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CRIMINAL JUSTICE OVERSIGHT COUNCIL

68th Montana Legislature

SENATE MEMBERS

Chris Friedel
Ryan Lynch

HOUSE MEMBERS

Amy Regier
Laura Smith

COUNCILMEMBERS

Amy Tenney
Brian Gootkin
Jimmy Patelis
Eldena Bear Don't Walk
Brett Schandelson
Melissa Kelly
Luke Berger
Jerome McCarthy
Alan Doane
Ross Canen
Charlie Brereton
Scott Twito
Sharen Kickingwoman

COMMITTEE STAFF

Milly Allen - Research Analyst
Bethany McDowell - Secretary

MINUTES LOG

November 02, 2023
Capitol Room 137 & Zoom
Helena, Montana

Please note: This document is a Minutes Log and provides annotation of the time elapsed between the beginning of the meeting and the time at which the item was presented or discussed, a motion was made, or a vote was taken. The narrative presented here is provided only as a guide to the audio or video recording of the meeting. The official discussion, motion, or vote is available on the audio or video archive of this meeting. The Legislature does not prepare a transcript of the meeting activities. The time designation may be used to locate the referenced discussion on the audio or video recording of this meeting.

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MEMBERS PRESENT:

Sen. Chris Friedel, Chair (R)
Sen. Ryan Lynch (D)
Rep. Amy Regier (R)
Rep. Laura Smith (D)
Councilmember Amy Tenney
Councilmember Brian Gootkin
Councilmember Jimmy Patelis
Councilmember Eldena Bear Don't Walk
Councilmember Brett Schandelson
Councilmember Melissa Kelly
Councilmember Luke Berger
Councilmember Jerome McCarthy – Via Zoom
Councilmember Alan Doane – Via Zoom
Councilmember Ross Canen – Via Zoom
Councilmember Charlie Brereton

MEMBERS EXCUSED:

Councilmember Scott Twito
Councilmember Sharen Kickingwoman

MEMBERS ABSENT:**STAFF PRESENT:**

Milly Allen, Research Analyst
Bethany McDowell, Secretary

AGENDA ([Attachment 1](#))**VISITORS' LIST****COMMITTEE ACTION****CALL TO ORDER/ROLL CALL**

08:37:59 Vice Presiding Officer Patelis called the meeting to order at 8:37 AM. The committee secretary took roll.

COUNCILMEMBER INTRODUCTIONS

08:39:26 Councilmember Amy Tenney, CEO, Boyd Andrews Community Services and president, Montana Community Corrections Association (MCCA)

08:39:53 Councilmember Brian Gootkin, Director, Department of Corrections (DOC)

08:40:04 Sen. Chris Friedel, Chair, SD 26

08:40:36 Rep. Laura Smith, HD 79

08:41:22 Councilmember Jimmy Patelis, Montana Board of Pardons and Parole (BOPP)

08:41:51 Rep. Amy Regier, HD 6

08:42:16 Councilmember Eldena Bear Don't Walk, Attorney, Tribal Judge/Justice, and Montana Office of State Public Defender

08:42:49 Councilmember Charlie Brereton, Director, Department of Public Health and Human Services (DPHHS)

08:43:14 Sen. Ryan Lynch, SD 37

08:43:36 Councilmember Brett Schandelson, Director, Office of State Public Defender (OSPD)

08:44:00 Councilmember Melissa Kelly, Community Counseling and Correctional Services, Inc., and Licensed Counselor

08:44:16 Councilmember Luke Berger, Judge, 5th Judicial District

08:44:35 Councilmember Jerome McCarthy, Judge, Butte City Court
08:44:58 Councilmember Alan Doane, Attorney General's Designee
08:45:23 Councilmember Ross Canen, Sheriff, Dawson County

ELECTION OF PRESIDING OFFICERS

08:45:52 Vice Presiding Officer Patelis

08:47:56 Rep. Smith

08:50:08 Sen. Friedel

08:51:48 Rep. Regier

Public Comment on Election of Presiding Officers

08:52:48 None

MOTION

08:53:35 Alan Doane nominated Rep. Regier for Chair of the Criminal Justice Oversight Council.

MOTION

08:54:29 Sen. Lynch nominated Rep. Smith for chair of the Criminal Justice Oversight Council.

VOTE

08:55:09 Motion passed 8 – 6 by roll call vote with Sen. Friedel, Sen. Lynch, Rep. Smith, Councilmember Tenney, Councilmember Schandelson, and Councilmember Bear Don't Walk voting no.

VOTE

08:57:37 Motion failed 5 – 9 by roll call vote with Sen. Friedel, Rep. Regier, Vice Presiding Officer Patelis, Councilmember Gootkin, Councilmember Canen, Councilmember Kelly, Councilmember Doane, Councilmember Brereton voting no, and Councilmember Twito voting no by proxy.

RECESS

09:00:48 Reconvened at 9:23:31.

09:23:35 Presiding Officer Regier

SB 11 UPDATES

09:24:08 Adam Carpenter, Chief Data Officer (DOA)

09:24:21 Natalia Bowser, Director, Board of Crime Control (MBCC)

09:24:34 Adam Carpenter
[EXHIBIT 1](#)

Council Questions/Discussion

09:32:14 Sen. Friedel directed a question to Adam Carpenter

09:34:56 Director Gootkin

09:36:57 Director Bowser

09:37:21 Rep. Smith
[EXHIBIT 2](#) (Page 3)

09:39:55 Director Schandelson

09:40:31 Rep. Smith

SB 11 UPDATES

09:45:33 Director Bowser continued the presentation.

