



Commission on Sentencing

64th Montana Legislature

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LEGISLATORS

SEN. CYNTHIA WOLKEN - CHAIR
SEN. KRISTIN HANSEN - VICE CHAIR
REP. MATTHEW MONFORTON
REP. MARGARET MacDONALD

PUBLIC MEMBERS

HON. INGRID GUSTAFSON
MIKE BATISTA
DEREK GIBBS
DAN GUZYNSKI
JENNIE HANSEN
ROXANNE KLINGENSMITH

PUBLIC MEMBERS

LEANN MONTES
PETER OHMAN
MARY ANN RIES
MAJEL RUSSELL
DONNA WHITT

COMMITTEE STAFF

RACHEL WEISS, RESEARCH ANALYST
JULIANNE BURKHARDT, ATTORNEY
KATYA GROVER, SECRETARY

MINUTES

June 23, 2016
Room 152, Capitol Building
Helena, Montana

Please note: This document is a Minutes Log and provides a notation of the time elapsed between the beginning of the meeting and the time at which the item was presented or discussed, a motion was made, or a vote was taken. The narrative presented here is provided only as a guide to the audio or video record of the meeting. The official discussion, motion, or vote is available on the audio or video archive of this meeting. The Legislature does not prepare a transcript of meeting activities. The time designation may be used to locate the referenced discussion on the audio or video recording of this meeting.

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Please contact the Legislative Services Division at 406-444-3064 for more information.

COMMISSION MEMBERS PRESENT

SEN. CYNTHIA WOLKEN - CHAIR
SEN. KRISTIN HANSEN - VICE CHAIR
REP. MATTHEW MONFORTON
REP. MARGARET "MARGIE" MacDONALD
HON. INGRID GUSTAFSON
MIKE BATISTA
DEREK GIBBS
DAN GUZYNSKI
JENNIE HANSEN
ROXANNE KLINGENSMITH
PETER OHMAN
MARY ANN RIES
DONNA WHITT

COMMISSION MEMBERS EXCUSED

LEANN MONTES
MAJEL RUSSELL

STAFF PRESENT

RACHEL WEISS, Research Analyst
JULIANNE BURKHARDT, Attorney
KATYA GROVER, Committee Secretary

VISITORS' LIST (Attachment 1)

AGENDA (Attachment 2)

COMMISSION ACTION

The commission

- Took no formal action but provided direction to staff regarding bill drafts based on the Montana Justice Reinvestment Initiative Policy Options provided by the Council of State Governments.
- Formed a subcommittee to review sentences.

CALL TO ORDER and ROLL CALL

00:00:01 Sen. Wolken called the commission to order at 9:00 a.m. The commission secretary called roll. **(Attachment 3)**

CSG PRESENTATION: SUMMARY OF ANALYSES AND POLICY OPTIONS FOR DISCUSSION

00:01:47 Karen Chung, CSG, started a report, which includes policy options, entitled "Justice Reinvestment in Montana: Summary of Analyses and Policy Options." **(Exhibit 1)**

00:16:57 Sen. Wolken said there were several versions of the document entitled "Montana Justice Reinvestment Initiative Policy Options" and that the most updated one is the document in commissioners' meeting folders.

Policy Option #1: Establish the Use of Pretrial Risk Assessment Tools and Supervision

00:17:14 Carl Reynolds, CSG, continued the report by starting a discussion on Montana Justice Reinvestment Initiative Policy Options. Mr. Reynold introduced option #1. In his presentation, Mr. Reynolds used Exhibit 1 and the document entitled "Montana Justice Reinvestment Initiative Policy Options." **(Exhibit 2)**

Commission Discussion on Policy Option #1

00:28:58 Commissioner Ries
00:30:37 Sen. Hansen
00:31:51 Judge Gustafson
00:33:22 Mr. Reynolds
00:35:09 Judge Gustafson
00:37:43 Sen. Wolken
00:41:26 Commissioner Guzynski
00:43:28 Judge Gustafson
00:44:47 Mr. Reynolds

Brief Discussion on Possible Bill Drafts Addressing Policy Options

- 00:45:37 Before moving to the next policy option, Mr. Reynolds asked the commission staff whether they would like to say anything about bill drafting at this time.
- 00:46:24 In addressing Mr. Reynolds' question, Ms. Weiss asked the commission members to think how they would like to handle policy options with regards to bill drafting: to have a bill draft for each policy or only for selected policies.
- 00:47:24 Sen. Hansen added to the discussion by saying that the commission has a lot of narrowing work to do.

