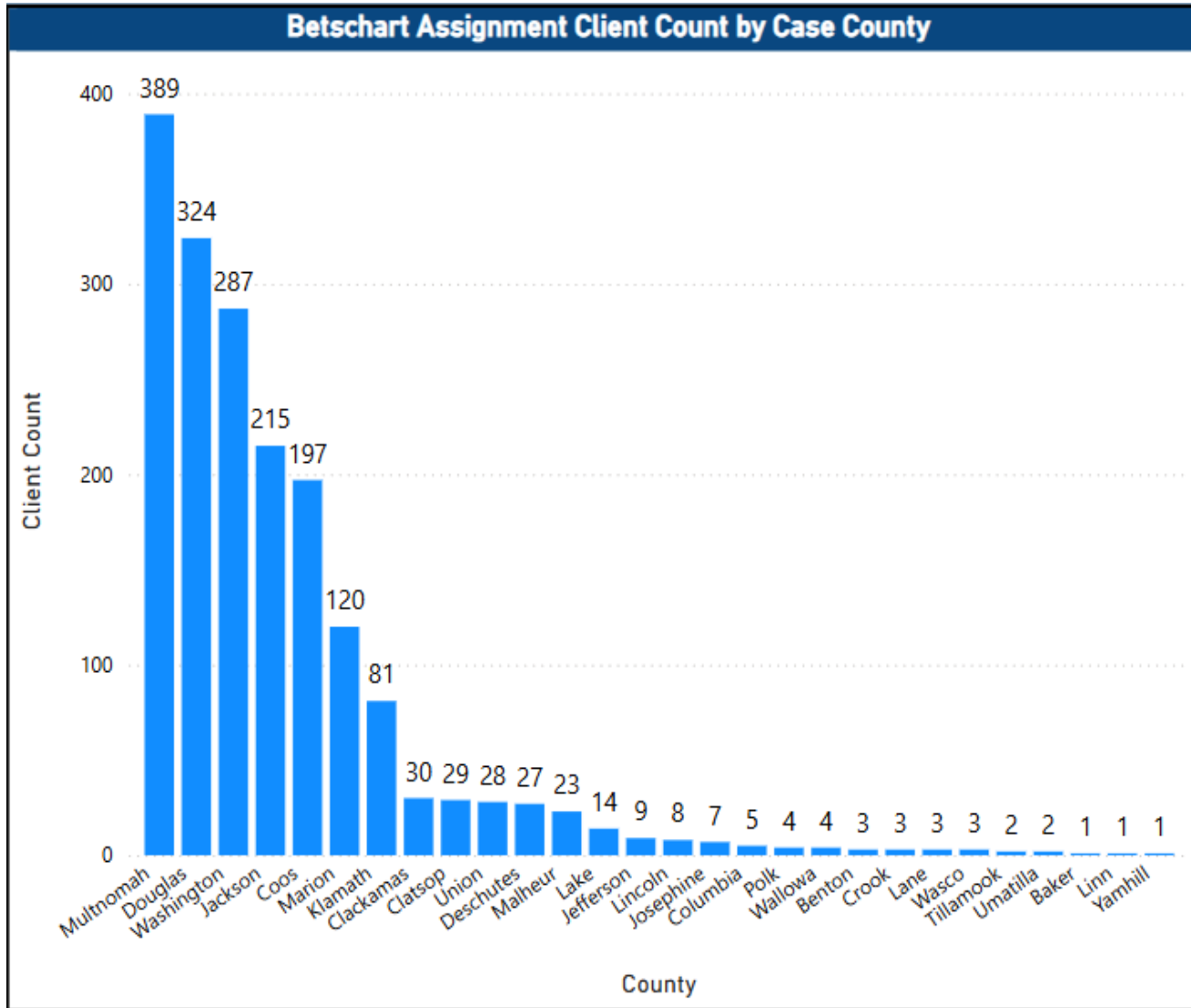
Client's Highest Charge	Clients
Civil Commitment	149
Delinquency	109
Dependency/Termination	189
Jessica Law	75
Juvenile Murder	4
Major Felony	583
Measure 11	679
Minor Felony	1,895
Misdemeanor	1,873
Murder	196
Other	4
PCR/Habeas	99
Probation Violations-Criminal	229
Probation Violations-Juvenile	7
Total	6,091

