

## Legislative Fiscal Office

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## Joint Committee on Ways and Means

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Paul Siebert, Deputy Legislative Fiscal Officer (Audit/IT)

**To:** Human Services Subcommittee

**From:** Tom MacDonald, Legislative Fiscal Office

**Date:** May 25, 2021

**Subject:** HB 5029 – Psychiatric Security Review Board  
Work Session Recommendations

### Psychiatric Security Review Board – Agency Totals

	2017-19 Actual	2019-21 Legislatively Approved	2021-23 Current Service Level	2021-23 LFO Recommended
General Fund	\$2,843,046	3,220,660	3,691,599	\$3,987,793
Other Funds	\$1,888	\$0	\$0	\$0
<b>Total Funds</b>	<b>\$2,844,933</b>	<b>\$3,220,660</b>	<b>\$3,691,599</b>	<b>\$3,987,793</b>
Positions	11	11	11	12
FTE	11.00	11.00	11.00	12.00

The Legislative Fiscal Office (LFO) recommends a budget of \$3,987,793 General Fund and 12 positions (12.00 FTE) for the Psychiatric Security Review Board (PSRB) in 2021-23. The General Fund recommendation represents a 23.8% increase from the 2019-21 legislatively approved budget and a 8.0% increase from the 2021-23 current service level. The recommendation includes two policy packages to sufficiently fund board member stipends and support the agency's workload through the addition of an Administrative Specialist 2 position.

### Adjustments to Current Service Level

See attached "Work Session Presentation Report."

The 2021-23 LFO recommended budget includes the following adjustments to PSRB's current service level budget:

**Package 099 - Microsoft 365 Consolidation:** This package is being applied to all state agency budgets due to the consolidation of Microsoft 365 service within the Department of Administrative Services. The package reduces PSRB's budget by \$7,759 General Fund as a result of the realignment of these expenses.

**Package 102 - Board Stipends:** PSRB's existing budget is predicated on its board members receiving a stipend for a limited number of hearings scheduled each month. Because of the higher volume of hearings held and complexity of cases reviewed today compared to the Board's inception, board members now dedicate additional unpaid time away from their personal/professional pursuits to review case files in advance of hearings. PSRB began paying a preparation day stipend within its existing budget in 2015 by leveraging vacancy and other savings, which are no longer available. To ensure board members are, to an extent, compensated for the work they do, as well as to not further challenge PSRB's ability to recruit new board members, this recommended package includes \$138,219 General Fund to properly fund board member stipends.

**Package 103 - Increased Staffing:** This package includes \$165,734 General Fund for a new Administrative Specialist 2 position (1.00 FTE) to support PSRB's growing workload. The agency has managed its workload with 11 full-time staff since 2013, when it gave up a position due to the passage of legislation transferring jurisdiction over certain guilty except for insanity offenders to the Oregon State Hospital Review Panel. While this jurisdiction was returned to PSRB in 2018, the position was not. The agency's statutory responsibilities have also grown in relation to its jurisdiction over certain civil commitments and the creation of the Sex Offender Reclassification and Relief Program. The demands on the agency have further increased due to the complexity and volume of case hearings, PSRB's role working with stakeholders to help address Oregon's behavioral health system challenges, and implementation of the Board's strategic plan.

Note: Statewide adjustments and six-year capital construction expenditures are not included in these recommendations. Any needed adjustments will be made in end of session bills.

### **Performance Measures**

See attached "Legislatively Proposed 2021-23 Key Performance Measures."

### **Recommended Changes**

LFO recommends a budget of \$3,987,793 General Fund and 12 positions (12.00 FTE), which is reflected in the -1 amendment.

### **Final Subcommittee Action**

LFO recommends that HB 5029, as amended by the -1 amendment, be moved to the Ways and Means Full Committee.

