



**Multnomah County**  
**Agenda Placement Request**  
**Budget Modification**  
(FY 2024)

**Contingency Request**

**Board Clerk Use Only**

**Meeting Date:** 11/9/23  
**Agenda Item #:** R.11  
**Est. Start Time:** 11:05 a.m.

**Agenda Title:** BUDGET MODIFICATION # DA-003-24: Contingency Request for U-PERS for DDAs

<b>Requested Date:</b> 11/9/23	<b>Time Needed:</b> 15 minutes
<b>Department:</b> 15 - District Attorney	<b>Requester Name &amp; Email:</b>
<b>Division:</b> Multiple Divisions	Michelle Myers, MCDA Finance Manager, email: michelle.myers@mcda.us

**Please list all presenters, with their titles, organization or department, in order of speaker, or note if their role is to answer questions:**

Mike Schmidt, District Attorney, and invited guests

**Will your group join virtually or in-person? (check one)**

☒ Presenters will be in the Multnomah Building Boardroom.

☐ Presenters will be virtual/online.

**List emails of all virtual presenters:**

**Note:** Virtual presenters must log in 15 mins prior to the start of the meeting to test video & mic.

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**Budget Modification**

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**1. Please provide a summary of the action you are requesting from the Board.**

The Multnomah County District Attorney's Office is requesting \$347,743 of funds in General Fund Contingency earmarked for the increase of Oregon Public Employees Retirement System (PERS) costs due to the passing of House Bill 2054, changing all deputy district attorney classifications from non-uniformed PERS to uniformed-PERS status, beginning January 1st, 2024.

**2. Provide a brief overview of the current program, and explain what is changing in the budget modification. Include both policy and operational changes, and provide details if this program provides services to specific communities. Please note which Program Offers this action affects.**

During the Spring of 2023, Oregon State Legislation was in the process of moving House Bill 2054 into law. This bill would change Oregon Public Employees Retirement System (PERS) status of deputy district attorneys, throughout the State of Oregon, to qualify as police officers. At the time of the County's budget adoption, the bill had not yet been signed by the governor and the effective date was not yet known. Due to these uncertainties, the Chair set funding aside in the General Fund contingency until costs were known, in anticipation of the passing of this bill. With the bill now signed and an effective date set, the purpose of this budget modification contingency request is to have those funds moved from the General Fund contingency into the District Attorney's Office's General Fund budget to cover those costs.

This affects program offers: PO 15000 Management Services; PO 15100 Division 1 Administration; PO 15200 Division 2 Administration; PO 15300 Division 3 Administration.

**3. How will the changes from this budget modification be measured?**

N/A

**4. Explain the fiscal impact (current year and ongoing), including the following:**

- **Break out the changes by program and funding source, including service reimbursement impacts.**
- **Is this change one-time-only? If so, what are the impacts to subsequent years?**
- **Does this budmod reflect only a partial year? If so, how will the department handle the upcoming year?**

\* Decrease General Fund Contingency in the amount of \$347,743 (PO 95000)

\* Increase Administrative Division of DA's Office General Fund in the amount of \$14,845 (PO 15000)

\* Increase Division 1 of DA's Office General Fund in the amount of \$83,146 (PO 15100)

\* Increase Division 2 of DA's Office General Fund in the amount of \$121,798 (PO 15200)

\* Increase Division 3 of DA's Office General Fund in the amount of \$127,954 (15300)

This cost is on-going to the General Fund. For subsequent years, the additional cost will be built into the total cost of each deputy district attorney position.

This budget modification reflects 6 months of costs, from January 1, 2024, to June 30, 2024.

**5. Explain any legal and/or policy issues involved.**

The need for this budget modification is due to House Bill 2054 becoming law and going into effect as of January 1, 2024.

**6. Explain any community and/or other government participation.**

N/A

**7. What revenue is being changed and why? If the revenue is from a federal source, please list the Assistance Listing Number (ALN).**

N/A

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**For Grants Only:**

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**8. What period does the grant cover? What programmatic needs are anticipated after the grant expires, and how do you anticipate funding them?**

N/A

**9. What stipulations are required by the grant (E.g. cash match, in kind match, reporting requirements, etc.)?**

N/A

**10. What has significantly changed from when the Notice of Intent (NOI) was approved to apply for the grant?**

N/A

**11. Is 100% of the central and department indirect recovered? If not, please explain why.**

N/A

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**For Contingency Requests Only:**

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**12. Why was the expenditure not included in the annual budget process?**

During the Spring of 2023, Oregon State Legislation was in the process of moving House Bill 2054 into law. This bill would change Oregon Public Employees Retirement System (PERS) status of deputy district attorneys, throughout the State of Oregon, to qualify as police officers. At the time of the County's budget adoption, the bill had not yet been signed by the governor and the effective date was not yet known. Due to these uncertainties, the Chair set funding aside in the General Fund contingency until costs were known, in anticipation of the passing of this bill. With the bill now signed and an effective date set, the purpose of this budget modification contingency request is to have those funds moved from the General Fund contingency into the District Attorney's Office's General Fund budget to cover those costs.