09:52:15 Director Schandelson
[EXHIBIT 1](#)

10:10:59 Director Gootkin

10:12:53 Amy Tenney

10:14:20 Adam Carpenter

Council Questions/Discussion

10:17:47 Director Brereton directed a question to Director Bowser
[EXHIBIT 2](#) (Page 4)

10:18:43 Director Schandelson

10:20:41 Adam Carpenter

10:22:21 Sen. Lynch

10:23:55 Director Schandelson

10:25:59 Rep. Smith directed a question to Director Schandelson

10:30:39 Sen. Friedel

10:31:18 Director Schandelson

10:31:47 Sen. Lynch

10:33:17 Adam Carpenter

10:34:34 Vice Presiding Officer Patelis

Public Comment on SB 11 Updates

10:35:13 None

PATHWAYS THROUGH THE CRIMINAL JUSTICE SYSTEM

10:35:30 Presiding Officer Regier

10:36:01 Deputy Director Wolken, Department of Corrections (DOC)

10:36:23 Sheriff Canen
[EXHIBIT 3](#)

10:44:48 Director Schandelson
[EXHIBIT 3](#)

10:59:22 Judge Berger
[EXHIBIT 3](#)

11:15:20 Deputy Director Wolken
[EXHIBIT 3](#)

Council Questions/Discussion

11:21:40 Vice Presiding Officer Patelis directed a question to Director Schandelson.

Public Comment on Pathways Through the Criminal Justice System

11:22:39 None

DRAFT WORK PLAN AND MEETING DATES

11:23:03 Milly Allen, LSD Research Analyst
[EXHIBIT 4](#)

Council Questions/Discussion

11:26:47 Presiding Officer Regier

11:27:45 Vice Presiding Officer Patelis

11:28:35 Presiding Officer Regier

11:28:53 Rep. Smith

11:29:14 Director Schandelson

11:29:28 Milly Allen

11:29:59 Sen. Friedel

11:30:32 Presiding Officer Regier

11:31:07 Vice Presiding Officer Patelis

11:34:48 Director Brereton directed a question to Vice Presiding Officer Patelis.

11:37:15 Rep. Smith

11:38:19 Judge Berger

11:39:14 Director Gootkin

11:39:38 Vice Presiding Officer Patelis

11:42:10 Judge Berger

11:43:47 Director Schandelson

11:46:47 Director Brereton

11:47:19 Sen. Friedel

11:48:24 Rep. Smith

11:48:46 Director Schandelson

11:49:44 Director Gootkin

11:50:08 Vice Presiding Officer Patelis

11:52:19 Milly Allen

11:52:55 Chair Regier

11:53:17 Director Schandelson

CONNECTIONS CORRECTIONS PROGRAMS AND 3.5 TREATMENT

11:55:23 Mike Thatcher, CEO, Community Counseling and Correctional Services, Inc. (CCCS)
[EXHIBIT 5](#)

11:56:51 Melissa Kelly, CCCS

11:57:26 Mike Thatcher

12:25:01 Melissa Kelly

12:37:22 Mike Thatcher

Council Questions/Discussion

12:42:18 Director Gootkin

12:42:32 Sen. Lynch rejoined the meeting.

12:44:21 Deputy Director Wolken

12:45:29 Director Brereton directed a question to Melissa Kelly.
[EXHIBIT 5](#) (Slide 23)

12:46:42 Rep. Smith directed a question to Mike Thatcher.

12:54:51 Alan Doane rejoined the meeting.

12:58:14 Deputy Director Wolken

13:00:42 Vice Presiding Officer Patelis

13:03:37 Melissa Kelly

13:04:25 Deputy Director Wolken

13:05:36 Vice Presiding Officer Patelis

13:06:40 Mike Thatcher

13:09:50 Director Gootkin

Public Comment on Connections Corrections Programs and 3.5 Treatment

13:10:41 Joseph McElroy, Chief of Staff, Board of Pardons and Parole (BOPP)

13:12:30 Director Brereton directed a question to Director Gootkin.

RECESS

13:12:56 Reconvened at 14:36:41

BOARD OF PARDONS AND PAROLE (BOPP) BETTER PRACTICES

14:36:54 Vice Presiding Officer Patelis

14:49:34 Joseph McElroy
EXHIBIT 6 – Website walkthrough: <https://bopp.mt.gov>

Council Questions/Discussion

15:07:25 Director Brereton

15:07:47 Joseph McElroy

15:08:53 Vice Presiding Officer Patelis

15:10:14 Joseph McElroy continued the presentation.

15:17:59 Vice Presiding Officer Patelis

15:18:39 Joseph McElroy

Council Questions/Discussion

15:19:08 Vice Presiding Officer Patelis

Public Comment on board of pardons and parole (bopp) better practices

15:19:22 None

Public Comment on any topic within CJOC's jurisdiction

15:19:27 None

WORK PLAN ADOPTION

15:20:02 Milly Allen

MOTION

15:20:31 Sen. Friedel moved to adopt future CJOC meeting dates.

VOTE

15:20:36 Motion passed without objection.

ADJOURNMENT

15:20:48 Presiding Officer Regier adjourned the meeting at 3:20 p.m.