### **Carriers**

Full Committee: \_\_\_\_\_

House Floor: \_\_\_\_\_

Senate Floor: \_\_\_\_\_

	<b>General Fund</b>	<b>Lottery Funds</b>	<b>Other Funds</b>	<b>Federal Funds</b>	<b>Nonlimited Other Funds</b>	<b>Nonlimited Federal Funds</b>	<b>Total Funds</b>	<b>Positions</b>	<b>Full-Time Equivalent (FTE)</b>
<b>2019-21 Agy. Leg. Adopted</b>	<b>3,198,150</b>	-	-	-	-	-	<b>3,198,150</b>	<b>11</b>	<b>11.00</b>
2019-21 Ebds, SS & Admin Act	22,510	-	-	-	-	-	22,510	-	-
Ways & Means Actions	-	-	-	-	-	-	-	-	-
<b>2019-21 Leg Approved Budget</b>	<b>3,220,660</b>	-	-	-	-	-	<b>3,220,660</b>	<b>11</b>	<b>11.00</b>
<b>2019-21 Leg Approved Budget (Base)</b>	<b>3,198,150</b>	-	-	-	-	-	<b>3,198,150</b>	<b>11</b>	<b>11.00</b>
Summary of Base Adjustments	293,023	-	-	-	-	-	293,023	-	-
<b>2021-23 Base Budget</b>	<b>3,491,173</b>	-	-	-	-	-	<b>3,491,173</b>	<b>11</b>	<b>11.00</b>
010: Non-PICS Pers Svc/Vacancy Factor	15,224	-	-	-	-	-	15,224	-	-
030: Inflation & Price List Adjustments	185,202	-	-	-	-	-	185,202	-	-
<b>2021-23 Current Service Level</b>	<b>3,691,599</b>	-	-	-	-	-	<b>3,691,599</b>	<b>11</b>	<b>11.00</b>
<b>Adjusted 2021-23 Current Service Level</b>	<b>3,691,599</b>	-	-	-	-	-	<b>3,691,599</b>	<b>11</b>	<b>11.00</b>
<b>Total LFO Recommended Packages</b>	<b>296,194</b>	-	-	-	-	-	<b>296,194</b>	<b>1</b>	<b>1.00</b>
<b>2021-23 Legislative Actions</b>	<b>3,987,793</b>	-	-	-	-	-	<b>3,987,793</b>	<b>12</b>	<b>12.00</b>
Net change from 2019-21 Leg Approved Budget	767,133	-	-	-	-	-	767,133	1	1.00
Percent change from 2019-21 Leg Approved Budget	23.8%	0.0%	0.0%	0.0%	0.0%	0.0%	23.8%	9.1%	9.1%
Net change from 2021-23 Adj Current Service Level	296,194	-	-	-	-	-	296,194	1	1.00
Percent change from 2021-23 Adj Current Service Level	8.0%	0.0%	0.0%	0.0%	0.0%	0.0%	8.0%	9.1%	9.1%

	<b>General Fund</b>	<b>Lottery Funds</b>	<b>Other Funds</b>	<b>Federal Funds</b>	<b>Nonlimited Other Funds</b>	<b>Nonlimited Federal Funds</b>	<b>Total Funds</b>	<b>Positions</b>	<b>Full-Time Equivalent (FTE)</b>
<b>2019-21 Agy. Leg. Adopted</b>	<b>3,198,150</b>	-	-	-	-	-	<b>3,198,150</b>	<b>11</b>	<b>11.00</b>
2019-21 Ebds, SS & Admin Act	22,510	-	-	-	-	-	22,510	-	-
Ways & Means Actions	-	-	-	-	-	-	-	-	-
<b>2019-21 Leg Approved Budget</b>	<b>3,220,660</b>	-	-	-	-	-	<b>3,220,660</b>	<b>11</b>	<b>11.00</b>
<b>2019-21 Leg Approved Budget (Base)</b>	<b>3,198,150</b>	-	-	-	-	-	<b>3,198,150</b>	<b>11</b>	<b>11.00</b>
Summary of Base Adjustments	293,023	-	-	-	-	-	293,023	-	-
<b>2021-23 Base Budget</b>	<b>3,491,173</b>	-	-	-	-	-	<b>3,491,173</b>	<b>11</b>	<b>11.00</b>
010: Non-PICS Pers Svc/Vacancy Factor	15,224	-	-	-	-	-	15,224	-	-
030: Inflation & Price List Adjustments	185,202	-	-	-	-	-	185,202	-	-
<b>2021-23 Current Service Level</b>	<b>3,691,599</b>	-	-	-	-	-	<b>3,691,599</b>	<b>11</b>	<b>11.00</b>
<b>Adjusted 2021-23 Current Service Level</b>	<b>3,691,599</b>	-	-	-	-	-	<b>3,691,599</b>	<b>11</b>	<b>11.00</b>
<b>Total LFO Recommended Packages</b>	<b>296,194</b>	-	-	-	-	-	<b>296,194</b>	<b>1</b>	<b>1.00</b>
<b>2021-23 Legislative Actions</b>	<b>3,987,793</b>	-	-	-	-	-	<b>3,987,793</b>	<b>12</b>	<b>12.00</b>
Net change from 2019-21 Leg Approved Budget	767,133	-	-	-	-	-	767,133	1	1.00
Percent change from 2019-21 Leg Approved Budget	23.8%	0.0%	0.0%	0.0%	0.0%	0.0%	23.8%	9.1%	9.1%
Net change from 2021-23 Adj Current Service Level	296,194	-	-	-	-	-	296,194	1	1.00
Percent change from 2021-23 Adj Current Service Level	8.0%	0.0%	0.0%	0.0%	0.0%	0.0%	8.0%	9.1%	9.1%

