

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION

JOINT APPROPS SUBCOM ON JUDICIAL BRANCH, LAW ENFORCEMENT, AND JUSTICE

Call to Order: Chair Randy Brodehl, on January 15, 2015 at 8:00 AM, in Room 317A
Capitol

ROLL CALL

Members Present:

Rep. Randy Brodehl, Chair (R)
Rep. Kimberly Dudik (D)
Rep. Kenneth Holmlund (R)
Sen. David Howard (R)
Sen. Cynthia Wolken (D)

Members Excused: Sen. Kristin Hansen, Vice Chair (R)

Members Absent: None

Staff Present: Greg DeWitt, Legislative Branch
Sally Speer, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Department of Justice:
Legislative Audit findings
Division of Criminal Investigation
Public Safety Officer Standards Training Program (POST)
Montana Highway Patrol

00:02:33 Chair Brodehl
00:03:11 Greg DeWitt, Legislative Fiscal Division (LFD)
00:03:51 Chair Brodehl

Legislative Audit Findings

00:04:19 Jennie Urdahl, Compliance Officer, Department of Justice (DOJ)
00:05:24 Sen. Hansen entered the meeting.
00:06:27 Chair Brodehl
00:06:32 Jennie Urdahl, DOJ

Questions from committee members and responses:

00:06:44 Chair Brodehl
00:07:06 Jennie Urdahl, DOJ
00:07:09 Chair Brodehl
00:07:14 Jennie Urdahl, DOJ
00:07:45 Chair Brodehl
00:08:00 Jennie Urdahl, DOJ
00:08:31 Chair Brodehl
00:09:50 Jennie Urdahl, DOJ
00:09:57 Chair Brodehl
00:10:29 Scott Darkenwald, DOJ
00:10:38 Chair Brodehl
00:11:06 Greg DeWitt, LFD
00:12:00 Chair Brodehl
00:13:30 Scott Darkenwald, DOJ

Division of Criminal Investigation

00:13:34 Bryan Lockerby, Administrator, Division of Criminal Investigation, Department of Justice (DOJ)

EXHIBIT(jch09a01)

00:22:05 Chair Brodehl
00:22:13 Rep. Dudik
00:22:36 Bryan Lockerby, DOJ
00:22:43 Rep. Dudik
00:22:51 Bryan Lockerby, DOJ
00:22:55 Chair Brodehl
00:22:58 Sen. Hansen
00:23:35 Bryan Lockerby, DOJ
00:24:26 Chair Brodehl
00:24:31 Sen. Howard
00:24:56 Bryan Lockerby, DOJ
00:25:34 Chair Brodehl
00:25:38 Rep. Holmlund
00:25:58 Bryan Lockerby, DOJ
00:26:03 Rep. Holmlund
00:26:24 Bryan Lockerby, DOJ
00:26:56 Rep. Holmlund
00:27:00 Bryan Lockerby, DOJ
00:27:22 Chair Brodehl
00:27:30 Rep. Holmlund

00:27:43 Bryan Lockerby, DOJ
00:28:49 Chair Brodehl
00:28:54 Rep. Holmlund
00:29:02 Bryan Lockerby, DOJ
00:29:43 Chair Brodehl
00:29:45 Greg DeWitt, LFD
00:30:50 Chair Brodehl
00:31:14 Sen. Hansen
00:32:18 Bryan Lockerby, DOJ
00:33:13 Sen. Hansen
00:33:30 Chair Brodehl
00:33:34 Greg DeWitt, LFD
00:33:43 Sen. Hansen
00:34:02 Greg DeWitt, LFD
00:34:08 Sen. Hansen
00:34:21 Greg DeWitt, LFD
00:34:31 Sen. Hansen
00:34:44 Chair Brodehl
00:34:58 Greg DeWitt, LFD
00:35:19 Sen. Hansen
00:35:35 Bryan Lockerby, DOJ
00:35:47 Sen. Hansen
00:35:51 Bryan Lockerby, DOJ
00:38:04 Sen. Hansen
00:38:26 Bryan Lockerby, DOJ
00:38:38 Sen. Hansen
00:38:49 Bryan Lockerby, DOJ
00:39:01 Sen. Hansen
00:39:25 Chair Brodehl
00:39:33 Bryan Lockerby, DOJ

Children's Justice Bureau

00:39:41 Dana Toole, Chief, Children's Justice Bureau, Department of Justice (DOJ)
00:40:32 Chair Brodehl
00:40:36 Sen. Hansen
00:41:03 Dana Toole, DOJ
00:42:34 Chair Brodehl
00:42:39 Sen. Wolken
00:43:22 Dana Toole, DOJ
00:43:33 Sen. Wolken
00:43:38 Chair Brodehl
00:43:56 Rep. Dudik
00:44:30 Dana Toole, DOJ
00:46:56 Chair Brodehl
00:47:01 Rep. Dudik
00:47:16 Chair Brodehl
00:47:21 Rep. Holmlund
00:47:31 Dana Toole, DOJ
00:48:12 Chair Brodehl

