

May 07, 2020
10:02 AM
Zoom-Helena

RECONVENED - Joint meeting with CSKT Tribal Council

- 10:01:08 Opening prayer and Welcome.
- 10:02:15 Small opened the floor to the CSKT Council for topics it would like to discuss.
- 10:02:41 CSKT Chairwoman Shelly Fyant asked for an update on the STRC study-topics this interim. Ms. Stockwell responded
- 10:08:39. Chairwoman Fyant commented on voting barriers and discrepancies with acceptance of tribal IDs for voter identification.
- 10:10:24 Chairwoman Fyant asked about the use of mail in ballots during the primary and if there was still a restriction on the number of ballots that could be collected by family members. Sen. Small and Ms. Stockwell responded.
- 10:14:18 CSKT Councilman Len Two Teeth stated he would like to see the Governor's Office clarify tribal ID's are valid.
- 10:15:44 Chairwoman Fyant stated she would like to be notified regarding updates on how the counties are going to proceed.
- 10:17:09 Chairwoman Fyant discussed the good working relationship between tribal child protection services and the state.
- 10:17:50 Councilman Two Teeth stated it was important to know that CSKT had recently brought on a family advocate attorney that will be a part of the process and to ensure she would be included in all correspondence.
- 10:18:34 Ms. Stockwell stated the committee's desire to get more information about tribal foster homes.
- 10:19:17 Chairwoman Fyant stated foster care training and licensing sessions are regularly done, however there is an issue of individual's interest.
- 10:19:52 CSKT Chairwoman Anita Matt stated there is a problem getting enough homes for foster children.
- 10:20:37 CSKT Councilwoman Carol Lankford stated the foster care program did a good job in getting word out regarding need and the availability of homes.
- 10:22:52 CSKT Councilwoman Charmel Gillan stated the importance of getting to the roots of why children are going into foster care which is drug and alcohol abuse issues, specifically opioids.
- 10:25:40 Sen. Small asked if CSKT child protection workers received adequate training. Chairwoman Fyant the revolving door of workers in high burnout positions with heavy caseloads.

10:29:46 Councilwoman Ellie Bundy discussed worker burnout and the need for more training.

10:30:36 Sen. Small asked the CSKT Council to provide an update to Ms. Stockwell on what is needed.

10:31:19 Councilwoman Lankford said the Council would write a letter summarizing its thoughts.

10:32:25 CSKT Councilman Bing Matt asked if there was a possibility to get funding from the state for the Second Circle Lodge in Ronan

10:34:18 Chairwoman Fyant discussed runaway youth and student homelessness, asking that students at the BIE Two Eagle River School be considered in any proposals that come forward. Sen. Small responded.

10:37:35 Vice Chairwoman Matt asked for clarification regarding the maintenance and transportation study. Ms. Stockwell responded.

10:49:15 Councilman Two Teeth discussed flaws in the Highway 93 segment near Pablo.

10:51:21 Sen. Salomon asked Mr. Two Teeth for clarification on the two areas of issues on the highway. Councilman Two Teeth responded.

10:52:05 Sen. Salomon discussed a recent meeting with the Montana Department of Transportation about the design of that section of Highway 93 and the limitation of what the available federal funding can be used for. Councilman Two Teeth responded.

10:54:34 Chairwoman Fyant discussed the state transportation plan the Council is currently reviewing. Chairwoman Fyant expressed concern about the long-term parking of railcars along Highway 212 along the Flathead River.

10:56:02 Vice Chairwoman Matt commented on the parked railcars.

10:58:09 Sen. Small asked for ideas regarding discussions with Motor Carrier Services (MCS).

10:58:38 Rep. Peppers asked for a meeting between the Northern Cheyenne Tribe and MCS to discuss the issues of safety on Highway 212 in that area

11:00:03 Sen. Small called for questions from the STRC members

11:00:42 Rep. Stewart Peregoy commented on the restriction on the number of ballots that can be collected by an individual.

11:03:16 Sen. Salomon asked if the CSKT Council would be receptive to meeting with Lake County Commissioners regarding Public Law 280. Chairwoman Fyant responded.

11:04:50 Rep. Read commented on a ballot initiative related to county detention and justice costs and the need for a discussion on Public Law 280.

11:06:52 Councilwoman Gillan commented on the need for communication.

11:08:54 Chairwoman Fyant responded.

11:11:24 Sen. Salomon responded.

11:12:04 Councilwoman Lankford discussed alternative courts, including family and drug courts, and asked whether other tribes have them. Sen. Small, Ms. Stockwell, and Sen. Gross responded.

11:17:12 Councilwoman Lankford asked if funding is available for tribal alternative courts.

11:18:09 CSKT Councilman Martin Charlo asked about the Census and how that was going to be affected during the COVID - 19 crisis. Sen. Small and Ms. Stockwell responded.

11:20:34 Chairwoman Fyant discussed the documentary "Tribal Justice" about two wellness courts in California and provided updates on the Census efforts on the Flathead Reservation.