	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	Total Funds	Positions	Full-Time Equivalent (FTE)
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**Package 099 Microsoft 365 Consolidation**

Package Description Microsoft 365 is being consolidated within the Office of the State Information Officer at the E5 level of service. This cost is built into the State Government Service Charge for every agency as a cost increase for the 21-23 biennium. This package makes a corresponding reduction to the agency base budget in an amount equivalent to what agencies should be paying in the current 2019-21 biennium for Microsoft 365 at the E3 level of service.

LFO Recommendation Approve the package.

<b>LFO Recommended</b>	(7,759)	-	-	-	-	-	(7,759)	-	-
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	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	Total Funds	Positions	Full-Time Equivalent (FTE)
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**Package 102 Board Stipend Increase**

Package Description This package includes \$138,219 General Fund to pay a preparation day stipend for the work board members perform to prepare for client hearings. As hearings have increased in length and complexity, the amount of time needed to prepare for them has increased as well. The agency made an administrative decision in 2015 to pay Board members for this additional preparation day and, in the face of spending pressures in other parts of its budget, this package will provide the budget authority to allow the agency to continue the practice.

LFO Recommendation Approve the package.

<b>LFO Recommended</b>	<b>138,219</b>	-	-	-	-	-	<b>138,219</b>	-	-
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	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	Total Funds	Positions	Full-Time Equivalent (FTE)
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**Package 103 Increased staffing to support the Board**

Package Description This package includes \$165,734 General Fund and one position (1.00 FTE) to provide additional administrative support to the Board in response to a growing workload and client base. An Administrative Specialist 2 would allow the agency to better manage its increasing caseload and to execute its recently approved strategic plan by performing administrative tasks currently done by employees who have a more operational and policy role within the agency.

LFO Recommendation Approve the package.

<b>LFO Recommended</b>	<b>165,734</b>	-	-	-	-	-	<b>165,734</b>	<b>1</b>	<b>1.00</b>
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# Legislatively Proposed 2021 - 2023 Key Performance Measures

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**Agency:** Psychiatric Security Review Board

**Mission Statement:**

The Psychiatric Security Review Board's mission is to protect the public by working with partnering agencies to ensure persons under its jurisdiction receive the necessary services and support to reduce the risk of future dangerous behavior using recognized principles of risk assessment, victims' interest and person-centered care.

Legislatively Proposed KPMs	Metrics	Agency Request	Last Reported Result	Target 2022	Target 2023
1. RECIDIVISM RATE - Percentage of clients on conditional release per year convicted of a new felony or misdemeanor.		Approved	0.48%	0.25%	0.25%
2. TIMELINESS OF HEARINGS - Percentage of hearings scheduled within statutory timeframes.	a) Adults	Approved	99.21%	98%	98%
	b) Juveniles		70%	97%	97%
3. MAINTENANCE OF RELEASED CLIENTS - Percentage of conditional releases maintained in community per month.	a) Adults	Approved	99.37%	99%	99%
	b) Juveniles		100%	97%	97%
4. CUSTOMER SERVICE - Percent of customers rating their satisfaction with the agency's customer service as "good" or "excellent": overall customer service, timeliness, accuracy, helpfulness, expertise and availability of information.	Helpfulness	Approved	95.60%	95%	95%
	Expertise		92.05%	95%	95%
	Availability of Information		92.39%	90%	90%
	Overall		90%	95%	95%
	Accuracy		91.11%	90%	90%
	Timeliness		85.87%	95%	95%
5. BEST PRACTICES - Percent of total best practices met by the Board.		Approved	100%	95%	95%

**LFO Recommendation:**

Approve the Key Performance Measures (KPMs) and targets as proposed.

**SubCommittee Action:**