Total THIP Spending

Category	THIP \$\$ Paid
All Other Fees	\$17,721,589.56
Attorneys Fees	\$37,573,777.54
Investigators Fees	\$7,676,020.50
Total	\$62,971,387.60

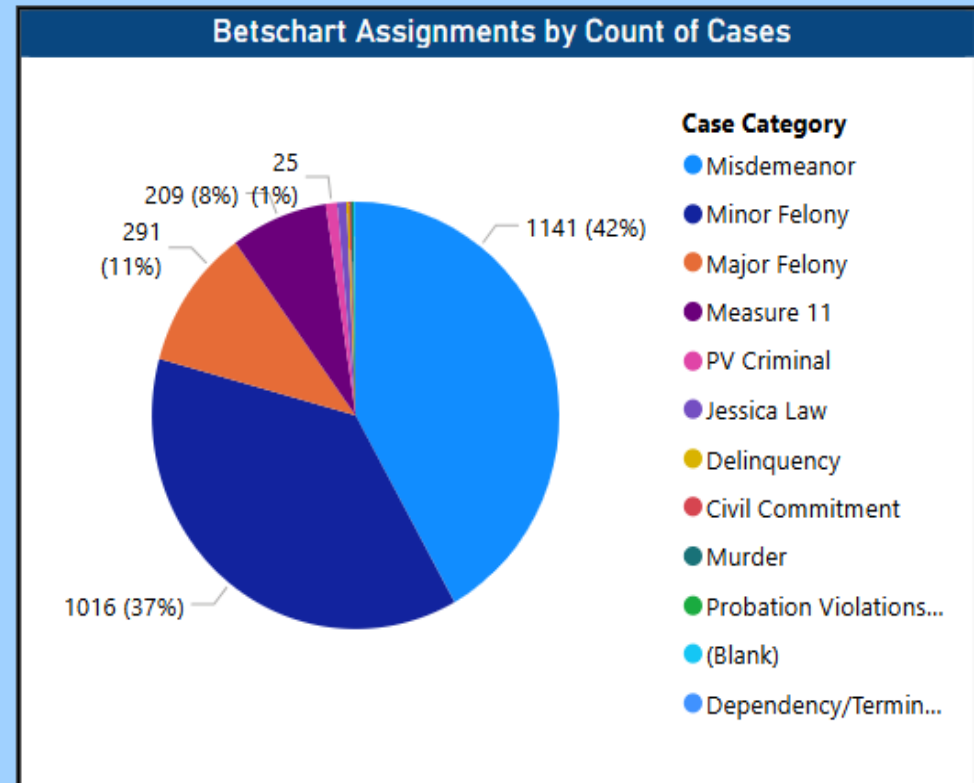
* THIP Attorneys is a count of active Hourly Agreements as of 06/09/2025

