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Proposed Work Plan

Updated for 9/9/11

Law and Justice Interim Committee

2011-2012

Table 1 - Overall Workload

Table 2 - SJR 29 Restorative Justice Study Tasks

Table 3 - Approach to Other Issues

Table 4 - Anticipated Allocation of Meeting Hours

Table 5 - Site Visit Tour Options

Table 6 - Costs and Budget

Table 7 - Members and Staff on Other Committees

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Law & Justice Interim Committee
September 9, 2011

Exhibit 27

TABLE 1 - OVERALL WORKLOAD

Task No.	Issue Area	In-depth work	Moderate work	Light work	Rely on agency
1	SJR 29 - Restorative Justice	✓			
2	Medical marijuana		✓		
3	Jail suicide prevention		✓		
4	Juvenile detention alternatives and DMC		✓		
5	Involuntary commitment		✓		
6	Eminent domain		✓		
7	HB 142 - review agency councils and reports			✓	
8	SB 187 - revision of public defender, tweaks			✓	
9	DNA evidence retention			✓	
10	Social host ordinance			✓	
11	DUI *per se* drug impairment			✓	
12	24/7 sobriety program - and implementation of other DUI bills			✓	
13	Concealed weapons - reciprocity			✓	
14	Housing for released offenders			✓	
15	DOC - review bill proposals				✓
16	DOJ - review bill proposals				✓
17	MBCC- review bill proposals				✓
18	Judicial Branch - review bill proposals				✓
19	OSPD- review bill proposals				✓

TABLE 2 - SJR 29 RESTORATIVE JUSTICE STUDY TASKS

Study Phase	Committee Tasks	Staff Tasks
1 - Gather information Mtg #1 - *What is current law and practice in Montana?* - *What do other states do?*	✓ Ask questions ✓ Listen to testimony ✓ Examine the research	☐ Coordinate testimony from experts, stakeholders, and interested public ☐ Conduct and present research (reports and briefs)
2 - Identify Problems Mtg. #2 - *What are the strengths and weaknesses of Montana's programs?* - *What weaknesses could be addressed through legislation?*	✓ Ask follow-up questions ✓ Discuss concerns with full committee ✓ Take action as a committee to identify what specific issues should be tackled by the committee as a whole (i.e., in bi-partisan manner)	☐ Identify range of fiscal and policy issues ☐ Identify decision points and offer decision tools ☐ Respond to follow-up requests for information ☐ Coordinate testimony and public comment
3 - Identify and Analyze Options Mtg. #3 and Mtg. #4 - *What are the various options for addressing the selected issues?* - *What are the fiscal and policy implications of those options?* - *What options does the committee want to pursue further?*	✓ Ask for research and testimony that will: - help analyze the identified problems; - identify options; and - provide an analysis of the pros and cons of each option ✓ Discuss in committee what options should or should not be considered by the full committee as possible committee bills	☐ Ensure research and testimony is focused on selected options ☐ Gather research from other states, sift through testimony and input from stakeholders and interested parties, summarize options and pros and cons for the committee ☐ Prepare and present fiscal and policy analysis relevant to the selected options and based on committee's research requests
4 - Develop Recommendations Mtg. #5 and Mtg. #6 - *What recommendations and legislation should the committee make to the next Legislature?*	✓ Weight the research, testimony, analysis, and recommendations from stakeholders ✓ Discuss your concerns and objectives with other committee members and stakeholders ✓ Request and mark up bill drafts ✓ Arrive at majority or consensus bill draft(s) and recommendations	☐ Offer decision tools facilitate an efficient, effective, and fair decision-making process ☐ Draft bills as requested by committee ☐ Prepare final report to the next legislature that summarizes the committee's activities, research, options considered, and rationale for final recommendations

TABLE 3 - APPROACH TO OTHER ISSUES

MODERATE WORK

Issues

2. Medical Marijuana
3. Juvenile detention and DMC
4. Jail suicide prevention
5. Involuntary commitment standards
6. Eminent domain

