

PROGRAMS – JUDICIAL COMPENSATION

Judicial Compensation

The Judicial Compensation budget reflects the resources necessary for the compensation of elected judicial officers. Under the provisions of Article 7, section 1, of the Oregon Constitution, the compensation of judges “... shall not be diminished during the term for which they are elected.” The budget provides biennial resources for the 194 elected judicial officer positions. The number of elected judicial officers within each jurisdictional level is specified in statute¹.

The salary levels for elected judicial officers are specified in ORS chapter 292. In the 2013 Legislative Session, Judicial salaries were increased by \$10,000, in two \$5,000 increments, the first on January 1st, 2014 and the second on January 1st 2015. This equated to an 8 to 9% increase in salary for Judges, depending on court type. As of the January 2014 judicial salary survey completed by the National Center for State Courts, salary rankings for Oregon judges (adjusted for 2015 increase) were: Supreme Court – 44th of 51 jurisdictions, including the District of Columbia; Court of Appeals – 32nd of 39 jurisdictions; and Circuit Court – 41th of 51 jurisdictions, including the District of Columbia. The Chief Justice’s Recommended Budget includes Policy Option Package No. 305 requesting funding to increase judicial compensation to 2008 Public Officials Compensation Commission (POCC) recommended levels, adjusted for the Consumer Price Index (CPI). The package includes \$4,459,348 for this purpose, assuming a split implementation of January 1, 2016 and January 1 2017, each for ½ of the total increase. The increase would improve Oregon’s ranking for judicial compensation to 29th for the Supreme Court and 22nd for circuit courts (based upon 2014 salaries).

<u>Judicial Position</u>	<u>(ORS Ch292)</u> <u>Current Salary</u>	<u>POCC</u> <u>Recommended</u> <u>(Oct. 2008)</u>	<u>Proposed</u> <u>Salary</u>
Circuit Court Judge	\$ 124,468	\$ 132,000	\$ 144,342
Tax Court Judge	\$ 128,164	\$ 135,000	\$ 147,623
Crt of Appeals Judge	\$ 132,820	\$ 138,000	\$ 150,903
Sprme Crt Justice/COA presiding judge	\$ 135,688	\$ 139,800	\$ 152,871
Chief Justice	\$ 138,556	\$ 145,800	\$ 159,432
* Proposed salary based upon CPI index for Portland-Salem, OR-WA, calculated at 9.35%			

¹ ORS 2.010 (Supreme Court – 7); ORS 2.540 (Court of Appeals – 10); ORS 3.012 (Circuit Court – 173); and ORS 305.452 (Tax Court – 1)

PROGRAMS – JUDICIAL COMPENSATION

Current Service Level

The Current Service Level (CSL) reflects current salaries along with estimated benefit factors for all other payroll expenses. The CSL totals \$70.9 million (General Fund). This reflects a \$1.7 million (2.5 percent) increase over the 2013-15 Legislatively Approved Budget. This level of funding allows the Oregon Judicial Department (OJD) to provide the current level of compensation for the elected judicial officers during the 2015-15 biennium.

Chief Justice's Recommended Budget

The Chief Justice's Recommended Budget for the 2015-17 biennium totals \$75.6 million (General Fund). This amount includes policy packages totaling \$4.7 million and representing major policy issues as follows:

Policy Option Package - 305: This package provides funding salary increases for judges, assuming a split implementation. (\$4,459,348-GF, no positions)

Policy Option Package - 306: This package provides funding for permanent judgeships and related staff and services and supplies expenditures for three counties. (\$271,455-GF, 3 positions, 0.75 FTE)

PROGRAMS – JUDICIAL COMPENSATION

Judicial Compensation Budget Summary

	2011-13 Actual Expenditures	2013-15 Legislatively Approved Budget	2015-17 Current Service Level (CSL)	2015-17 Chief Justice's Recommended*
General Fund	\$64,334,995	\$69,167,133	\$70,885,909	\$75,616,712
Other Funds				
Federal Funds				
Non-limited (Other)				
TOTAL – ALL FUNDS	\$64,334,995	\$69,167,133	\$70,885,909	\$75,616,712
Positions	191	194	194	197
FTE	191.00	193.64	194	194.75

* Includes CSL and all policy option packages.