Betschart Assignments Coordinated by OPDC Analysts



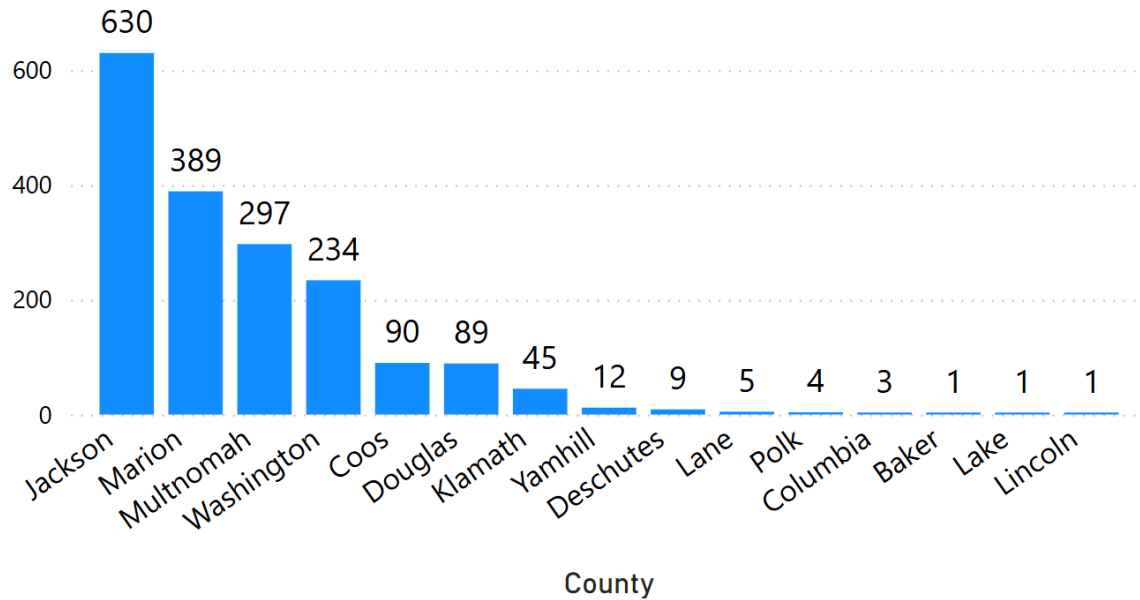
Betschart Assignments by Program

Assignment	Attorney Count	Client Count	Case Count
Contract	105	312	398
Hourly	169	1204	1835
Trial Division	21	321	494
Total	267	1807	2716

