

Agency Personal Services (Informational Only) – Past in new ones from LFD

The Legislative Fiscal Division (LFD) is requesting state agencies provide answers to the following questions. LFD analysts will be contacting their agencies this fall, once they finalize their personal services analysis, for clarification and additional information. Questions should be answered based upon the snapshot date of July 12.

Questions:

(1) How many vacant FTE exist in your agency? Identify the vacant positions by program and job title.

Current Staff Name	VACANT
Row Labels	Sum of FTE Count
CENTRAL SERVICES DIVISION	3
Business Executive	1
Lawyer 2	1
Other/Prof-Admin	1
CONFLICT DEFENDER DIVISION	7.5
Administrative Assistant 2	1
Crime Investigator2	1
Lawyer2	5.5
PUBLIC DEFENDER DIVISION	32
Administrative Assistant 2	3
Crime Investigator2	2
Eligibility Technician	1
Lawyer 2	5
Lawyer2	20
Social Services Coordinator 2	1
Grand Total	42.5

(2) For each vacant FTE, state when the position was last filled. (3) For each vacant FTE, state when the position was last advertised/posted in an attempt to hire a person to fill it.

All vacancies were advertised on an on-going basis until filled with multiple recruitments occurring for positions with the same job code in the same regional area.

Current Staff Name	VACANT				
Division	Location	Current Classification	SABHRS Position #	Last Date Occupied Month	Year
CENTRAL SERVICES DIVISION	BUT0011	Business Executive	61800041	Jun	2022
	HLN0113	Other/Prof-Admin	61800003	Jun	2022
	MIS0005	Lawyer 2	61800008	May	2022
CONFLICT DEFENDER DIVISION	BIL0009	Lawyer2	61803008	Jan	2022
	BOZ0028	Administrative Assistant 2	61803035	Mar	2022

PUBLIC DEFENDER DIVISION	GTF0012 MIS0036	Lawyer2	61803015	Mar	2022	
			61803026	Apr	2022	
		Lawyer2	61803010	Apr	2022	
		Crime Investigator2	61803013	Jun	2022	
		Lawyer2	61803030	Jan	2022	
	BIL0009	Administrative Assistant 2	61837006	Jul	2022	
		Lawyer 2	61837002	Jan	2022	
			61837003	Jan	2022	
			61837004	Jan	2022	
			61837005	Jan	2022	
		Lawyer2	61800910	Jul	2022	
			61800913	Dec	2021	
			61800915	Jul	2022	
			61800930	Oct	2021	
			61800936	Jun	2022	
			61811011	Oct	2021	
		BOZ0008	Administrative Assistant 2	61800822	Jul	2022
			Lawyer2	61800605	Nov	2021
				61800820	Mar	2022
		BUT0011	Eligibility Technician	61800607	Apr	2022
	Lawyer2		61800132	Feb	2022	
			61800509	Dec	2021	
	GDV0004	Lawyer 2	61801000	Dec	2021	
		Lawyer2	61800321	Jan	2022	
	HLN0113	Administrative Assistant 2	61800418	Jul	2022	
		Lawyer2	61800404	Apr	2022	
			61800407	Apr	2022	
		61800409	Oct	2021		
		61800411	Mar	2022		
		61800412	May	2022		
		61811002	Feb	2022		
		61801003	Jul	2022		
KAL0009 MIS0022 MLC0015 PLS0005	Crime Investigator2	61800202	Jul	2022		
	Lawyer2	61801105	May	2022		
	Lawyer2	61800116	Apr	2022		
	Lawyer2					

(4) To the extent possible, state whether contractors are performing the duties that would be performed if employees were in the place. If a contractor is performing the duties, state (a) the amount paid per week to

engage the contractor for this work and (b) whether the contractor is performing duties beyond those that would be performed by an employee if the position were filled.

All cases that cannot be assigned to OPD FTE Attorneys go to contract attorneys. Contractor attorney rates are significantly more expensive per hour than FTE employees. Hourly rate for Contractor attorneys is \$71.00 per hour while FTE attorneys average hourly wage is \$43.98. Weekly amounts paid are not a good measure as these attorneys have varying workloads and case weights and volumes.

(5) How many modified FTE did you utilize in the current biennium? What was the funding source and authority? Are any of these FTE expected to continue into the next biennium, and if so, for how long?

OPD had access to 6 Modified FTE to be deployed in the Billings area to assist with the backlog. These largely remained unfilled for 6 months apart from 1 position funded to work with the Native American client population- this position is grant funded.

*To the extent possible, the Legislative Fiscal Division will provide access to consistent data across all state agencies, to assist in responding to these questions.

Also, in regard to "right to know" requests, the LFD asked that these questions be included as well:

(1) How much time and money does each agency spend on public right to know requests?

The bulk of data requests are internal and largely consist of dashboard numbers provided for analysis. Individual case records are normally confidential and are unable to be released. Court documents that can be reviewed are available from the county clerk & recorder. These requests used to be time-consuming but the new AdvOPD System, deployed in 2021-2022 has greatly improved reporting ability and minimized time spent generating requested data.