Policy Option #2: Revamp the Presentence Investigation Report So That It Is Less Time-Intensive and More Structured and Objective and Encourages the Use of Evidence-Based Practices in Sentencing

- 00:48:01 Mr. Reynolds continued his presentation with option #2.

Commission Discussion on Policy Option #2

- 00:52:28 Commissioner Guzynski
- 00:53:14 Judge Gustafson
- 00:55:31 Commissioner Ohman
- 00:55:48 Commissioner Guzynski
- 00:56:51 Commissioner Hansen
- 00:57:52 Sen. Hansen
- 00:58:13 Commissioner Hansen
- 00:59:01 Judge Gustafson
- 01:00:19 Mr. Reynolds
- 01:00:39 Commissioner Hansen

Policy Option #3: Eliminate Mandatory Minimum Jail Sentences for Second Offense Driving with a Suspended License and Third Offense Petty theft

- 01:02:20 Mr. Reynolds continued his presentation with option #3.

Commission Discussion on Policy Option #3

- 01:04:27 Commissioner Ries
- 01:04:44 Sen. Wolken

Commission Discussion on Forming a Subcommittee to Review Sentences

- 01:05:12 With respect to reviewing sentences, Sen. Hansen recommended forming a subcommittee to spend a day reviewing the bond book and making recommendations.
- 01:06:43 Julianne Burkhardt, Staff Attorney, pointed out that this issue has come up in the last two sessions (2013, 2015) and that it has been a bill from the Office of the Public Defender.
- 01:07:12 Sen. Wolken announced formation of the subcommittee and confirmed that the following commissioners will be the members of the subcommittee: Commissioner Whitt, Commissioner Ohman, Commissioner Guzynski, Judge Gustafson, Sen. Wolken, and Sen. Hansen.
- 01:08:41 Sen. Wolken elaborated on the goal of the subcommittee.
- 01:08:58 Sen. Hansen elaborated further on what Sen. Wolken said.
- 01:09:24 Sen. Wolken concluded the discussion on the formation of the subcommittee.

Public Comment on Policy Options 1-3

- 01:09:52 Perry Miller, Justice of the Peace, Blaine County, expressed his concerns regarding policy options #1 through #3.
- 01:20:41 Sen. Wolken addressed points that Mr. Miller raised.
- 01:21:03 Mr. Miller addressed Sen. Wolken's remarks and concluded his testimony.
- 01:21:22 Kevin Olson, Administrator, Probation and Parole Division, Department of Corrections, addressed some of the points raised by the commissioners regarding presentence investigations (PSI), in general, and risk and needs assessments and how to embed those into a PSI, specifically.

Commission Questions and Discussion on Presentence Investigation

- 01:27:44 Sen. Hansen asked Mr. Olson to elaborate on the extraordinary efforts made regarding PSI.
- 01:31:06 Judge Gustafson asked Mr. Olson about the outcome of the Wisconsin case he discussed in his testimony.
- 01:31:52 Judge Gustafson noted that it does not seem like a good idea to simply throw out the risk and needs assessment and asked Mr. Reynolds to address this point.
- 01:34:30 Sen. Wolken elaborated further on the risk assessment with respect to the Native American population.
- 01:34:54 Mr. Olson provided concluding remarks regarding risk and needs assessments.
- 01:35:59 Judge Gustafson expressed her concerns about knowing what high domains are regarding those requirements. She noted that the judges are the ones ordering all of these requirements and that the system needs to be moving in the direction, so that the judges can make better decisions as to what requirements should be in place.
- 01:37:19 Mr. Olson addressed Judge Gustafson's concern.
- 01:37:35 Ms. Chung also addressed Judge Gustafson's point.
- 01:38:12 Commissioner Guzynski said that Flathead County doesn't always request PSI and asked Mr. Olson's opinion about not performing PSI for low level offenders.
- 01:39:58 Commissioner Hansen commented on the PSI discussion.
- 01:40:24 Mark Murphy, Montana County Attorneys' Association, Montana Police Protective Association, Montana Association of Chiefs of Police, spoke in support of risk assessment. He emphasized that safety is the main concern of his organizations' members.