PROGRAMS – JUDICIAL COMPENSATION

Essential Packages

Purpose

The essential packages present budget adjustments needed to bring the legislatively approved budget to Current Service Level (CSL), the calculated cost of continuing legislatively approved programs into the 2015-17 biennium. This level of funding allows the Oregon Judicial Department (OJD) to provide the current level of compensation for the elected judicial officers during the 2015-17 biennium.

Staffing Impact

The essential packages for Judicial Compensation do not impact staffing.

Revenue Source

No essential package amounts are included in the Judicial Compensation summary cross-reference structure. The potential adjustment is only for Non-PICS Personal Service costs related to Mass Transit Tax in counties where this is a component. The amount required for this was included in the Trial Court Operations and Appellate/Tax Operations portions of the budget.

010 Non-PICS Personal Service Adjustments

Non-PICS Personal Service adjustments for Judicial Compensation is a decrease of \$1,810.

021 Phase-In

The Judicial Compensation budget has no phase-in items.

022 Phase-Out Program and One-Time Costs

There is a phase out of \$2,575,792 which was due to phasing out how 2013-15 salary adjustments were initially loaded into ORBITS.

PROGRAMS – JUDICIAL COMPENSATION

031 Inflation and Price List Adjustments

The Judicial Compensation budget has no inflation or price list adjustments.

040 Mandated Caseload

The Judicial Compensation budget has no mandated caseload.

050 Fund Shifts

The Judicial Compensation budget has no fund shifts.

060 Technical Adjustments

The Judicial Compensation budget has no technical shifts.

PROGRAMS – JUDICIAL COMPENSATION

Policy Option Package–305: Judicial Compensation Increase

Companion Package: No, however, Legislative Concept 709 introduced in the 2015 Legislative Session will provide the statutory bill vehicle to make the judicial compensation increases

Purpose

In 2008, the Public Officials Compensation Commission (POCC) recommended increasing judicial compensation in order to compensate elected judges in accordance with their responsibilities and to attract and retain a diversified and experienced bench. The 2013 Legislature approved \$10,000 total yearly increase, to be implemented in two \$5,000 increases by the end of the biennium. This equated to an 8 to 9% increase in salary for judges, depending court type. As of the January 2014 judicial salary survey completed by the National Center for State Courts, salary rankings for Oregon judges (adjusted for 2015 increase) were: Supreme Court – 44th of 51 jurisdictions, including the District of Columbia; Court of Appeals – 32nd of 39 jurisdictions; and Circuit Court – 41th of 51 jurisdictions, including the District of Columbia. Package #305 is intended to bridge the remaining gap between the 2013-15 increase and recommended POCC levels, modified by calculated cost of living increase from 2008.

How Achieved

The package provides funding salary increase for judges, assuming a split implementation of January 1, 2016 and January 1 2017, each for ½ of the total increase

Staffing Impact

None

Revenue Source

\$4,459,348 – General Fund

PROGRAMS – JUDICIAL COMPENSATION

Policy Option Package–306: New Judgeships and Support Staff

Companion Package: No, however, Legislative Concept 708 introduced in the 2015 Legislative Session will provide the statutory bill vehicle to make the changes in ORS 3.012

Purpose

Add new circuit court judgeships and support staff in Marion, Washington and Multnomah Counties. The last increase in elected judicial positions in the three targeted counties was during the 2001-03 biennium. Since 2001, the population growth in these three counties in total was estimated to have risen by over 220,000 residents, which represents approximately half of the population growth experienced in Oregon during this time period. Additionally, these courts have seen an aggregate increase of 58.34 percent in the yearly number of civil case filing since calendar year 2000 due to the fact that these counties have large business and industrial communities located in them. This POP increases judicial resources in order to reduce the case backlog and improve timely case disposition performance for the courts

How Achieved

The package provides funding for permanent personnel increases (one judge, one judicial clerk, one judicial assistant and one general clerk, 4 positions total each county), and services and supplies budget for the three counties. Positions are phased in based upon judicial elections in 2016, and support positions starting in December of 2016.