**13. What efforts have been made to identify funds from other sources within the department/agency to cover this expenditure?**

It was the intention of the Chair to hold funds in the General Fund Contingency, earmarked for this purpose, once the details of the budgetary need were known.

**14. Why are no other department/agency fund sources available?**

All other fund sources within MCDA have been allocated to other programs.

**15. Describe any new revenue this expenditure will produce, any cost savings that will result, and any anticipated payback to the contingency account. What are the plans for future ongoing funding?**

N/A

**16. Has this request been made before? When? What was the outcome?**

During the Spring of 2023, Oregon State Legislation was in the process of moving House Bill 2054 into law. This bill would change Oregon Public Employees Retirement System (PERS) status of deputy district attorneys, throughout the State of Oregon, to qualify as police officers. At the time of the County's budget adoption, the bill had not yet been signed by the governor and the effective date was not yet known. Due to these uncertainties, the Chair set funding aside in the General Fund contingency until costs were known, in anticipation of the passing of this bill. With the bill now signed and an effective date set, the purpose of this budget modification contingency request is to have those funds moved from the General Fund contingency into the District Attorney's Office's General Fund budget to cover those costs.

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**Required Signature**

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<b>Elected Official or Dept. Director:</b>	<u>/s/ Mike Schmidt</u>	<b>Date:</b>	<u>10/23/23</u>
<b>Budget Analyst:</b>	<u>/s/ Aaron Kaufman</u>	<b>Date:</b>	<u>10/24/23</u>
<b>Department HR:</b>	<u>/s/ N/A</u>	<b>Date:</b>	<u></u>
<b>Countywide HR:</b>	<u>/s/ N/A</u>	<b>Date:</b>	<u></u>

## Exp/Rev/FTE - Budget Modification

Budget Year: 2024

Budget Modification: DA-003-24

### Expenditures & Revenues

*An increase in revenue is shown as a positive value and a decrease as a negative value.*

Program Offer	Fund	Revenue/Expense	Cost Object	Ledger Account	Current Amount	Revised Amount after Budmod	Change Increase/ (Decrease)
<b>15000 - Management Services</b>							
<b>01000 - General Fund</b>							
	Expenses	154100	60130 - Salary Related		459,109	473,954	14,845
<b>Total Expenses in 01000 - General Fund</b>					459,109	473,954	14,845
<b>Total Revenue less Expense in 01000 - General Fund</b>					(459,109)	(473,954)	(14,845)
<b>15100 - Division I Administration</b>							
<b>01000 - General Fund</b>							
	Expenses	153000	60130 - Salary Related		99,507	182,653	83,146
<b>Total Expenses in 01000 - General Fund</b>					99,507	182,653	83,146
<b>Total Revenue less Expense in 01000 - General Fund</b>					(99,507)	(182,653)	(83,146)
<b>15200 - Division II Administration</b>							
<b>01000 - General Fund</b>							
	Expenses	152000	60130 - Salary Related		99,507	221,305	121,798
<b>Total Expenses in 01000 - General Fund</b>					99,507	221,305	121,798
<b>Total Revenue less Expense in 01000 - General Fund</b>					(99,507)	(221,305)	(121,798)
<b>15300 - Division III Administration</b>							
<b>01000 - General Fund</b>							
	Expenses	151000	60130 - Salary Related		99,507	227,461	127,954
<b>Total Expenses in 01000 - General Fund</b>					99,507	227,461	127,954
<b>Total Revenue less Expense in 01000 - General Fund</b>					(99,507)	(227,461)	(127,954)

## Exp/Rev/FTE - Budget Modification

Budget Year: 2024

Budget Modification: DA-003-24

### Expenditures & Revenues

*An increase in revenue is shown as a positive value and a decrease as a negative value.*

Program Offer	Fund	Revenue/Expense	Cost Object	Ledger Account	Current Amount	Revised Amount after Budmod	Change Increase/ (Decrease)
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#### 95000 - Fund Level Transactions

##### 01000 - General Fund

Expenses	9500001000	60470 - Contingency			24,619,291	24,271,548	(347,743)
<b>Total Expenses in 01000 - General Fund</b>					24,619,291	24,271,548	(347,743)
<b>Total Revenue less Expense in 01000 - General Fund</b>					(24,619,291)	(24,271,548)	347,743

## Exp/Rev/FTE - Budget Modification

Budget Year: 2024

Budget Modification: DA-003-24

### Net Change by Fund Hierarchy and Department

*An increase in revenue is shown as a positive value and a decrease as a negative value.*

Fund Hierarchy	Department	Revenue Change	Expense Change	Net Change
1000 - General Fund	15 - District Attorney	0	347,743	(347,743)
	92 - Overall County	0	(347,743)	347,743
	<b>Total 1000 - General Fund</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Total</b>		<b>0</b>	<b>0</b>	<b>0</b>

## **Exp/Rev/FTE - Budget Modification**

**Budget Year: 2024**

**Budget Modification: DA-003-24**

### **Annualized Personnel Changes**

No positions were affected by this Budget Modification.

### **Current Year Personnel Changes**

No positions were affected by this Budget Modification.