



*HJ 31 Study: Summary of Legislative Hearings on SB 95 and
HB 650 from the 2017 Session*

Hearing Summary for Senate Bill No. 95 -- Authorize necessary measures to implement House Bill 2 -- sponsor Sen. Llew Jones

- As introduced, SB 95 did not contain language affecting the Board of Crime Control.
 - https://leg.mt.gov/bills/2017/SB0099//SB0095_1.pdf
- The Senate Finance and Claims Committee amended SB 95 to contain only one section that related to transfers from two water storage special revenue accounts.
 - https://leg.mt.gov/bills/2017/SB0099//SB0095_2.pdf
- The Senate Committee of the Whole did not amend SB 95 during 2nd Reading.
- The House Appropriations Committee amended SB 95 during executive action to reduce an appropriation contained in the bill.
 - https://leg.mt.gov/bills/2017/SB0099//SB0095_3.pdf
- The House Committee of the Whole did not amend SB 95 during 2nd Reading.
- After the Senate voted to not concur with the House amendments to SB 95, the bill was assigned to a free conference committee for further discussion and revision. The free conference committee voted to amend SB 95 to create a Crime Control Bureau in the office of the director in the Department of Corrections to provide staff and support to the board. The amendment provided transition instructions and reporting requirements and coordinated SB 95 with HB 650 to remove conflicting amendments to section 2-15-2006, which is the statute that created the board. After committee staff explained the amendment functions, Rep. Brodehl, chairman of the Section D subcommittee provided the following explanation in support of the amendment:
 - "This was amended initially into 650 in the Senate. But after it was amended into 650, we found that there were several grants and issues that dealt with the amendment that was put into 650 that needed to be corrected. This is the corrective language that was put together in coordination between the Department of Justice and the Department of Corrections and the Governor's Office to make sure that we kept these grants whole and without interruption in what they were providing."
 - <http://sg001-harmony.sliq.net/00309/Harmony/en/PowerBrowser/PowerBrowserV2/20170221/-1/14680?agendaId=44142>
 - Bill as amended by the free conference committee:
https://leg.mt.gov/bills/2017/SB0099//SB0095_4.pdf

- The Senate voted to adopt the free conference committee report. The bill sponsor provided the following explanation of the conference committee's changes:
 - "SB 95 is the last of the companion bills on our side. It's a general companion bill. It does a few major things and a bunch of technical clean up. So let me touch briefly on the major things. And it's a response to some input we've gotten since House Bill 2 and the other companions have passed. So first, most of us heard...had input...that movement of the Board of Crime Control administratively under the Department of Corrections... create[d] concerns that a number of their grants could be put at risk. So SB 95 speaks to that in that it ensures that the process is orderly and that the transfer will not occur unless the federal grants that are going across the state are no longer at risk. We're going to try to make sure that the transfer does occur but that it occurs in an orderly manner and satisfies the concerns of...largely the law enforcement groups across the state."
 - <http://sg001-harmony.sliq.net/00309/Harmony/en/PowerBrowser/PowerBrowserV2/20170221/-1/13899?agendaId=39175>
- The House voted to adopt the free conference report. Rep. Ballance summarized the nine conference committee changes, including the three that dealt with HB 650:
 - "[A]nd then the three clean-up sections for House Bill 650 that we had discussed on this floor and in committee for what we call the Maserati tax, for the Bureau of Crime Control, and for the boot camp in Great Falls."
- SB 95 as enacted: https://leg.mt.gov/bills/2017/SB0099//SB0095_x.pdf
- Full list of bill actions and links to hearings for SB 95: [http://laws.leg.mt.gov/legprd/LAW0203W\\$BSRV.ActionQuery?P_SESS=20171&P_BLTP_BILL_TYP_CD=SB&P_BILL_NO=95&P_BILL_DFT_NO=&P_CHPT_NO=&Z_ACTION=Find&P_ENTY_ID_SEQ2=&P_SBJT_SBJ_CD=&P_ENTY_ID_SEQ=](http://laws.leg.mt.gov/legprd/LAW0203W$BSRV.ActionQuery?P_SESS=20171&P_BLTP_BILL_TYP_CD=SB&P_BILL_NO=95&P_BILL_DFT_NO=&P_CHPT_NO=&Z_ACTION=Find&P_ENTY_ID_SEQ2=&P_SBJT_SBJ_CD=&P_ENTY_ID_SEQ=)

Hearing Summary for House Bill No. 650 -- Implement the provisions of the general appropriations bill Section D -- sponsor Rep. Randy Brodehl

- As introduced, HB 650 did not contain language affecting the Board of Crime Control.
 - https://leg.mt.gov/bills/2017/HB0699//HB0650_1.pdf
- The House Appropriations Committee did not amend HB 650 during executive action.
- The House Committee of the Whole did not amend HB 650 during 2nd Reading.
 - https://leg.mt.gov/bills/2017/HB0699//HB0650_2.pdf
- The Senate Finance and Claims Committee didn't discuss a transfer of the Board during the hearing on April 5, 2017. It amended HB 650 during executive action on April 12, 2017. That amendment transferred the Board of Crime Control from the Department of Justice to the Department of Corrections while preserving language that allocated the

Board for administrative purposes only. It reduced the size of the Board from 18 members to 15 members and created a transition process for the transfer.