Staffing Impact

3 positions, 0.75 FTE

- | | | | |
|---------------------------------|-------------|----------|---------------------|
| • Circuit Court Judge | 3 positions | .75 FTE | Phased In 1/1/2017 |
| • Judicial Support Specialist 3 | 9 positions | 2.61 FTE | Phased In 12/1/2016 |

Revenue Source

\$271,455 – General Fund

PROGRAMS – JUDICIAL COMPENSATION

ORBITS and PICS Reports

BPR013 – ORBITS Essential and Policy Package Fiscal Impact Summary

ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY

Judicial Dept

Cross Reference Name: Judicial Compensation

Pkg: 010 - Non-PICS Psnl Svc / Vacancy Factor

Cross Reference Number: 19800-010-00-00-00000

Description	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
Revenues							
General Fund Appropriation	(1,810)	-	-	-	-	-	(1,810)
Total Revenues	(\$1,810)	-	-	-	-	-	(\$1,810)
Personal Services							
Mass Transit Tax	(1,810)	-	-	-	-	-	(1,810)
Total Personal Services	(\$1,810)	-	-	-	-	-	(\$1,810)
Total Expenditures							
Total Expenditures	(1,810)	-	-	-	-	-	(1,810)
Total Expenditures	(\$1,810)	-	-	-	-	-	(\$1,810)
Ending Balance							
Ending Balance	-	-	-	-	-	-	-
Total Ending Balance	-	-	-	-	-	-	-

____ Agency Request
2015-17 Biennium

____ Governor's Budget
Page _____

____ Legislatively Adopted
Essential and Policy Package Fiscal Impact Summary - BPR013

PROGRAMS – JUDICIAL COMPENSATION

ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY

Judicial Dept

Pkg: 022 - Phase-out Pgm & One-time Costs

Cross Reference Name: Judicial Compensation

Cross Reference Number: 19800-010-00-00-00000

Description	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
Revenues							
General Fund Appropriation	(2,575,792)	-	-	-	-	-	(2,575,792)
Total Revenues	(\$2,575,792)	-	-	-	-	-	(\$2,575,792)
Personal Services							
Other OPE	(2,575,792)	-	-	-	-	-	(2,575,792)
Total Personal Services	(\$2,575,792)	-	-	-	-	-	(\$2,575,792)
Total Expenditures							
Total Expenditures	(2,575,792)	-	-	-	-	-	(2,575,792)
Total Expenditures	(\$2,575,792)	-	-	-	-	-	(\$2,575,792)
Ending Balance							
Ending Balance	-	-	-	-	-	-	-
Total Ending Balance	-	-	-	-	-	-	-

____ Agency Request
2015-17 Biennium

____ Governor's Budget
Page _____

____ Legislatively Adopted
Essential and Policy Package Fiscal Impact Summary - BPR013

PROGRAMS – JUDICIAL COMPENSATION

ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY

Judicial Dept
Pkg: 305 - Increase Judicial Compensation

Cross Reference Name: Judicial Compensation
Cross Reference Number: 19800-010-00-00-00000

Description	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
Revenues							
General Fund Appropriation	4,459,348	-	-	-	-	-	4,459,348
Total Revenues	\$4,459,348	-	-	-	-	-	\$4,459,348
Personal Services							
Other OPE	4,459,348	-	-	-	-	-	4,459,348
Total Personal Services	\$4,459,348	-	-	-	-	-	\$4,459,348
Total Expenditures							
Total Expenditures	4,459,348	-	-	-	-	-	4,459,348
Total Expenditures	\$4,459,348	-	-	-	-	-	\$4,459,348
Ending Balance							
Ending Balance	-	-	-	-	-	-	-
Total Ending Balance	-	-	-	-	-	-	-