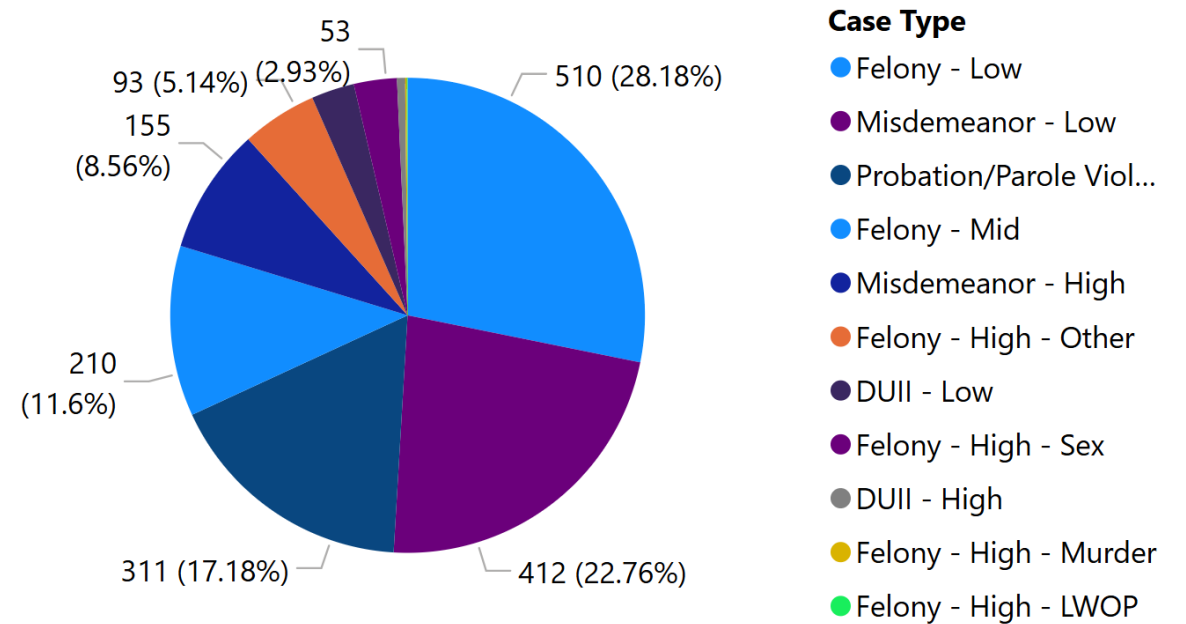


Oregon Trial Division Cases – Previously Unrepresented

Oregon Trial Division Cases from Unrepresented List



Oregon Trial Division Cases from Unrepresented List



Case Type

- Felony - Low
- Misdemeanor - Low
- Probation/Parole Violation
- Felony - Mid
- Misdemeanor - High
- Felony - High - Other
- DUIL - Low
- Felony - High - Sex
- DUIL - High
- Felony - High - Murder
- Felony - High - LWOP

