



Law and Justice Interim Committee

57th Montana Legislature

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SENATE MEMBERS

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STEVE DOHERTY
DUANE GRIMES
DAN HARRINGTON
JERRY O'NEIL
GERALD PEASE

HOUSE MEMBERS

TIM CALLAHAN
GILDA CLANCY
GAIL GUTSCHE
JEFF LASZLOFFY
JIM SHOCKLEY
FRANK SMITH

COMMITTEE STAFF

DAVE BOHYER, RESEARCH DIRECTOR
VALENCIA LANE, STAFF ATTORNEY
MIKO OWA, SECRETARY

AGENDA

THURSDAY, MARCH 28, 2002
Room 102, State Capitol Building

- 9:30 I. Call meeting to order; roll call: Rep. Gail Gutsche, Chair
- 9:35 II. Review and approve minutes of the December 6 and 7, 2001 meeting
- 9:40 III. Montana Board of Crime Control: Ms. Ali Sheppard, Assistant Attorney General -- issues associated with certain federal matching funds
- 10:00 III. Update on the January 2002, SAIC-sponsored meeting on "Homeland Security":
? Ms. Sheri Heffelfinger, LSD Research Analyst for the State Administration Interim Committee (SAIC)
? Sen. Doherty and Sen. Grimes

BREAK

- 10:45 IV. In the matter of *Stavenjord v. Montana State Fund & Prairie Nest Ranch*, Ms. Valencia Lane, LSD Staff Attorney. Ms. Lane will present an overview of the case for which oral arguments will be presented before the Supreme Court at 2 p.m. (The LJIC, as guests of the Court, will observe the proceedings.)
- 11:15 V. Briefing on 46-18-604, MCA, requiring the recording, transmittal, and compilation of sentencing data.
? Dave Bohyer, LSD Research Director -- background and overview.
Presenters
? Mr. Michael Keedy: former District Court Judge and legislative sponsor of HB 773 (Ch. 459, L 1981) codified at 46-18-604, MCA.
? The Honorable Ed Smith, Clerk of the Supreme Court.
? The Honorable Nancy Sweeney, Lewis and Clark County Clerk of Court, and the Honorable Jean Thompson, Yellowstone County Clerk of Court.
Action item?
- VI. Public comment on any relevant subject

BREAK FOR LUNCH

- 1:45 VII. Committee Field Trip: Observation of Oral Arguments before the Montana Supreme Court in the Matter of *Stavenjord v. Montana State Fund & Prairie Nest Ranch*, Montana Supreme Court Chamber. (Session begins promptly at 2:00 p.m. and should conclude by about 4 p.m.)

RECESS UNTIL 8:30 A.M., FRIDAY, MARCH 29, 2002



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FRIDAY, MARCH 29, 2002
ROOM 102, STATE CAPITOL BUILDING

- 8:30 I. Call meeting to order; roll call: Rep. Gail Gutsche, Chair
8:35 II. Bench Remarks: The Honorable Karla M. Gray, Chief Justice, or representative
Update on pertinent matters
9:00 III. Matters of Justice: The Honorable Mike McGrath, Attorney General, or representative
Update on pertinent matters.
9:30 IV. Corrections' Concerns: Mr. Bill Slaughter, Director, Department of Corrections, or representative
Update on pertinent matters

BREAK

- 10:15 V. HJR 39(6): "Justice-related" data compilation, data sharing, and data integration among state agencies and other entities: Dave Bohyer, LSD Research Director--Introduction and overview
Presentation Panel
? Mr. Wilbur Rehmann, Manager, Criminal Justice Information Services Project, DOJ
? Ms. Karen Nelson, Chief, Criminal Justice Information Services Bureau, DOJ
? Mr. Jeff Rosky, Chief, Statistics Bureau, Department of Corrections
? Ms. Margaret Jennings, CAPS, Dept. of Public Health and Human Services
? Mr. Dana Corson, Montana Supreme Court
Committee discussion: What needs for specific, criminal justice and sentencing information does the Legislature have? Is the identified information currently available? If not, can those needs be met with current data, current IT systems, and current data sharing? Are changes to current law necessary? Are human resources and funding adequate?
11:45 VI. Public comment on any relevant subject

BREAK FOR LUNCH

- 1:30 VII. Montana law on correctional and sentencing policy: Article II, section 28, of the Montana Constitution, and 46-18-101, MCA.
? Review law and policy language: Dave Bohyer, LSD Research Director
? Committee discussion, including proposals for revision (if any). Action item?
2:00 VIII. May meetings of the HJR 1 Mental Health Managed Care Subcommittee and the Children, Families, Health and Human Services Interim Committee re Mental Health issues/legislation
2:10 IX. Member issues
? Chairman Gutsche: Issues presented in letters from DOC inmates. Action item?
? Chairman Gutsche: Issues remaining regarding sentencing and treatment of criminals who have a mental illness and sentencing and treatment of mental patients who have committed serious crimes. Action item?
? Other member's item(s). Action item(s)?

4:00 X Adjourn

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