00:48:14 Rep. Holmlund
00:48:21 Dana Toole, DOJ
00:48:28 Chair Brodehl
00:48:31 Rep. Holmlund
00:49:00 Dana Toole, DOJ
00:49:05 Chair Brodehl
00:49:17 Sen. Howard
00:50:10 Dana Toole, DOJ
00:50:17 Sen. Howard
00:50:35 Dana Toole, DOJ
00:51:56 Chair Brodehl
00:52:12 Dana Toole, DOJ
00:52:17 Chair Brodehl
00:52:30 Dana Toole, DOJ
00:52:52 Chair Brodehl
00:52:57 Dana Toole, DOJ
00:53:09 Chair Brodehl
00:53:24 Dana Toole, DOJ
00:54:03 Chair Brodehl

00:54:13 Recess
01:05:19 Reconvened

01:05:24 Chair Brodehl
01:05:36 Sen. Hansen
01:05:59 Chair Brodehl
01:06:07 Dana Toole, DOJ
01:07:01 Chair Brodehl
01:07:04 Dana Toole, DOJ
01:07:15 Chair Brodehl
01:07:18 Dana Toole, DOJ
01:07:43 Chair Brodehl
01:07:58 Dana Toole, DOJ
01:08:27 Chair Brodehl
01:08:48 Bryan Lockerby, DOJ
01:08:53 Chair Brodehl
01:08:57 Sen. Howard
01:09:08 Bryan Lockerby, DOJ
01:09:49 Chair Brodehl
01:09:56 Rep. Dudik
01:10:10 Bryan Lockerby, DOJ
01:11:04 Chair Brodehl
01:11:09 Sen. Hansen
01:11:46 Bryan Lockerby, DOJ
01:11:51 Dana Toole, DOJ
01:12:37 Sen. Hansen
01:13:33 Dana Toole, DOJ
01:15:00 Sen. Hansen
01:15:18 Dana Toole, DOJ
01:16:00 Sen. Hansen

01:16:10 Dana Toole, DOJ
01:16:58 Sen. Hansen
01:17:11 Dana Toole, DOJ
01:18:33 Chair Brodehl
01:18:39 Rep. Dudik
01:18:49 Dana Toole, DOJ
01:18:54 Rep. Dudik
01:19:03 Dana Toole, DOJ
01:19:22 Rep. Dudik
01:19:28 Dana Toole, DOJ
01:19:52 Sen. Hansen
01:20:08 Rep. Holmlund
01:20:15 Dana Toole, DOJ
01:20:31 Chair Brodehl
01:20:37 Greg DeWitt, LFD
01:20:58 Sen. Hansen
01:21:14 Chair Brodehl
01:21:25 Dana Toole, DOJ
01:22:12 Chair Brodehl
01:22:19 Dana Toole, DOJ
01:22:25 Chair Brodehl
01:22:32 Dana Toole, DOJ
01:22:37 Chair Brodehl
01:22:42 Dana Toole, DOJ
01:23:34 Chair Brodehl
01:23:47 Dana Toole, DOJ
01:23:51 Chair Brodehl
01:24:27 Dana Toole, DOJ
01:24:37 Chair Brodehl
01:24:45 Sen. Hansen
01:25:10 Bryan Lockerby, DOJ

Investigations Bureau

01:25:19 John Strandell, Chief, Investigations Bureau, Division of Criminal Investigation,
Department of Justice
01:26:48 Sen. Hansen
01:27:19 John Strandell, DOJ
01:27:34 Sen. Hansen
01:27:45 John Strandell, DOJ
01:28:15 Sen. Hansen
01:29:19 John Strandell, DOJ
01:30:10 Chair Brodehl
01:30:22 Rep. Dudik
01:30:39 John Strandell, DOJ
01:30:53 Rep. Dudik
01:31:00 John Strandell, DOJ
01:31:56 Rep. Dudik
01:32:20 John Strandell, DOJ
01:32:32 Sen. Hansen