Commission Questions

- 01:44:57 Sen. Hansen asked Mr. Murphy to address the following point: from a prosecutor and defense prospective, it would be helpful to have information pertaining to PSI and risk assessment prior to making the plea and suggested maybe there is a risk assessment that comes in earlier in the process with the PSI being a supplement in the process.
- 01:48:32 Andy Hudak, Montana Sex Offender Treatment Association, addressed a point about a delay in evaluation of sex offenders.

Commission Questions

- 01:50:49 Commissioner Guzynski asked about delays regarding psychosexual evaluations of offenders.
- 01:52:20 Commissioner Guzynski asked who decides the psychosexual evaluator the offender is going to see after the offender has been convicted.
- 01:53:56 Commissioner Guzynski asked why people are waiting for 6 months for psychosexual evaluations and how to resolve this issue regarding the waiting period.

BREAK (reconvened at 11:17 a.m.)

Policy Option #4: Reclassify Traffic Offenses, Other Than Driving Under the Influence, as Civil or Citation-Only Offenses

- 02:14:52 Mr. Reynolds continued his presentation with option #4.

Commission Questions

- 02:16:34 Sen. Wolken asked whether CSG had any suggestions regarding accountability through the civil process.

Policy Option #5: Support the Creation and Expansion of Deferred Prosecution Programs

- 02:17:24 Mr. Reynolds continued his presentation with option #5.

Policy Option #6: Expand Eligibility Criteria for Problem-Solving Courts

- 02:19:37 Mr. Reynolds continued his presentation with option #6.

- 02:22:22 Judge Gustafson elaborated on the drug courts.

COMMISSION WORK SESSION

Commission Decision Regarding Bill Drafting: Policy Option #4

Commission's decision: commission requested a bill draft similar to SB 90 (2015) that would attempt to address some of the concerns that were raised during the 2015 Legislative Session.

- 02:24:32 Sen. Wolken
- 02:26:07 Ms. Weiss asked that one or two commissioners would be assigned as references for potential bill drafters in the event that commission staff should have questions between this meeting and the next meeting.
- 02:26:50 Sen. Wolken and Commissioner Ries will serve as references for questions regarding policy option #4.

Commission Decision Regarding Bill Drafting: Policy Option #5

Commission's decision: commission decided to keep this policy option on the list of options.

- 02:27:06 Sen. Wolken

Commission Decision Regarding Bill Drafting: Policy Option #6

Commission's decision: commission requested that Ms. Weiss would follow up with Judge Gustafson to keep track of this proposal. There might be a recommendation that the

commission will make in conjunction with the Judicial Branch.

02:27:49 Sen. Wolken asked Judge Gustafson whether a bill draft pertaining to this policy option should be carried as a bill draft from the Judicial Branch or be included in a bill carried by this commission.

02:28:18 Judge Gustafson said that there needs to be coordination with the Office of Court Administrator on this option, but it would be advisable to have a joint recommendation between this commission and the Office of Court Administrator.

02:28:39 Judge Gustafson will serve as a reference for questions regarding policy option #6.

Commission Decision Regarding Bill Drafting: Policy Option #2

Commission's decision: commission requested a bill draft with a time frame that is broader than 10 days.

02:28:52 Sen. Wolken

02:29:34 Commissioner Guzynski

02:29:46 Commissioner Guzynski will serve as a reference for questions regarding policy option #2.

Commission Decision Regarding Bill Drafting: Policy Option #3

02:30:04 Sen. Wolken noted that the subcommittee that has been formed earlier regarding this policy option will take care of this option and so no further discussion is necessary right now.

Policy Option #7: Focus Prison and Community Corrections Space on Those Who Are Most Likely to Reoffend.