11:22:30 Councilwoman Bundy discussed mental health services and life skills education for runaway youth.

11:24:17 Rep. Read thanked Ms. Lankford for the invitation to visit.
11:25:20 CSKT Councilman Fred Matt commented.
11:26:29 Vice Chairwoman Matt asked what concerns other tribes' have related to COVID-19 and reopening of parts of the state. Sen. Small and Rep. Stewart Peregoy responded.
11:33:18 Chairwoman Fyant asked about the 14-day quarantine for out of stater's, who was going to enforce that and how.
11:35:32 Rep. Peppers asked who was going to enforce the quarantine as well.
11:37:00 Councilwoman Gillan responded.
11:39:05 Sen. Smith commented on highway design negotiations.
11:40:39 Vice Chairwoman Matt commented on available medical facilities in response to COVID-19 cases on the Flathead Reservation.
11:43:20 Sen. Small expressed his appreciation for the joint meeting.

Public comment

11:45:50 Patrick Yawakie
11:48:38 Claire Charlo

RECESS

12:00:41

RECONVENED

14:00:00

Follow up on potential legislative proposals brought up in March

14:00:26 Laura Sankey Keip, LSD attorney reviewed the statutory reference changes considering Little Shell's federal recognition. **(Exhibit 1)**

Questions by the committee

14:12:25 Sen. Gross asked about the advisory group for the renaming of geographic locations and whether the board was active and if that was still ongoing.

Public comment

14:23:22 none

HB - 82 Motor carrier services authority

14:23:46 Toni Henneman, LSD research analyst gave an overview. **(Exhibit 2) (Exhibit 3)**

Questions by the committee

14:28:51 Sen. Smith asked about tire chains and restrictions.
14:30:14 Sen. Small asked if motor carrier tickets go to the county coffers.
14:31:39 Rep. Stewart Peregoy asked for clarification on citations for failure to use chains.
14:34:08 Sen. Gross asked for clarification regarding who had the authority to give out citations.
14:37:50 Rep. Stewart Peregoy asked if MDT was going to be available at tomorrow's meeting.

Runaway youth - homeless shelter consent and graduation requirements

14:45:22 Ms. Stockwell gave an overview. **(Exhibit 4) (Exhibit 5) (Exhibit 6)**

Questions by the committee

- 14:55:09 Rep. Stewart Peregoy asked Ms. Denny about the different types of diplomas and the differences in educational standards. Rep. Stewart Peregoy asked for clarification regarding local control and county superintendents and their role in the process.
- 15:01:01 Sen. Gross asked about minimum age requirements and whether those make sense. Sen. Gross asked if there was data on runaway/homeless youth that were seeking these services in Montana. Sen. Gross asked if there was a benefit for the age limit and do states vary in parental notification, experiences, benefits/pitfalls to requirements.
- 15:12:53 Rep. Peppers asked Heather Denny, OPI Homeless Education Coordinator, if the credits given will hold up should students decide to go to college.

Public comment

- 15:16:11 Heather Denny, OPI Homeless Education Coordinator

Questions by the committee

- 15:18:39 Sen. Gross asked what section local control with OPI was on.

Missing persons programs

- 15:20:46 Tina Chamberlain, LINC Coordinator, Department of Justice, gave an overview of new missing persons data analysis conducted by the department. **(Exhibit 7)**
- 15:32:02 Brian Frost missing persons specialist. Department of Justice, discussed analysis of the missing Indigenous persons list.
- 15:35:45 Chamberlain discussed future phases of the data analysis.
- 15:37:35 Ms. Stockwell gave an overview of the recommendations from the Missing Indigenous Persons Task Force and related legislative considerations. **(Exhibit 8)**

Public comment

- 15:44:11 Michael Sweeney, chief data officer, OPI commented on implementation of SB 40(2019)

Questions by the committee

- 15:46:05 Sen. Small asked Ms. Chamberlain how many people were generally on a review committee and what expenses would they accrue, and where would that money be going.
- 15:48:48 Sen. Gross asked about homicide and fatality reports.
- 15:50:47 Sen. Small asked Melissa Schlichting, assistant attorney general, Department of Justice, about the missing persons investigators and which jurisdictional subset would they be able to deal with. Sen. Small asked if she anticipated agreements between the tribes and the DOJ.
- 15:52:28 Rep. Peppers asked about establishing a missing persons response team and whether that would require a memorandum of agreement.
- 16:01:56 Rep. Doane asked Ms. Chamberlain about missing persons data specific to youth who are missing from foster care. Rep. Doane asked if there was any way to track follow up on those children. Ms. Chamberlain discussed intentions to improve this data collection in phase two of the department's analysis.

16:04:46 Dana Toole, Special Services Bureau Chief, Department of Justice, discussed trends in the data analysis that show youth who go missing multiple times have had significant trauma in their lives.

16:07:13 Ms. Stockwell discussed data on runaway youth the STRC received in the previous interim related to those in foster care.

16:08:36 Rep. Doane asked Mr. Frost if there is a way to track whether those youth were found.

RECESS

16:11:30