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## Law and Justice Interim Committee

67th Montana Legislature

### SENATE MEMBERS

JOHN ESP  
JEN GROSS  
RYAN LYNCH  
TOM MCGILLVRAY  
KEITH REGIER  
SUSAN WEBBER

### HOUSE MEMBERS

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FRANK FLEMING  
DONAVON HAWK  
EMMA KERR-CARPENTER  
AMY REGIER  
BARRY USHER

### COMMITTEE STAFF

RACHEL WEISS, Lead Staff  
JULIANNE BURKHARDT, Staff Attorney  
DANIEL COLLINS, Secretary

## AGENDA

(updated 1/18)

[January 19, 2022](#)

State Capitol, Room 317 and Zoom

Please note: All times are tentative. Some items may take more or less time than scheduled.

- 8:30 a.m.     **Call to Order -- Roll Call** -- Senator John Esp
- 8:35 a.m.     **Update from Judicial Branch, discussion of court data and Full Court**  
→ Beth McLaughlin, Court Administrator  
→ Questions from the committee  
→ Public comment\* on the agenda item
- 9:45 a.m.     **Committee Issue:** Update on [HB 92 from 2021 session](#) (Establish compensation program for wrongfully convicted individuals)  
→ Rachel Weiss, Research Analyst, Legislative Services Division (LSD)  
→ Questions from the committee  
→ Public comment\* on the agenda item
- 10:00 a.m.     **SB 303 Study of Inmate Telecommunications Contracts and Costs:** Update from staff, review of reports and other materials  
→ Rachel Weiss, LSD  
→ Questions from the committee  
→ Public comment\* on the SB 303 study
- 10:10 a.m.     **Administrative Rule Review**  
→ Julianne Burkhardt, Staff Attorney, LSD  
→ Questions from the committee  
→ Public comment\* on the agenda item
- 10:15 a.m.     Break

- 10:30 a.m.     **HJ 4 Study of Criminal Commitment Process:** Legal overview and panel discussion
- Legal overview
    - Julianne Burkhardt, LSD
  - Panel discussion (~10 minutes each)
    - Judge Mike Menahan, First Judicial District (Lewis and Clark, Broadwater Counties)
    - Dr. Bowman Smelko, Psy.D, ABPP
    - Dr. David S. Klajic, PhD
    - Mandi Gould, Billings Managing Attorney, Office of State Public Defender
    - Josh Racki, Cascade County Attorney
    - Chad Parker, Deputy Chief Counsel, Department of Public Health and Human Services (DPHHS)
    - Emily Lott, Medical Social Worker, Montana State Hospital, DPHHS
  - Questions from the committee
  - Public comment\* on the HJ 4 study
- 12:30 p.m.     Lunch
- 1:45 p.m.     **Agency Oversight:** Department of Corrections (Topics include but not limited to staffing at MSP, restricted housing, HB 693 required reports)
- Director Brian Gootkin, Department of Corrections (DOC)
  - Other DOC staff
  - Questions from the committee
  - Public comment\* on the agenda item
- 3:15 p.m.     Break
- 3:30 p.m.     **HJ 31 Study of criminal justice system data:** Review of data work performed by specific states or jurisdictions, model legislation on data collection, prior data sharing efforts in Montana, research questions
- Rachel Weiss, LSD
  - Questions from the committee
  - Public comment\* on the HJ 31 study
- 4:15 p.m.     **Work Session**
- Staff review of planned items for March meeting
  - Agency Oversight – What additional updates or information would the LJIC like to request from the agencies? Are there questions the LJIC wants addressed during future agency presentations?

- SB 303 telecommunications study - What additional information related to the study would the LJIC like to receive? Are there speakers or stakeholders the LJIC would like to invite for future meetings or next steps it would like to take?
- HJ 31 data study – What additional information related to the study would the LJIC like to receive? Are there speakers or stakeholders the LJIC would like to invite for future meetings or next steps it would like to take?
- HJ 40 study – What additional information related to the study would the LJIC like to receive? Are there speakers or stakeholders the LJIC would like to invite for future meetings or next steps it would like to take?
- Other directions to staff?
- Election of officers
- Next meeting date: March 21-22 (Mon-Tues) – Helena

5:15 p.m.      **Adjourn**

**See page 4 for information on how the public may participate in this meeting.**

### **Public Participation in the Committee Meeting**

The public may attend the meeting and offer public comment in the Capitol or provide public comment either remotely via Zoom or in writing. The committee may be slightly ahead of or behind the time scheduled for public comment on the agenda.

To offer public comment via Zoom during the meeting, please submit the [online form for remote participation](#) by 5 p.m. on Tuesday, January 18. You will receive an email with the login information by 11:59 p.m. that night.

Written public comments may be submitted either through the [online form for written comment](#) or by mailing the comments to Law and Justice Interim Committee, PO Box 201706, Helena, MT 59620. Comments provided by 5 p.m. on January 18 will be given to the LJIC at the meeting. Comments provided after that time will be given to the LJIC at the next meeting.

\* Public comment provided in person or remotely at a committee meeting is a public record that is recorded, archived, and available on the Internet. Public comment submitted in writing at a committee meeting is a public record that will be posted to the legislative Web site as part of the minutes log for the committee meeting.

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