

Unofficial Draft Copy

As of: September 5, 2012 (1:11pm)

LC1j60

**** Bill No. ****

Introduced By *****

By Request of the Law and Justice Interim Committee

A Bill for an Act entitled: "An Act establishing the Corrections Advisory Council and establishing its purpose and duties."

Be it enacted by the Legislature of the State of Montana:

NEW SECTION. **Section 1. Corrections advisory council -- membership -- purpose and duties.** (1) There is a corrections advisory council. The council is comprised of 10 members serving 1-year terms appointed as follows:

(a) 6 members appointed by the governor to include:

(i) a sheriff;

(ii) a police chief;

(iii) a prosecutor or deputy prosecutor;

(iv) a public defender; and

(v) 2 family members of an inmate; and

(b) (i) two representatives, including one from each party, appointed by the speaker of the house; and

(ii) two senators, including one from each party, appointed by the committee on committees.

(2) The council shall:

(a) analyze current adult and juvenile offender population trends and develop long-term projections;

(b) determine the potential future infrastructure needs

necessary to increase capacity within the following community corrections and prison alternative programs in a way that keeps pace with anticipated growth during the next 10-15 years:

- (i) probation and parole;
- (ii) juvenile offenders;
- (iii) prerelease centers;
- (iv) substance-abuse treatment;
- (v) intensive supervision;
- (vi) mental health treatment; and
- (vii) revocation and sanction;

(c) analyze the existing state-private partnerships being used to provide capacity in the corrections system and determine the ability of private, corporations to continue to fulfill this cooperative role with the state;

(d) review and analyze the existing infrastructure at Montana state prison, the Montana women's prison, and other state-owned or state-contracted correctional facilities and make recommendations on future needs; and

(e) report to the governor the results of its work and the recommendations it develops for managing Montana's growing offender population.

(3) (a) A member of the council who is not a legislator or an employee of the state or a political subdivision of the state is eligible to be reimbursed and compensated, as provided in 2-15-124;

(b) A member of the council who is not a legislator but is an employee of the state or a political subdivision of the state

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is not entitled to compensation but is entitled to be reimbursed for expenses, as provided in 2-18-501 through 2-18-503; and

(c) A legislator who is a member of the council is eligible to be compensated and reimbursed, as provided in 5-2-302.

(4) The department of corrections shall provide administrative support as necessary to assist the council in its duties pursuant to this section.

NEW SECTION. Section 2. {standard} Codification

instruction. [Section 1] is intended to be codified as an integral part of Title 53, chapter 1, part 2, and the provisions of Title 53, chapter 1, part 2, apply to [section 1].

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