- <https://leg.mt.gov/bills/2017/Minutes/Senate/Exhibits/fcs77a07.pdf>
- Although the amendment only transferred the Board of Crime Control from the Department of Justice to the Department of Corrections while preserving language that allocated the Board for administrative purposes, the amendment sponsor described the amendment's purpose as to eliminate the Board:
 - "This [amendment] actually eliminates the Board of Crime Control and rolls it into the Department of Corrections and it puts its functions inside of Corrections....We're just trying to find a way to be a little bit more efficient and...we can use some of the existing staff over there at Corrections and we felt like this is going to save us some money and so this is basically rolling Crime Control into the Department of Corrections."
 - The amendment passed unanimously without discussion as did the bill as amended.
 - The Senate Committee of the Whole amended HB 650 during 2nd Reading to remove language in the bill that provided the intent of the Legislature was to reduce the board's budget by the amount of salary and benefits paid to the board's executive director and to eliminate the executive director position. The amendment passed without discussion. The amendment sponsor described the amendment as follows:
 - "...[W]e're fixing an amendment that went on in Senate Finance and Claims. We were a little too direct in some of our direction in the amendment that we put on in Finance and Claims. We need to let the executive do their work...[T]his clears it up."
 - Amendment language:
<https://leg.mt.gov/bills/2017/AmdHtmS/HB0650003.HTM>
- HB 650 as considered on 2nd Reading in the Senate:
https://leg.mt.gov/bills/2017/HB0699//HB0650_3.pdf
- Third reading version of HB 650:
https://leg.mt.gov/bills/2017/HB0699//HB0650_4.pdf
- Engrossed copy of HB 650: https://leg.mt.gov/bills/2017/HB0699//HB0650_x.pdf
- Full list of bill actions and links to hearings for HB 650:
[http://laws.leg.mt.gov/legprd/LAW0203W\\$BSRV.ActionQuery?P_SESS=20171&P_BLTP_BILL_TYP_CD=HB&P_BILL_NO=650&P_BILL_DFT_NO=&P_CHPT_NO=&Z_ACTION=Find&P_ENTY_ID_SEQ2=&P_SBJT_SBJ_CD=&P_ENTY_ID_SEQ=](http://laws.leg.mt.gov/legprd/LAW0203W$BSRV.ActionQuery?P_SESS=20171&P_BLTP_BILL_TYP_CD=HB&P_BILL_NO=650&P_BILL_DFT_NO=&P_CHPT_NO=&Z_ACTION=Find&P_ENTY_ID_SEQ2=&P_SBJT_SBJ_CD=&P_ENTY_ID_SEQ=)

Hearing Summary for Board of Crime Control budget in Section D Subcommittee 2017

- Subcommittee schedule:
https://leg.mt.gov/content/Publications/fiscal/subcommittees/2017-Subcommittee-Schedules/JudicialJusticeLawEnforcement_Subcom_Schedule_2017.pdf
- Jan. 9, 2017, subcommittee minutes for hearing on board's budget: <http://sg001-harmony.sliq.net/00309/Harmony/en/PowerBrowser/PowerBrowserV2/20170109/-1/14567>
 - The Board's executive director references a previous discussion of the concept of moving the Board to the Department of Corrections, including a bill from the 2011 session that would have made the transfer, but the subcommittee does not discuss a move during the hearing.
- Jan. 13, 2017, subcommittee minutes for committee discussion on Board: <http://sg001-harmony.sliq.net/00309/Harmony/en/PowerBrowser/PowerBrowserV2/20170113/-1/14582>
 - The subcommittee did not discuss a transfer of the Board.
- Jan. 23, 2017, subcommittee minutes for executive action on board: <http://sg001-harmony.sliq.net/00309/Harmony/en/PowerBrowser/PowerBrowserV2/20170123/-1/14584>
 - The subcommittee did not discuss a transfer of the Board.
- Feb. 9, 2017, subcommittee minutes for executive action on board: <http://sg001-harmony.sliq.net/00309/Harmony/en/PowerBrowser/PowerBrowserV2/20170209/-1/14564>
 - The subcommittee did not discuss a transfer of the Board.
- Feb. 16, 2017: subcommittee minutes for executive action on board: <http://sg001-harmony.sliq.net/00309/Harmony/en/PowerBrowser/PowerBrowserV2/20170216/-1/14561>
 - The subcommittee did not discuss a transfer of the Board.
- Feb. 17, 2017, subcommittee minutes for executive action on agencies: <http://sg001-harmony.sliq.net/00309/Harmony/en/PowerBrowser/PowerBrowserV2/20170217/-1/14566>
 - The subcommittee did not discuss a transfer of the Board.
- Feb. 22, 2017, subcommittee minutes for executive action on agencies: <http://sg001-harmony.sliq.net/00309/Harmony/en/PowerBrowser/PowerBrowserV2/20170222/-1/14562>
 - The subcommittee did not discuss a transfer of the Board.
 - The subcommittee voted to close the agencies' budgets.