Anticipated activities

✓ More than one legal or research brief or report

✓ More than one panel discussion (or sets of individual speakers)

✓ More public comment

✓ More than one committee work session with followup opportunities

LIGHT WORK

Issues

7. HB 142 - review councils and reports
8. SB 187 - public defender, tweaks
9. DNA evidence retention
10. Social host ordinance
11. DUI *per se* drug impairment
12. 24/7 program, other DUI bills
13. Concealed weapons
14. Housing for released offenders

Anticipated activities (as time allows)

✓ One research brief

✓ One panel discussion (or set of individual speakers)

✓ Less public comment

✓ One committee work session and followup discussion

REVIEW OF AGENCY WORK

Issues - review list of bill proposals

15. Dept. of Corrections
16. Dept. of Justice
17. Board of Crime Control
18. Judicial Branch
19. Public Defender System

Anticipated activities

✓ Exec. Budget Proposal forms

✓ Agency handout

✓ Agency briefing

✓ Time for committee questions at meeting

✓ No follow up by legislative staff

AGENDA ITEM TOPIC	Sept 9, 2011 (Fri)	Dec 15, 2011 (Th)	Dec 16, 2011 (Fri)	Feb 24, 2012 (Th)	Feb 25, 2012 (Fri)	April 19, 2012 (Th)	April 20, 2012 (Fri)	June 21, 2012 (Th)	June 22 2012 (Fri)	Aug 31, 2012 (Fri)	TOTAL
Other Issues											
Jail suicide prevention	1.0		1.0	0.5						0.25	2.75
Involuntary commitment - standards for emergency detention vs. commitment	1.0		1.0	0.5						0.25	2.75
Medical marijuana, litigation and law enforcement issues			1.0	1.0			0.5			0.25	2.75
Housing for released offenders			1.0	0.5						0.25	1.75
DNA evidence retention			1.0	0.5						0.25	1.75
Juvenile detention alternatives and DMC				1.0		1.0		0.5		0.25	2.75
Concealed weapons permits - reciprocity				1.0			0.5			0.25	1.75
Eminent domain					1.0	1.0		0.5		0.25	2.75
Social host ordinance							1.0	0.5		0.25	1.75
DUI *per se* drug impairment							1.0	0.5		0.25	1.75
24/7 sobriety program, DUI bills							1.0	1.0		0.25	2.25
SB 187 - revision of public defender, tweaks									1.0	0.25	1.25
Public comment	0.5	0.5	0.5	0.5	0.5	0.5	0.5	0.5	0.5	1.00	5.50
SUBTOTAL	**2.5**	**0.5**	**5.5**	**5.5**	**1.5**	**2.5**	**4.5**	**3.5**	**1.5**	**4.00**	**31.50**
GRAND TOTAL	**7.1**	**6.0**	**6.1**	**7.0**	**6.1**	**7.5**	**6.6**	**6.0**	**6.1**	**7.60**	**66.10**