02:30:19 Ms. Chung resumed the presentation with option #7.

Commission Questions

02:32:03 Sen. Hansen asked Director Batista to weigh in into this policy option. Sen. Hansen asked what exactly it would mean if the commission would move forward with this policy option.

Policy Option #8: Require Prerelease Centers to Deliver More Intensive Evidence-Based Programs and Treatment within a Shorter Time Period to Reduce Recidivism and Serve More People

02:33:50 Ms. Chung continued the presentation with option #8.

Commission Discussion on Policy Option #8

02:35:32 Sen. Wolken

02:36:21 Mr. Reynolds

02:38:49 Sen. Hansen

02:40:46 Commissioner Hansen

02:41:28 Sen. Hansen

Commission Discussion on Local Communities' Input and Prerelease Centers

Commission members and stakeholders discussed questions initiated by Sen. Hansen

- 02:42:05 Sen. Hansen asked to confirm whether it is required for a prerelease center to be based in any particular location only with a permission by a city or county.
- 02:42:57 Sen. Hansen asked about a situation when a community does not allow a prerelease center to be located in a particular town, thus, not allowing individual defendants, who have to be in a prerelease center, to live there.
- 02:44:28 Mike Thatcher, CEO, Community, Counseling and Correctional Services, Inc.
- 02:49:12 Sen. Hansen
- 02:50:32 Commissioner Hansen
- 02:50:48 Director Batista
- 02:51:26 Sen. Hansen
- 02:51:51 Mark Murphy, Montana County Attorneys' Association, Montana Police Protective Association, Montana Association of Chiefs of Police
- 02:54:20 Sen. Wolken
- 02:54:40 Rep. MacDonald
- 02:55:38 Mr. Reynolds
- 02:56:13 Sen. Hansen
- 02:57:14 Commissioner Ohman
- 02:58:34 Commissioner Ries

Policy Option #9: Maximize Recidivism Reduction by Restructuring Treatment Facilities and Focusing on Higher-Risk People

- 02:59:14 Ms. Chung continued the presentation with option #9.

Commission Questions

- 03:00:51 Commissioner Hansen asked Ms. Chung to clarify about increasing funding per day with respect to offenders being in prerelease centers.
- 03:01:15 Rep. MacDonald asked about leveraging the Medicaid enrollment in the prerelease centers.
- 03:02:13 Rep. MacDonald asked about the capacity for partnership between prerelease centers with practitioners in the community.

Policy Option #10: Fund Access to Behavioral Health Treatment and Programs to Reduce Recidivism for People on Community Supervision

- 03:02:41 Ms. Chung continued the presentation with option #10.

Commission Discussion on Policy Option #10

- 03:04:22 Commissioner Whitt
- 03:05:48 Judge Gustafson
- 03:06:56 Sen. Hansen
- 03:08:12 Sen. Wolken
- 03:08:18 Sen. Hansen
- 03:09:26 Rep. MacDonald
- 03:10:43 Sen. Hansen
- 03:11:55 Ms. Chung

03:12:23 Sen. Wolken announced that the commission will hear about policy option #11 after lunch and then take public comment on options 7 through 11.

LUNCH (reconvened at 12:54 p.m.)

03:53:00 Sen. Wolken called the meeting back to order.

Policy Option #11: Focus Supervision Resources on People Who Are Most Likely to Reoffend

03:53:40 Ms. Chung continued the presentation with option #11.

Commission Discussion on Policy Option #11

03:55:00 Commissioner Hansen
03:55:31 Commissioner Guzynski
03:57:19 Sen. Hansen
03:57:49 Commissioner Guzynski
03:58:22 Judge Gustafson
03:59:14 Commissioner Ohman
03:59:53 Commissioner Ries
04:00:43 Mr. Reynolds
04:00:50 Commissioner Ries
04:01:07 Rep. MacDonald
04:01:46 Commissioner Guzynski
04:02:53 Mr. Reynolds
04:05:01 Judge Gustafson
04:06:59 Commissioner Gibbs
04:07:42 Commissioner Hansen
04:08:12 Commissioner Guzynski
04:08:26 Commissioner Hansen