01:32:51 John Strandell, DOJ
01:33:07 Sen. Howard left the meeting.
01:33:25 Sen. Hansen
01:33:33 John Strandell, DOJ
01:33:46 Sen. Hansen
01:34:04 John Strandell, DOJ
01:35:49 Chair Brodehl
01:36:04 John Strandell, DOJ
01:36:17 Sen. Howard returned to the meeting.
01:36:30 Chair Brodehl
01:36:50 John Strandell, DOJ
01:37:18 Chair Brodehl
01:37:35 John Strandell, DOJ
01:37:49 Chair Brodehl
01:37:55 John Strandell, DOJ
01:38:11 Chair Brodehl
01:38:20 John Strandell, DOJ
01:39:11 Chair Brodehl
01:39:27 Rep. Dudik
01:39:37 Chair Brodehl
01:39:42 Rep. Holmlund
01:40:23 John Strandell, DOJ
01:40:38 Rep. Holmlund
01:40:49 John Strandell, DOJ
01:41:34 Rep. Holmlund
01:41:58 John Strandell, DOJ
01:42:08 Sen. Hansen
01:42:52 Bryan Lockerby, DOJ
01:43:11 Sen. Hansen
01:43:28 John Strandell, DOJ
01:44:32 Sen. Hansen
01:44:39 John Strandell, DOJ
01:44:46 Sen. Hansen
01:44:59 Bryan Lockerby, DOJ
01:45:12 Sen. Hansen
01:45:18 Bryan Lockerby, DOJ
01:45:22 Chair Brodehl
01:45:26 Greg DeWitt, LFD
01:45:40 Sen. Hansen
01:45:47 Greg DeWitt, LFD
01:45:53 Sen. Hansen
01:46:00 Bryan Lockerby, DOJ
01:46:57 Chair Brodehl
01:47:01 Sen. Hansen
01:47:20 Bryan Lockerby, DOJ
01:47:46 Sen. Hansen
01:48:02 Bryan Lockerby, DOJ
01:48:20 Sen. Hansen
01:48:40 Greg DeWitt, LFD
01:49:04 Sen. Hansen

01:49:11 Chair Brodehl
01:49:22 Rep. Holmlund
01:49:38 Bryan Lockerby, DOJ
01:49:57 Rep. Holmlund
01:50:07 Bryan Lockerby, DOJ
01:50:50 Rep. Holmlund
01:51:02 Bryan Lockerby, DOJ
01:51:32 Rep. Holmlund
01:51:42 Bryan Lockerby, DOJ
01:52:29 Rep. Holmlund
01:52:44 Bryan Lockerby, DOJ
01:53:37 Rep. Holmlund
01:53:52 Bryan Lockerby, DOJ
01:54:14 Chair Brodehl
01:54:20 Sen. Wolken
01:54:58 Bryan Lockerby, DOJ
01:56:51 Sen. Wolken
01:57:09 Bryan Lockerby, DOJ
01:57:30 Chair Brodehl
01:57:35 Rep. Dudik
01:57:45 Bryan Lockerby, DOJ
01:58:10 Rep. Dudik
01:58:49 Bryan Lockerby, DOJ
01:59:45 Rep. Dudik
01:59:55 Bryan Lockerby, DOJ
01:59:57 Chair Brodehl

Public Comments:

02:00:20 Bernadette Franks-Ongoy, Executive Director, Disability Rights Montana
02:03:17 Chair Brodehl
02:03:22 Frank DiFonzo, Chief of Police, Sidney, Montana
02:08:02 Chair Brodehl
02:08:08 Sen. Wolken
02:08:40 Frank DiFonzo, COP
02:10:01 Chair Brodehl
02:10:16 Rep. Dudik
02:10:37 Frank DiFonzo, COP
02:11:55 Chair Brodehl left the meeting.
02:12:20 Vice Chair Hansen took over meeting.
02:12:28 Jim Smith - Montana Sheriffs and Peace Officers Association (MSPOA),
Montana County Attorneys Association (MCAA)
02:15:44 Vice Chair Hansen
02:16:03 Jim Smith, MSPOA, MCAA
02:16:17 Vice Chair Hansen

02:16:45 Recessed
02:23:53 Reconvened

02:24:03 Chair Brodehl returned and resumed chairing meeting.
02:24:10 Greg DeWitt, LFD

02:25:17 Chair Brodehl

Public Safety Officer Standards Training Program (POST)

02:25:26 Parry Johnson, Executive Director, Public Safety Officers Standards Training Program (POST), Department of Justice (DOJ)

EXHIBIT(jch09a02)