TABLE 4 - ANTICIPATED ALLOCATION OF MEETING HOURS

**** SOFT ESTIMATES FOR GENERAL PLANNING PURPOSES ONLY***

AGENDA ITEM TOPIC	Sept 9, 2011 (Fri)	Dec 15, 2011 (Th)	Dec 16, 2011 (Fri)	Feb 24, 2012 (Th)	Feb 25, 2012 (Fri)	April 19, 2012 (Th)	April 20, 2012 (Fri)	June 21, 2012 (Th)	June 22 2012 (Fri)	Aug 31, 2012 (Fri)	TOTAL
Assigned study											
SJR 29 - restorative justice	3.0	3.0			3.0	2.0			2.0	1.0	***14.0***
Statutorily-required duties											
HB 142 - review statutory advisory councils and agency reports		1.0				0.5				0.5	2.0
DOC - review bill proposals							0.5				0.5
DOJ - review bill proposals								0.5			0.5
MBCC- review bill proposals						0.5					0.5
Judicial Branch - review bill proposals						0.5					0.5
OSPD- review bill proposals									0.5		0.5
Agency rule review reports	0.1		0.1		0.1		0.1		0.1	0.1	0.6
Public comment	0.5	0.5	0.5	0.5	0.5	0.5	0.5	1.0	1.0	1.0	6.5
Committee discussions & work sessions (required and optional)	1.0	1.0		1.0	1.0	1.0	1.0	1.0	1.0	1.0	9.0
SUBTOTAL - REQUIRED WORK	**4.6**	**5.5**	**0.6**	**1.5**	**4.6**	**5.0**	**2.1**	**2.5**	**4.6**	**3.6**	**34.6**

TABLE 5 - SITE VISIT TOUR OPTIONS

*Note: Each committee member may pick **two days** from the following options to receive pay, travel, and per diem paid by the committee.*

Date	No. of Days	Tour Package	Locations	Legislators/Staff Attending
~~Sept. 12, 2011 (Mon)~~	1	Montana State Prison, Montana Correctional Enterprises, and WATCh.	Deer Lodge Warm Springs	
Oct. 24, 2011 (Mon)	1	Montana State Prison and Boot Camp	Deer Lodge	
March 12, 2012 (Mon)	1	Montana State Hospital, WATCh, and START revocation center.	Warm Springs Anaconda	
April 9, 2012 (Mon)	1	Elkhorn Treatment Center, Riverside Youth Correctional Facility, Helena Pre-release.	Boulder Helena	
May 21-22, 2012 (Mon-Tues)	2 *(may just do one day)*	1-day, Mon: Montana Women's Prison and ~~Pre-release~~ Passages Correctional Programs	Billings	
		1-day, Tues: Pine Hills Youth Correctional Facility	Miles City	
June 5-6, 2012 (Tues-Wed)	2 *(may just do one day)*	1-day, Tues: Cascade Regional Detention Center and Great Falls Pre-Release	Great Falls	
		1-day, Wed: Crossroads Correctional Center	Shelby	

TABLE 6 - COSTS & BUDGET

AGENDA ITEM TOPIC	Sep 9, 2011 (Fri)	Dec 15, 2011 (Th)	Dec 16, 2011 (Fri)	Feb 24, 2012 (Th)	Feb 25, 2012 (Fri)	April 19, 2012 (Th)	April 20, 2012 (Fri)	June 21, 2012 (Th)	June 22 2012 (Fri)	Aug 31, 2012 (Fri)	TOTAL
Estimated Meeting Costs	$ 4,000	$ 3,000	$ 3,000	$ 3,000	$ 3,000	$ 3,000	$ 3,000	$ 3,000	$ 3,000	$ 4,000	**$32,000**

TOTAL BUDGET:	$46,000
Meeting costs:	$32,000
Site visit tour costs (2 days):	$8,000
TOTAL COST:	**$40,000**
REMAINDER for organizational meeting next interim:	$6,000

TABLE 7 - MEMBERS AND STAFF ON OTHER COMMITTEES

Member/Staff	**Committee/Council**	**Planned Meeting Dates** *(as of 7/29/11)*
Sen. Augare	State-Tribal Relations	9/27/11, 1/13/12, 4/3-6/12, 7/20/12, 9/7/12
Sen. Gallus	Legislative Finance	9/26-30/11, 12/8-9/11, 3/8-9/12
Sen. Moss	Capitol Complex Advisory Council	not yet scheduled
Sen. Murphy	Capitol Complex Advisory Council Community Health Center Advisory Group Consumer Council	not yet scheduled
Dawn Field, Secretary	Legislative Council Energy and Telecommunications Districting and Apportionment	9/15/11, 11/10/11, 1/24/12, 5/10 -11/11, 8/24/12 others not yet scheduled

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