



Law and Justice Interim Committee

62nd Montana Legislature

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DAVID NISS, Staff Attorney
DAWN FIELD, Secretary

AGENDA

Day 1 - Thursday, April 19, 2012
Room 172, Capitol Building, Helena
Please note: all times are approximate

- 8:00 a.m. 1. Call meeting to order and welcome, Sen. Jim Shockley, Presiding Officer
2. Roll Call
8:05 a.m. 3. **Action item:** *Adopt minutes from Dec. 15-16, 2011*
8:10 a.m. 4. Review of meeting materials, staff

SJR 29 - Restorative Justice Study

- 8:15 a.m. 5. a. Review of LC1j05 (*MacDonald*) - bill draft(s) for restorative justice programs: Sheri Scurr
A- Authorize judges to required restorative justice program as condition of deferred or suspended sentence
B - Establish restorative justice grant program under MT Board of Crime Control
C - Require DOC to establish victim impact panels as part of cognitive-behavioral classes in prisons
D - Provide for re-entry task force and re-entry court as pilot project
9:45 a.m. b. Public comment
10:15 a.m. c. Committee discussion and action
Action item: *Amendments, revisions, to preliminary bill draft LC1j05?*

10:45 a.m. BREAK

Eminent Domain

- 11:00 a.m. 6. a. Sonja Nowakowski - Review of LC1j11 (*MacDonald*) - Landowner to receive information and notification of rights
11:15 a.m. b. Public comment
11:45 a.m. c. Committee discussion and possible action
Action item: *Does the committee wish amendments, revisions, or additional information?*

12:00 noon LUNCH

- 1:00 p.m. 7. General public comment on topics not listed on the agenda

Emergency detention standards

- 1:30 p.m. 8. a. Staff review of LC1j04 - (*Menahan*)- Revise emergency detention standards
1:35 p.m. b. Public comment
1:40 p.m. c. Committee discussion and action
Action item: *Does the committee wish any revisions or amendments?*

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DUI Laws and Medical Marijuana

- 1:45 p.m. 9. a. Legislative Staff
- i. Review of 2011 DUI bills
 - ii. Medical Marijuana Research Follow-up
 - SB 423 and requirement for user to carry card
- 2:00 p.m. b. Panel - How are new DUI-related laws working, 24/7 program, warrant for breath or blood testing, etc.
- i. Ali Bovingdon, Department of Justice
 - ii. Kevin Evans, Yellowstone County Undersheriff, MSPOA
 - iii. Luke Berger, Deputy County Attorney, Lewis & Clark County
 - iv. Andres Haladay, Office of Public Defender
- 2:45 p.m. c. Informational presentations on *per se* drug impairment
- i. Anne Teigen, Senior Policy Analyst, NCSL
 - ii. James Evans, Government Affair Consultant, StopDUID (via phone)
 - iii. Becky Sturdevant, Montana Chapter, MADD
- 3:45 p.m. d. Public comment
- 4:00 p.m. e. Committee discussion and action
- Action item:*** *Would the committee like more information or to request a committee bill draft concerning DUI laws, breathalyzer testing, per se drug impairment, or medical marijuana?*
- 4:15 p.m. Public Comment

Sex and Violent Offender Registry

- 4:45 p.m. 10. David Niss, Staff Attorney
- a. Research request responses on SVOR
- 5:15 p.m. b. Public comment
- 5:30 p.m. c. Committee discussion and action
- Action item:*** *Does the committee have further research requests or bill draft ideas concerning sex or violent offender registration or re-entry issues?*
- 5:45 p.m. Recess until 8:00 a.m., Friday, April 20, 2012

Please Note:

If you plan to attend this meeting and will need special services or accommodations, please contact (406-444-3596) or sscurr@mt.gov) at least 5 working days before the meeting. Meeting materials are available on the LJIC website at <http://leg.mt.gov/ljic>