Thank You



Oregon Public Defense Commission

Director's Report

June 12, 2025

Ken Sanchagrin, Interim Executive Director

kenneth.sanchagrin@opdc.state.or.us

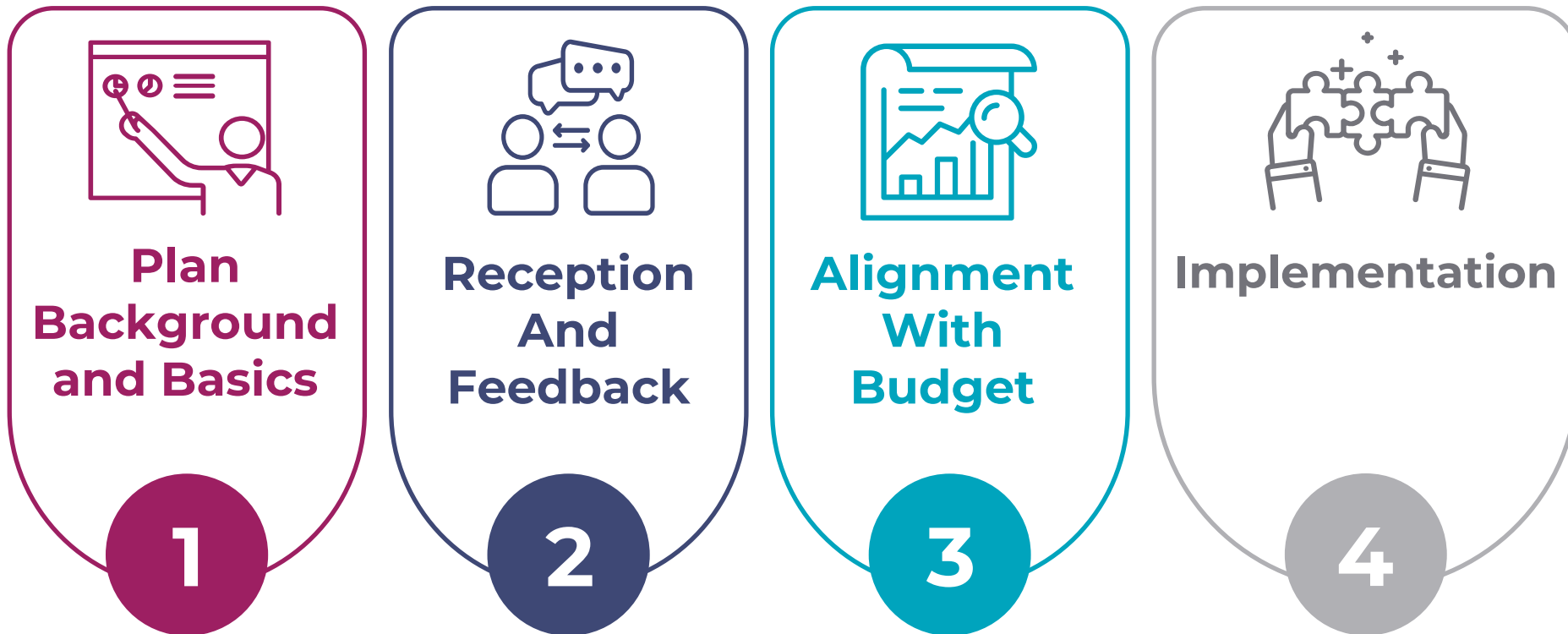


Upcoming Dates and Events

- 01**  **Rules Advisory Committee Meeting**
Wednesday, June 18, 2025 at 2:00pm
- 02**  **Legislative Subcommittee Meeting**
Friday, June 27, 2025 at 9:00am
- 03**  **Governance Subcommittee Meeting**
Thursday, July 3, 2025 at 9:00am (Tentative)
- 04**  **Commission Workgroup Meeting**
Thursday, July 3, 2025 at 5:00pm (Tentative)

Updates

Governor's Letter Response: 12 Month Plan



Thank you



Oregon Public Defense Commission

**Public Defense
Provider
Qualification &
Performance
Standards**

June 12, 2025

Steve Arntt, Trial Support & Development Manager
Steve.E.Arntt@opds.state.or.us



Background

Developing and adopting qualification and performance standards for core staff roles:

- Aligns with OPDC's visions to be a champion for effective public defense services; and
- Is part of the larger body of work related to implementing the legislative directives provided in Senate Bill 337 (2023).

Agency Recommendation

Adopt the Core Staff Role Definitions, Qualification Standards, and Performance Standards as one portion of the agency's overarching quality management plan for public defense services.

Attorney Qualification Standards

History

- Attorney Standards have been largely unchanged since 1990s.
 - Current Standards Adopted in 2019.
 - 2025 Draft Standards focus on skills building as opposed to time in position.
-

Stakeholder Engagement

- November 2024: OPDC convened workgroups to assist in developing qualification and performance standards for public defenders.
- Organized around the major public defense practice areas.

Overview of Qualification Standards

Criminal

5 levels, misdemeanor through capital murder

Juvenile Delinquency

4 levels, misdemeanor through murder

Juvenile Dependency

2 levels, dependency and termination of parental rights

Psychiatric Security Review Board Proceedings

Civil Commitment

2 levels, standard and “extremely dangerous persons” cases

Post-Conviction Relief

2 levels, murder and all other case types

Habeas Corpus

2 levels, extradition, challenges to state’s authority to confine petitioner, and challenges to conditions of petitioner’s confinements (DNA challenges)

Remaining Work

- Qualification standards for
 - Appellate representation
 - Aggravated murder and aggravated murder post-conviction relief
 - Contested adoption
 - Blanket waivers of juvenile court jurisdiction in delinquency cases
 - Policy and procedure for submission, review, and certification of attorney qualifications, including provisional certification and certification through equivalent experience and with supervision
-

Thank you



Oregon Public Defense Commission

Legislative Update
June 12, 2025

Lisa Taylor
Government Relations Manager



PRESENTATION OVERVIEW

2025 Session



Climate



Policy



Budget



Upcoming Dates



2.5 Weeks Remain

- Sine Die declared 'imminent' on 5/26. One-hour posting rule;
- Multiple floor sessions per day, Friday floor;
- Hawaiian shirts have not been spotted;
- Likely headed for Constitutional Sine Die 6/29

OPDC Plan Well Received

The plan “puts us on a path to ensure Oregonians are safe and the accused have adequate representation.” Sen. Broadman, OPB

“The plan is a really important part of addressing this crisis statewide.”

