

Proposal for Legislation -- 2017
Make Minor In Possession Data Report Available from Office of Court Administrator

Return to:

Sue O'Connell
Legislative Services Division
E-mail: soconnell@mt.gov
Phone: 444-3597 Fax: 444-3036

PROPOSER'S NAME/TITLE:

ORGANIZATION: Department of Public Health and Human Services

ADDRESS: 100 N. Park Suite 300

PHONE:406-444-3969

FAX: 406-444-4435

E-MAIL: goldenburg@mt.gov

1. What is the problem or issue?

Current statutes require the Montana Department of Health and Human Services to maintain a list of minor in possession (MIP) convictions and make it available on request to peace officers and courts. However, this information isn't generated by DPHHS, and the data the department receives is partial and intermittent.

2. What do you want the legislation to do?

Update statute to reflect current practices and provide that MIP data is available directly from the Office of the Court Administrator. The data system at Office of the Court Administrator has the ability to accurately track MIP convictions and is able to report MIP data directly, improving efficiency and reducing duplication. The Office of the Court Administrator supports this change.

3. If possible, please list the MCA (Montana Code Annotated) sections that would need to be amended.

45-5-624(7) & (8)(f)

4. If the proposed change requires additional funding, what funding sources do you propose?

No funding is required.

5. Has similar legislation been requested in the past, been introduced in another state, or provided as a model act? If so, please provide a citation, reference, or point of contact.

No