



Greg Gianforte, Governor | Brian M. Gootkin, Director

Dec. 5, 2022

Members of the Interim Budget Committee Section D,

As required by House Bill 693, the Montana Department of Corrections is providing this report to the Interim Budget Committee Section D, along with the Law and Justice Interim Committee and the Criminal Justice Oversight Council. Contents of the report address offenders who were under the DOC's supervision or in the DOC's custody between July 1, 2015 and July 1, 2021, including their identity, criminal history, including the crimes or violations requiring the report, and correctional institution history of individuals:

- who were sentenced for a felony offense between July 1, 2021 and June 30, 2022; or
- whose sentences were revoked for a violation of the terms and conditions of a suspended or deferred sentence between July 1, 2021, and June 30, 2022, excluding a violation that is not a compliance violation as defined in MCA 46-18-203.

Important definitions

Non-compliance violations include:

- New criminal offenses
- Possession of a firearm
- Absconding
- Behavior the offender, or any person acting at the offender's direction, that could be considered stalking, harassing, or threatening the victim of the offense or a member of the victim's immediate family or support network
- Failure to enroll in, or complete, a required sex offender treatment program designed to treat violent offenders

Compliance violations – include all other conditions of supervision. For example, termination of treatment court, illegal drug use, alcohol use, failure to comply with sanctions, failure to follow chemical dependence recommendations, and more.

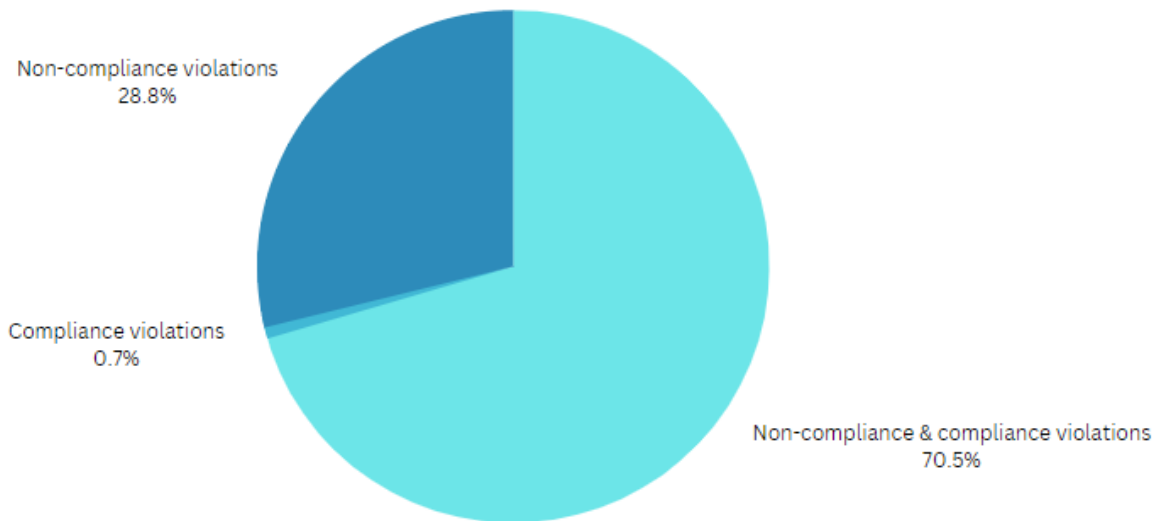
Summary

Of the 31,800 offenders who were under the DOC's supervision or in the DOC's custody between July 1, 2015 and July 1, 2021, **1,740 met the criteria for inclusion in this report as defined by statute**. This means **only 5.5 percent** of offenders in the department's custody in that time period meet the criteria established in the statute.

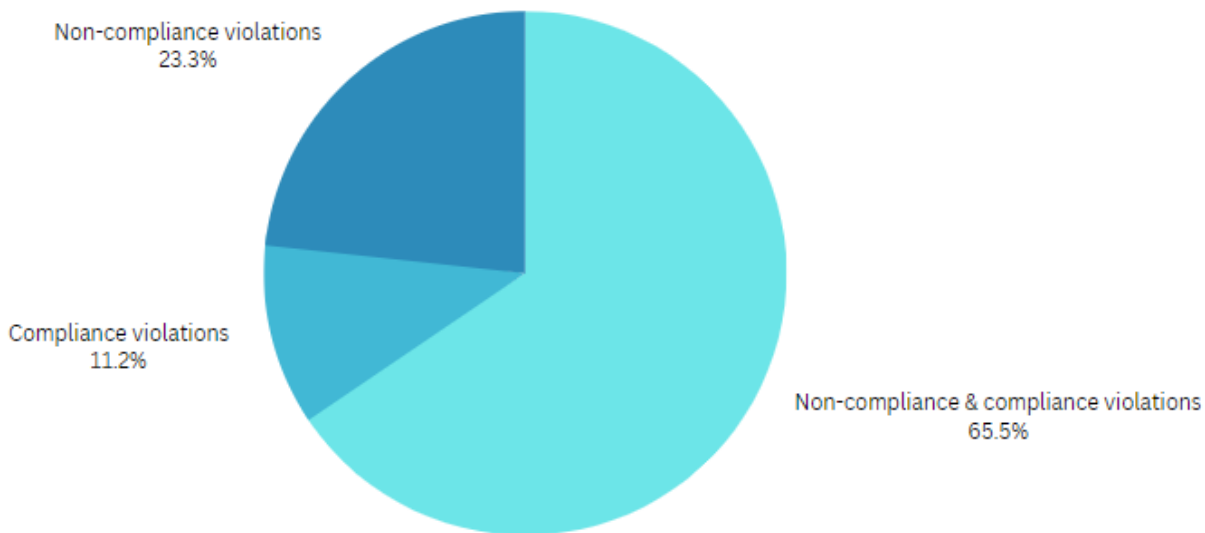
Data included in the spreadsheet was obtained through a combination of extracting information from the department's Offender Management Information System (OMIS) and the manual examination of offender files.

Of 1,740 offenders included in this report, **1,042 received a new sentence and were not revoked**. The fact a new sentence was imposed demonstrates that all the offenders had a least a non-compliance violation. These individuals were not revoked for a variety of reasons.

The data also indicates that **281 offenders received a new sentence and were revoked**. Of those, the majority (198 out of 281) had both non-compliance and compliance violations.



The number of offenders who were **revoked and did not receive a new sentence totaled 412**. The majority of those had both non-compliance and compliance violations (270 out of 412).



In all, **48 offenders were revoked for compliance violations only**, indicating that the MIIG was exhausted in those cases.

At the time this report was submitted, **five offenders were awaiting determination on new offenses**.

Please do not hesitate to reach out if you have any questions or concerns.

Respectfully submitted,

Brian M. Gootkin, Director