Caitlin Plummer, executive director for Public Defender Services of Lane County, KEZI

The Plan takes “a proactive approach to the public defense crisis plaguing our communities.” ODAA, KEZI

Policy

HB 2614

- Passed Senate Unanimously 6/11
- House Vote on Concurrence 6/13
- Next Step: Either to the Governor or a Conference Committee



Budget

BUDGET

Budget Process

23-25 Legislatively Approved Budget (LAB) (25-27 Base Budget)

+Inflation (030)

+Mandated Caseloads (040)

-Phase Ins/Outs (020)

25-27 Current Service Level (CSL)

+LFO Recommended Packages

25-27 LFO Recommended Budget



See [LFO Recommendation](#) for full Budget Details

HB 5031 OPDC Budget Bill

Public Defense Commission				
<i>Agency Totals</i>				
FUND TYPE	2021-23 ACTUAL	2023-25 LEGISLATIVELY APPROVED	2025-27 CURRENT SERVICE LEVEL	2025-27 LFO RECOMMENDED
General Fund	433,471,652	594,333,409	624,416,420	681,008,933
Other Funds	15,540,114	22,352,949	20,769,678	26,663,258
TOTAL FUNDS	449,011,766	616,686,358	645,186,098	707,672,191
Positions	114	192	172	180
FTE	107.81	163.30	171.80	179.80

Mandated Caseloads

\$70.3 million total for the increase in forecasted cases

Package 040: Part of the CSL Build

- \$31.4 million based on April 2024 OEA Forecast

Package 840: LFO Recommended Package

- \$38.9 million based on the increases in the April 2025 OEA Forecast

The significant increase in April 2025 is due to the recognition of the open caseload, which will continue into the 2025-2027 biennium.

Primary Legislative Investments

- Enhanced Provider Capacity Pilot Program (\$2.2 million);
- Law School Clinics (\$3.4 million);
- Expedited Resolution Attorney (existing position);
- Agency staff, including assignment coordinators, PAE, AP and continuation of E-board positions (\$3 million);
- Placeholder for potential FCMS debt service (\$1).

THIP Carryforward

\$18.4 million

- THIP ends June 30, 2025;
- THIP rates are NOT subject to inflation;
- This number was recalculated by the agency to account for billing that was "moved forward" in the biennium.

What are we "buying?"

Preliminary calculations suggest:

- 6.8% inflation increase to contracted providers;
- Hourly attorney rate at \$140/\$155 an hour;
- Hourly investigator rates and the inflation rate for other providers are currently being calculated.

Final numbers will be provided once the session is over, and a full budget picture is available.

Interim Status Reporting

Due: January and September 2026

- Unrepresented Crisis and Implementation of 12-Month Plan;
- Agency Operations and Intermediate and Long-term Planning;
- Changes to Service Delivery Models:
 - By Provider Type,
 - Forecasted vs. Actual Caseloads,
 - Cost Factors, Including Cost Per Case;
- Biennial Financial Forecast.

Operating at Capacity

Due: 2026 Legislative Session

Detailed comparison between budgeted and actual capacity for both contract providers and Trial Representation Division staff.

Plan of action to address those providers, or the Trial Representation Division, that are operating at **less than 90%** of budgeted capacity.

Preliminary results of the Enhanced Provider Capacity Pilot Program.

**\$22.1
Million**

**DAS required to
unschedule \$22.1
million to be
scheduled after
submission of
the report in the
2026 session**

Law School Reporting

Due: 2027 Legislative Session

Report:

- Total Number of Students Trained,
- Clients Served,
- Case Outcomes,
- Any Changes to Law School Service Delivery Model.*

*The Commission may choose to restructure the law school program for the 26-27 academic year to better address the unrepresented defendant crisis.

Key Performance Measures

- New legislatively added KPM: Percentage of financially eligible persons receiving a public defender with a target of 100%;
- Report to the 2026 legislative session with a comprehensive restructuring of the Commission's Key Performance Measures and targets for the 2027-29 biennium.

Upcoming Dates

UPCOMING DATES

Important Dates

6/12 Commission Meeting

6/13 HB 5031 in Full W&M

6/18 Target Sine Die

6/29 Constitutional Sine Die

7/16 July Commission Meeting



