



# Law and Justice Interim Committee

## 60th Montana Legislature

### SENATE MEMBERS

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CAROL JUNEAU  
JESSE LASLOVICH  
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GARY PERRY  
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### COMMITTEE STAFF

SHERI HEFFELFINGER, Lead Staff  
VALENCIA LANE, Staff Attorney  
DAWN FIELD, Secretary

## SECOND REVISED AGENDA

Thursday and Friday, July 24-25, 2008  
Room 137, Capitol, Helena

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*Please Note: All times are approximate*

### THURSDAY, JULY 24, 2008

10:00 a.m. Roll Call

10:05 a.m. Overview of agency oversight responsibilities  
→ Sheri Heffelfinger, Staff Research Analyst

#### 10:15 a.m. Department of Corrections: Legislative Proposals

1. Require evaluation for defendants sentenced to DPHHS as GBMI and NBMI
2. Allow court-ordered withholding of income for parents' cost-of-care contributions
3. Clarify statutes on prison industries Montana Correctional Enterprises (MCE)
4. Prevent mentally ill youth from being committed to a youth correctional facility
5. Restitution and supervision fees
6. Permit 20-year contract terms

Statutorily required report:

- Medical parole report under section 44-2-117  
Mr. Craig Thomas, Exec. Dir., Board of Pardons and Parole

#### 11:15 a.m. Office of State Public Defender

1. Require electronic recording of custodial questioning
2. Prosecutor to provide discovery documents to public defender at no cost

#### 11:30 a.m. Judicial Branch

1. Additional district court judges

Statutorily required reports:

- Attorney License Tax  
→ Information Technology program

Response to information request on problem-solving courts

12:00 noon LUNCH

**SECOND REVISED AGENDA**

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- 1:00 p.m.     **Department of Justice: Legislative Proposals**
1.     Create special revenue fund for crime victim restitution
  2.     Fairness in lending
  3.     Amend restrictions on sentencing statutes
  4.     Repeal sunset for Domestic Violence Fatality Review Commission
  5.     Non-profit registry
  6.     Define child justice teams and centers
  7.     Authority to issue Enhanced Driver's License
  8.     Require fingerprinting for certain misdemeanor offenses
  9.     Amend false claim statutes
  10.    Commercial driver-related amendments
  11.    Housekeeping bill
  12.    Amend Fish, Wildlife, and Parks Enforcement Program
- 3:30 p.m.     BREAK
- 3:45 p.m.     General Public Comment
- 4:15 p.m.     **Evaluation and placement of youth with a disabling condition**
- Staff review of LCy4, public comments to date, policy options  
→     Sheri Heffelfinger, Research Analyst
- Public comment on the bill draft (5 minutes total)
- Committee questions, discussion, action
- 5:30 p.m.     Recess

**FRIDAY, JULY 25, 2008**

**Jail Standards and Suicide Prevention**

- 8:00 a.m.     Report of the Subcommittee on Jail Standards and Suicide Prevention  
→     Senator Perry, Chairman  
→     Sheri Heffelfinger, Staff Research Analyst
- Public comment on the bill draft (5 minutes total)
- Committee questions, discussion, action
- BREAK

\_\_\_\_\_ (more)

**SECOND REVISED AGENDA**

Thursday and Friday, July 24-25, 2008  
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**Involuntary Commitment, Precommitment Costs, Diversion Alternative**

10:00 a.m. Staff review of bill draft and policy options  
→ Sheri Heffelfinger, Research Analyst

Public comment on the bill draft (5 minutes total)

Committee questions, discussion, action

12:00 noon LUNCH

1:00 p.m. General Public Comment

1:30 p.m. **Review of committee bill drafts already approved**

1. LCxxxx Remove obsolete funding language in drug court statutes (Sheri Heffelfinger)
2. LC0198 Require attorney for youth detention hearing (Valencia Lane)
3. LC0199 Add 22nd Judicial District to list in Judicial Nomination Commission statute (Valencia Lane)

**Discussion of other bill draft ideas**

1. LC 7776 - clarifying responsibility for detainee medical costs (Valencia Lane)
2. Others:
  - a. Authorizing prior convictions to be considered in disposition of cases involving chronic sex offenders and in DUI offenders; extending sentence if necessary to ensure a chronic DUI offender enters correctional treatment. (Sen. McGee)
  - b. LC jdg2 - revised draft to increase the salaries of supreme court and district court judges (Sen. Shockley)

2:45 p.m. Next meeting

Instructions to staff

3:00 p.m. Adjournment

*Note: The Montana Legislative Services Division will make reasonable accommodations for persons with disabilities who wish to participate in this public meeting. If you require an accommodation, please contact Sheri Heffelfinger at 406-444-3596 or by email, sheffelfinger@mt.gov, at least 5 days prior to the meeting date to discuss the nature of the accommodation you need.*