

HJ31-2

1 **** BILL NO. ****

2 INTRODUCED BY ****

3 BY REQUEST OF THE ****

4
5 A BILL FOR AN ACT ENTITLED: "AN ACT HJ 31-2: DRAFT LEGISLATION FOR CONSIDERATION AT THE
6 LAW AND JUSTICE INTERIM COMMITTEE'S JUNE 27, 2022, MEETING; PROVIDING AN EFFECTIVE
7 DATE; SIMILAR TO ARIZONA LEGISLATION."

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9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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11 NEW SECTION. Section 1. Legislative intent. The legislature intends to implement a model for
12 uniform criminal justice data collection by requiring state and local criminal justice agencies to report complete,
13 accurate, and timely criminal justice data and to make this information available to the public. The legislature
14 finds that implementing a uniform criminal justice data collection model is an important state interest and
15 promotes criminal justice data transparency.

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17 NEW SECTION. Section 2, Section 1. Criminal justice data inventory report. (1) The [WHAT
18 AGENCY SHOULD BE RESPONSIBLE FOR CONDUCTING THE INVENTORY?] shall conduct a
19 comprehensive survey of data contained in criminal justice records systems housed at local and state criminal
20 justice agencies, including courts, law enforcement agencies, county attorneys' offices, the department of
21 corrections, the office of state public defender, the department of justice, the board of crime control, the board
22 of pardons and parole, and detention centers to create a state criminal justice data inventory report identifying
23 what data is housed at each type of agency.

24 (2) On or before [DATE], the [AGENCY] shall submit the criminal justice data inventory report to the
25 governor, the speaker of the house of representatives, the president of the senate, the chief justice of the
26 supreme court, and the presiding officers of the law and justice interim committee and the criminal justice
27 oversight council. The [AGENCY] shall ensure that the reporting is completed in a uniform and consistent
28 manner and that the report is available online.

- 1 (3) The criminal justice data inventory report must:
- 2 (a) contain cost estimates and recommendations on the technology elements that are necessary for the
- 3 state to implement a statewide criminal justice data reporting system that is published online in a modern, open,
- 4 electronic format that is accessible to the public; and
- 5 (b) identify, where identifiable, cost estimates for the necessary programming or updating of local and
- 6 state criminal justice agency data record systems to be able to transmit the required criminal justice data into
- 7 the statewide reporting system.
- 8 (4) On or before [DATE], the [AGENCY] shall develop a comprehensive list of the data that local and
- 9 state criminal justice agencies are required to report into the statewide criminal justice data reporting system
- 10 after the reporting system becomes operational.

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12 NEW SECTION. **Section 3. Effective date.** [This act] is effective July 1, 2023.

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