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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

LAURIE BISHOP  
SHERRY ESSMANN  
DONAVON HAWK  
EMMA KERR-CARPENTER  
AMY REGIER  
BARRY USHER

### COMMITTEE STAFF

RACHEL WEISS, Lead Staff  
JULIANNE BURKHARDT, Staff Attorney  
BETHANY McDOWELL, Secretary

## REVISED AGENDA

(Updated March 21)

[March 21-22, 2022](#)

State Capitol, Room 137 and Zoom

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

### Monday, March 21, 2022

8:00 a.m. **Call to Order – Roll Call -- Senator John Esp**  
**Introductions of new committee member and staff**

8:05 a.m. [\*\*SB 303 Study of inmate telecommunications costs and contracts\*\*](#)

#### 1. Research Review

- Travis Brown, Research Analyst, Legislative Services Division (LSD)
- Questions from the committee

#### 2. Stakeholder Panel

- Stephen Rahe, General Counsel, Prison Policy Initiative
- Bill Pope, President, and Craig Storer, Director of Marketing, NCIC Inmate Communications
- John Daugherty, Central Services Chief Executive, Montana Department of Corrections
- Undersheriff Sam Bofto, Yellowstone County
- Jail Commander Eric Rykal, Jefferson County
- Janee Weber, Montana Council on Judicial Accountability
- Questions from the committee

#### 3. Public comment\* on the SB 303 study

10:00 a.m. **Break**

- 10:15 a.m.     **HJ 4 Study of Criminal Commitment Process**  
    **1. Strategies and Best Practices in Competency to Stand Trial Processes**  
        → Hallie Fader-Towe, Behavioral Health Program Director, Council of State Governments Justice Center (CSG Justice Center)  
        → Sheila Tillman, Senior Policy Analyst, CSG Justice Center  
        → Questions from the committee  
    **2. Perspectives on Timely Access to Treatment for Defendants**  
        → Dr. Bowman Smelko, PsyD ABPP  
        → Dr. Virginia "Ginny" Hill  
        → Questions from the committee  
    **3. Public comment\* on the HJ 4 study**
- 11:45 a.m.     **Lunch**
- 1:00 p.m.     **Agency Oversight: Department of Corrections (DOC)**  
    **1. Montana Women's Prison (MWP) Presentation** – history, demographics, programs, facilities, and future plans (SJ 26)  
        → Cynthia Wolken, Deputy Director  
        → Warden Jennie Hansen, MWP  
        → Gayle Butler, MCE Director  
        → Questions from the committee
- 3:00 p.m.     **Break**
- 3:15 p.m.     **Agency Oversight Continued**  
    **2. Director's Update**  
        → Director Brian Gootkin and other DOC staff as needed  
        → Questions from the committee
- 3:45 p.m.     **3. Public comment\* on the MWP presentation and the DOC update**
- 4:15 p.m.     **HJ 31 Study of Criminal Justice System Data:** Update from the Legislative Finance Division staff  
        → LFD staff TBD  
        → Questions from the committee
- 4:30 p.m.     **Administrative Rule Review** -- MOVED TO MARCH 22 AT 9:45 AM  
        → Julianne Burkhardt, Staff Attorney, LSD  
        → Questions from the committee  
        → Public comment\* on the agenda item

4:45 p.m.      **Public comment\*** on any topic within the LJIC's jurisdiction but not on this agenda

5:00 p.m.      **Work Session on SB 303 and HJ 4 Studies**

- SB 303 telecommunications study - What additional information related to the study would the LJIC like to receive? Are there stakeholders the LJIC would like to invite or next steps it would like to take?
- HJ 4 study of criminal commitment - What additional information related to the study would the LJIC like to receive? Are there stakeholders the LJIC would like to invite or next steps it would like to take?

5:30 p.m.      **Recess** until 8 a.m. on March 22

Tuesday, March 22

8:00 a.m.      **Call to Order – Roll Call** – Senator Esp

8:05 a.m.      **Agency Oversight:** Office of State Public Defender update

- Rhonda Lindquist, Director
- Brett Schandelson, Development and Operations Bureau Chief
- Questions from the committee
- Public comment\* on the agenda item

8:45 a.m.      **HJ 31 Study of Criminal Justice System Data**

1. Review of draft legislation and letters

- Rachel Weiss, LSD
- Questions from the committee

9:00 a.m.      2. Arizona criminal justice data study

- Andrew LeFevre, Executive Director, Arizona Criminal Justice Commission
- Questions from the committee

9:45 a.m.      **Administrative Rule Review**

- Julianne Burkhardt, Staff Attorney, LSD
- Questions from the committee
- Public comment\* on the agenda item

10:00 a.m.      Break

10:30 a.m.      **HJ 31 Study, Continued**

3. Discussion with State CIO and Chief Data Officer

- Kevin Gilbertson, Montana's Chief Information Officer
- Adam Carpenter, Chief Data Officer
- Questions from the committee

11:30 a.m.      4. Public comment\* on the HJ 31 study or the draft legislation

11:45 a.m.     **Public comment\*** on any topic within the LJIC's jurisdiction but not on this agenda

12:00 p.m.     **Work Session**

- Staff review of planned items for May 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?
- HJ 31 data study – What additional information related to the study would the LJIC like to receive? Are there stakeholders the LJIC would like to invite or next steps it would like to take?
- HJ 40 study of the Judicial Standards Commission – What additional information related to the study would the LJIC like to receive? Are there stakeholders the LJIC would like to invite or next steps it would like to take?
- Any additional requests for the SB 303 telecommunications study or the HJ 4 study of criminal commitment?
- Other directions to staff?
- Next meeting date: May 9-10 -- Helena

12:45 p.m.     **Adjourn**

### **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.

To offer public comment via Zoom during the meeting, please submit the [online form for remote participation](#) by 5 p.m. on Friday, March 18. You will receive an email with the login information by 11:59 p.m. the night before the meeting. The committee may be slightly ahead of or behind the time scheduled for public comment on the agenda.

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 March 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.

The Montana Legislative Services Division will make reasonable accommodations for persons with disabilities who wish to participate in this public meeting. For questions about accessibility or to request accommodations, please contact Rachel Weiss (406-444-5367 or [rweiss@mt.gov](mailto:rweiss@mt.gov)) as soon as possible before the meeting date.