Public Comment on Policy Options 7-11

04:09:26 Amy Tenney, CEO, MCCA, BACS, commented on the Medicaid rules. Ms. Tenney said that she will submit written testimony.
04:13:08 Dr. Tim Conley, Senior Research Consultant, Clinical Research Consulting, PLLC, Missoula, commented on policy options #7, 8, and 9.
04:16:51 Doug Walker, Center for Church and Community, talked about offenders being human beings and about the necessity for cultural changes towards offenders.
04:19:40 Mark Murphy, Montana County Attorneys' Association, Montana Police Protective Association, Montana Association of Chiefs of Police, asked the commission not to apply any changes to the WATCH program.
04:23:24 Steve Cape, Montana Coalition for Safety and Justice, spoke in support of lengthening treatment programs. Mr. Cape also encouraged the commission to redirect more funds to the community-based programs.
04:26:50 Jana Staton, Legislative Chair, Montana Association of Christians, spoke about housing options and emphasized the importance of providing housing.
(Exhibit 3)

- 04:29:20 Erin McGowan, Montana Community Corrections Association, talked about Medicaid coverage for the corrections population. [\(Exhibit 4\)](#) [\(Exhibit 5\)](#) [\(Exhibit 6\)](#) [\(Exhibit 7\)](#)
- 04:32:18 Mike Thatcher, CEO, Community, Counseling and Correctional Services, Inc., spoke about options for housing for those leaving prerelease centers and about keeping the length of treatment as long as it currently is. In his testimony, Mr. Thatcher referred to Exhibit 5. Mr. Thatcher also encouraged the commission not to undermine the mission of the prerelease centers by simply subsidizing housing for those leaving the centers.
- 04:35:27 Andy Hudak, Montana Sex Offender Treatment Association, spoke about treatment (including early childhood education) of sex offenders in general, and about low-risk offenders, specifically. Mr. Hudak also spoke in favor of community-based treatment. In addition, Mr. Hudak encouraged the commission to improve in any way the situation pertaining to the federal part of Medicaid for case management and for sex offender treatment.

Policy Option #12: Explore Increasing Access to Tribal Resources for Tribal Members Who Are in the State Criminal Justice System

- 04:38:18 Ms. Chung continued the presentation with option #12.

Commission Discussion on Policy Option #12

- 04:39:49 Sen. Wolken
 04:40:02 Director Batista
 04:40:18 Sen. Hansen
 04:40:59 Sen. Wolken
 04:41:14 Commissioner Ohman
 04:41:24 Sen. Wolken

Policy Option #13: Modernize the Parole Board and the Parole Decision-Making Process to Ensure that the Board's Decisions Are Informed, Consistent, and Sustainable

- 04:41:53 Ms. Chung continued the presentation with option #13.

Policy Option #14: Limit the Term of Incarceration for Technical Violations of Conditions of Probation and Parole

- 04:43:12 Ms. Chung continued the presentation with option #14.

Commission Discussion on Policy Option #14

- 04:43:39 Sen. Wolken
 04:45:10 Commissioner Gibbs
 04:46:22 Director Batista
 04:47:34 Ms. Chung
 04:49:06 Sen. Hansen brought commissioners' attention to a testimony submitted by Kari Knoop regarding a concept of finality, of when an offender can be done with serving his or her sentence. [\(Exhibit 8\)](#)
- 04:54:34 Mr. Reynolds
 04:55:42 Judge Gustafson
 04:57:15 Sen. Hansen
 04:57:59 Commissioner Hansen

04:59:10 Commissioner Ohman
05:00:50 Commissioner Hansen
05:01:23 Sen. Hansen
05:01:33 Commissioner Ohman
05:02:06 Judge Gustafson
05:03:16 Director Batista
05:05:45 Sen. Hansen
05:06:55 Director Batista
05:09:03 Sen. Hansen

Policy Option #15: Improve Access to Housing for People Reentering the Community

05:09:38 Ms. Chung continued the presentation with option #15.