02:36:15 Chair Brodehl
02:36:22 Sen. Wolken
02:37:39 Parry Johnson, DOJ
02:41:31 Sen. Wolken
02:41:38 Parry Johnson, DOJ
02:44:05 Sen. Wolken
02:44:17 Parry Johnson, DOJ
02:45:00 Chair Brodehl
02:45:04 Sen. Hansen
02:46:04 Parry Johnson, DOJ
02:46:42 Sen. Hansen
02:46:58 Parry Johnson, DOJ
02:47:26 Sen. Hansen
02:47:37 Parry Johnson, DOJ
02:48:44 Chair Brodehl
02:49:02 Parry Johnson, DOJ
02:49:31 Chair Brodehl
02:49:46 Parry Johnson, DOJ
02:50:38 Chair Brodehl
02:50:46 Parry Johnson, DOJ
02:51:13 Chair Brodehl
02:51:29 Parry Johnson, DOJ
02:52:32 Chair Brodehl
02:52:37 Parry Johnson, DOJ
02:53:04 Chair Brodehl
02:53:09 Parry Johnson, DOJ
02:53:27 Sen. Hansen
02:53:45 Greg DeWitt, LFD
02:54:33 Sen. Hansen
02:54:54 Greg DeWitt, LFD
02:55:48 Sen. Hansen
02:55:55 Greg DeWitt, LFD
02:56:38 Sen. Hansen
02:56:52 Greg DeWitt, LFD
02:57:07 Sen Hansen
02:57:15 Chair Brodehl

Montana Highway Patrol

02:57:24 Chair Brodehl
02:57:37 Greg Dewitt, LFD
02:58:44 Sen. Hansen
02:58:53 Greg DeWitt, LFD

03:00:23 Sen. Hansen
03:00:36 Greg DeWitt, LFD
03:00:57 Chair Brodehl
03:01:18 Greg DeWitt, LFD
03:01:39 Chair Brodehl
03:01:45 Tom Butler, Colonel, Montana Highway Patrol, DOJ

K-9 Patrol Narcotics Unit

03:07:03 Shad Andersen and dog, Zorro, DOJ
03:08:54 Chair Brodehl
03:09:02 Tom Butler, DOJ
[EXHIBIT\(jch09a03\)](#)
[EXHIBIT\(jch09a04\)](#)
[EXHIBIT\(jch09a05\)](#)
[EXHIBIT\(jch09a06\)](#)
03:25:25 Chair Brodehl
03:26:03 Sen. Howard
03:26:26 Tom Butler, DOJ
03:27:47 Chair Brodehl left the meeting.
03:27:56 Vice Chair Hansen took over meeting.
03:28:12 Greg DeWitt, LFD
03:28:26 Chair Brodehl returned and resumed chairing meeting.
03:30:26 Chair Brodehl
03:30:48 Rep. Dudik
03:31:14 Tom Butler, DOJ
03:31:35 Rep. Dudik
03:32:02 Tom Butler, DOJ
03:34:56 Chair Brodehl
03:35:20 Tom Butler, DOJ
03:35:31 Chair Brodehl
03:35:36 Sen. Wolken
03:36:42 Tom Butler, DOJ
03:37:38 Chair Brodehl
03:37:43 Sen. Hansen
03:38:04 Tom Butler, DOJ
03:38:47 Sen. Hansen
03:39:32 Tom Butler, DOJ
03:39:37 Sen. Hansen
03:40:06 Tom Butler, DOJ
03:41:22 Sen. Hansen
03:41:37 Tom Butler, DOJ
03:42:56 Sen. Hansen
03:43:13 Tom Butler, DOJ
03:43:43 Sen. Hansen
03:43:48 Tom Butler, DOJ
03:44:12 Chair Brodehl
03:44:20 Rep. Holmlund
03:44:23 Sen. Wolken left the meeting.
03:44:42 Tom Butler, DOJ

03:45:50 Chair Brodehl
03:45:56 Rep. Holmlund
03:46:12 Chair Brodehl
03:46:22 Sen. Hansen
03:47:06 Tom Butler, DOJ
03:47:56 Sen. Hansen
03:48:55 Tom Butler, DOJ
03:49:35 Sen. Hansen
03:49:40 Tom Butler, DOJ
03:50:20 Sen. Hansen
03:51:13 Tom Butler, DOJ
03:52:30 Sen. Wolken returned to the meeting.
03:53:13 Sen. Hansen
03:53:23 Christi Jacobsen, DOJ
03:54:05 Sen. Hansen
03:54:28 Christi Jacobsen, DOJ
03:54:37 Rep. Dudik
03:54:56 Tom Butler, DOJ
03:55:15 Chair Brodehl
03:56:04 Tom Butler, DOJ
03:56:28 Chair Brodehl
03:56:41 Tom Butler, DOJ

Public comment: None

03:57:18 Chair Brodehl
03:57:33 Scott Darkenwald, DOJ
03:57:44 Chair Brodehl

ADJOURNMENT

Adjournment: 03:59:08

Sally Speer, Secretary

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Additional Documents:

EXHIBIT([jch09aad.pdf](#))