____ Agency Request
2015-17 Biennium

____ Governor's Budget
Page _____

____ Legislatively Adopted
Essential and Policy Package Fiscal Impact Summary - BPR013

PROGRAMS – JUDICIAL COMPENSATION

ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY

Judicial Dept
Pkg: 306 - New Judgeships and Support Staff

Cross Reference Name: Judicial Compensation
Cross Reference Number: 19800-010-00-00-00000

Description	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
Revenues							
General Fund Appropriation	271,455	-	-	-	-	-	271,455
Total Revenues	\$271,455	-	-	-	-	-	\$271,455
Personal Services							
Class/Unclass Sal. and Per Diem	186,702	-	-	-	-	-	186,702
Public Employees' Retire Cont	41,169	-	-	-	-	-	41,169
Social Security Taxes	14,283	-	-	-	-	-	14,283
Worker's Comp. Assess. (WCD)	51	-	-	-	-	-	51
Flexible Benefits	29,250	-	-	-	-	-	29,250
Total Personal Services	\$271,455	-	-	-	-	-	\$271,455
Total Expenditures							
Total Expenditures	271,455	-	-	-	-	-	271,455
Total Expenditures	\$271,455	-	-	-	-	-	\$271,455
Ending Balance							
Ending Balance	-	-	-	-	-	-	-
Total Ending Balance	-	-	-	-	-	-	-
Total Positions							
Total Positions	-	-	-	-	-	-	3
Total Positions	-	-	-	-	-	-	3

Agency Request
2015-17 Biennium

Governor's Budget
Page _____

Legislatively Adopted
Essential and Policy Package Fiscal Impact Summary - BPR013

PROGRAMS – JUDICIAL COMPENSATION

ESSENTIAL AND POLICY PACKAGE FISCAL IMPACT SUMMARY

Judicial Dept
 Pkg: 306 - New Judgeships and Support Staff

Cross Reference Name: Judicial Compensation
 Cross Reference Number: 19800-010-00-00-00000

Description	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	All Funds
Total FTE							0.75
Total FTE	-	-	-	-	-	-	0.75

PROGRAMS – JUDICIAL COMPENSATION

PPDBFISCAL-PICS Package Fiscal Impact Summary

08/13/14 REPORT NO.: PPDBFISCAL										DEPT. OF ADMIN. SVCS. -- PPDB PICS SYSTEM		PAGE	
REPORT: PACKAGE FISCAL IMPACT REPORT												2015-17	
AGENCY: 19700 JUDICIAL DEPT-JUDGES IN PERE												PICS SYSTEM: BUDGET PREPARATION	
SUMMARY XREF: 010-00-00 Judicial Compensation										PACKAGE: 306 - New Judgeships and Support Sta			
POSITION NUMBER	CLASS	COMP	CLASS NAME	POS CNT	FTR	MOE	STEP	RATE	GF SAL/OPE	OF SAL/OPE	FF SAL/OPE	LF SAL/OPE	AF SAL/OPE
6001910	JE	Y9724	AB JUDGE CIRCUIT COURT	1	.25	6.00	01	10,372.33	62,234				62,234
									28,251				28,251
6001911	JE	Y9724	AB JUDGE CIRCUIT COURT	1	.25	6.00	01	10,372.33	62,234				62,234
									28,251				28,251
6001912	JE	Y9724	AB JUDGE CIRCUIT COURT	1	.25	6.00	01	10,372.33	62,234				62,234
									28,251				28,251
TOTAL PICS SALARY									186,702				186,702
TOTAL PICS OPE									84,753				84,753
TOTAL PICS PERSONAL SERVICES =				3	.75	18.00			271,455				271,455

PROGRAMS – JUDICIAL COMPENSATION

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