



Law and Justice Interim Committee 62nd Montana Legislature

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DAWN FIELD, Secretary
DAVE BOHYER, Research Director

TENTATIVE AGENDA

Friday, September 7, 2012

Room 102, Capitol Building, Helena

Please note: all times are approximate

- 8:00 a.m.** 1. Call meeting to order; Roll Call, Sen. Jim Shockley, Presiding Officer
2. Review meeting materials, Mr. Dave Bohyer, LSD Research Director
- 8:05** 3. LCJ 21 - clarify investigatory authority of POST, Dave Bohyer, LSD
Action item: Does the committee wish to take any action on this matter?
- 8:35** 4. Board of Pardons and Parole
• Legislative Review of Rules of BoPP: Julianne Burkhardt, LSD
• BoPP comments on Clugston letter to LJIC Chairman: Fern Osler, BOPP (invited)
Action item: Does the committee wish to take any action on these matters?
- 9:00** 5. DNA Evidence Retention
a. Montana Innocence Project. Jesse MCQuillan, MIP
(i) Report on National Task Force
(ii) Recommendations for bill draft
b. Montana County Attorney's Association, Jim Smith/Mark Murphy, MCAA
c. Office of State Public Defender, Bill Hooks, CPD; Wade Zolynski, CPAD
d. Public comment
e. Committee discussion and questions
Action item: Does the committee wish to take any action on this matter?
- BREAK**
- 10:15** 6. Supreme Court's Rules of Procedure -- Substitution of District Judges
a. Request from the Montana Judges' Association to disapprove Section 3-1-804, MCA: Judge Loren Tucker, 5th Judicial District and MJA President; Judge Brad Newman, 2nd Judicial District; Judges Julie Macek and Dirk Sandefur, 8th Judicial District
b. Montana County Attorney's Association, Jim Smith; Mark Murphy
c. Office of State Public Defender and Public Appellate Defender, Bill Hooks, Chief Public Defender and Wade Zolynski, Chief Public Appellant Defender
d. Montana Trial Lawyers' Association, Al Smith
e. Montana Defense Trial Lawyers' Association, John Alke, MDTLA
f. Public comment
g. Committee discussion
Action Items: (1) Does the committee wish to take any action on this matter? (2) Does the committee wish to recommend disapproval of the New Rules of Procedure?
- 11:30** 7. Revisit bill draft proposal
a. Reconsider concealed weapon permit bill draft - LCJ 06: Chairman Shockley
b. Public comment
c. Committee questions and discussion
Action item: Does the committee wish to take any action on this matter?

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TENTATIVE AGENDA (CONT.)
Friday, September 7, 2012
Room 102, Capitol Building, Helena

All times tentative

- 1:15 p.m.** 8. Reconvene meeting, Sen. Jim Shockley, Presiding Officer
- 1:20** 9. Member Issues
- LC 325--Study the operations of the Montana Board of Pardons and Parole: Sen. Murphy
 - **Action item:** Does the committee wish to take any action on any of these LJIC proposals?
- 1:45** 10. a. Revisit or Review Other LJIC Legislation Proposals
- Staff summary of proposals:
 - i. Revise criminal intelligence information advisory council - LClj 08
 - iii. Establish Corrections Advisory Council - LClj 60 (now LC 300)
 - iv. Eliminate report on attorney license tax - LClj 61 (now LC 302)
 - v. Eliminate report on health care costs for medical parolees - LClj 62 (now LC 301)
 - vi. LClj 5D3--Statewide multi-agency reentry task force for paroled offenders at high risk of recidivism
 - vii. Others (none at this time)
 - Public comment on these LJIC proposals
 - Committee questions and discussion
 - **Action item:** Does the committee wish to take any action on any of these LJIC proposals?
- 2:45** 11. Public Comment -- The public may comment on any issue within the Committee's jurisdiction

BREAK

- 3:15** 13. Administrative Matters
- a. Assign sponsors for LJIC Committee bills
 - i. Suicide Prevention Bill Draft - LClj 2A
 - ii. Suicide Prevention Bill Draft - LClj 03
 - iii. Restorative Justice Bill Draft - LClj 5A
 - iv. Restorative Justice Bill Draft - LClj 5B
 - v. Restorative Justice Bill Draft - LClj 5C
 - vi. Revise certain DOJ advisory councils and reports - LClj 07
 - vii. Eliminate racial profiling report - LClj 09
 - viii. Require DPHHS to forward child abuse reports to county attorney - LClj 10
 - ix. Requiring 'Eminent Domain in Montana' handbook in condemnation - LClj11
 - vii. Others (see under Items 6 and 10 above)
 - b. Others (none at this time, but see items # 3, 7, 9, and 10)

ADJOURN

Please Note:

If you plan to attend this meeting and will need services or accommodations, please contact Dave Bohyer or Lenore Adams (406-444-3064) at least 5 working days before the meeting. Meeting materials are available on the LJIC website at <http://leg.mt.gov/ljic>

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