Commission Discussion on Policy Option #15

05:10:42 Sen. Wolken
05:11:00 Commissioner Klingensmith
05:12:18 Sen. Wolken

Policy Option #16: Expand Eligibility for Crime Victim Compensation Benefits

05:12:36 Mr. Reynolds continued the presentation with option #16.

Policy Option #17: Improve the Quality of and Access to Batterer's Intervention Programs

05:18:55 Mr. Reynolds continued the presentation with option #17.

Commission Discussion on Policy Option #17

05:21:14 Sen. Hansen
05:24:23 Mr. Reynolds

05:24:53 Sen. Wolken noted that the CSG staff will go over policy options 18 through 23 but the commission will not take action on those options during this meeting. Sen. Wolken reminded commissioners that they need to decide whether the CSG staff will need to do more work regarding policy options 24 and 25 or whether the commission will not take any further steps regarding those two options at this meeting.

Policy Option #18: Create a Centralized, Interagency Oversight Body to Guide and Track the Implementation of Justice Reinvestment Legislation

05:25:54 Ms. Chung introduced option #18.

Policy Option #19: Require the Department of Corrections to Report Annual Data on the Impact of Implementing Justice Reinvestment Legislation

05:25:53 Ms. Chung introduced option #19.

Policy Option #20: Require the Department of Corrections to Regularly Validate Its Risk Assessment Tool

05:26:30 Ms. Chung introduced option #20.

Policy Option #21: Require the Department of Corrections Staff to Receive Ongoing Training in Risk Assessment and Evidence-Based Practices

05:26:44 Ms. Chung introduced option #21.

Policy Option #22: Establish Program Standards and Authorize the Quality Assurance Unit within the Department of Corrections to Evaluate State-Funded Programs and Enforce Program Standards

05:26:55 Ms. Chung introduced option #22.

Policy Option #23: Require that the Department of Corrections' Probation and Parole Interventions and Incentives Grid Follow Evidence-Based Practices

05:27:11 Ms. Chung introduced option #23.

Commission Discussion on Policy Option #20

05:27:36 Sen. Hansen

05:28:26 Commissioner Hansen

05:28:53 Ms. Chung

05:29:10 Sen. Hansen

05:30:10 Mr. Reynolds

Policy Option #24: Enable the Department of Corrections to Effectively Manage and Collect Legal Financial Obligations, Even Beyond a Supervision Term

05:31:02 Mr. Reynolds introduced option #24.

Policy Option #25: Remove Barriers to Securing Employment for People on Supervision

05:31:41 Mr. Reynolds presented the last policy option, option #25.

Commission Discussion on Policy Option #25

05:33:12 Commissioner Guzynski

05:33:53 Mr. Reynolds

05:34:22 Commissioner Guzynski

05:34:27 Ms. Chung

05:34:41 Rep. MacDonald requested written information from CSG on this option, but suggested there was no need for a formal presentation.

05:34:59 Mr. Reynolds

Public Comment on Policy Options 12-25

05:35:14 Sen. Wolken announced public comment on the remaining policy options.

05:35:43 Mike Thatcher, CEO, Community, Counseling and Correctional Services, Inc., noted that the quality assurance, if done, should be made universal. Mr. Thatcher also talked about programs such as non-residential services in the areas of mental health, substance abuse, employment, and housing, all in relation to option #14.

05:39:11 Greg Budd, Interim Executive Director, Montana Board of Pardons and Parole, provided his comments regarding option #13.

05:44:50 Steve Cape, Montana Coalition for Safety and Justice, talked about technical violations and the probationary sentences.

05:47:50 Mary Ann Wellbank talked about evidence-based practices and Montana's

criminal endangerment and persistent felony offenders statutes in relation to the principles of modern criminal justice.

05:52:43 Craig Thomas, Retired Executive Director, Montana Board of Pardons and Parole, offered his expertise as a resource in regards to the history of the board and spoke about the policy options in general. Mr. Thomas clarified that "good time" does not contribute to the issue in regards to the difference in parole eligibility compared to parole grant decision. Mr. Thomas encouraged the CSG staff to look at the reasons for the discrepancy. Mr. Thomas said that he will follow up with written comment after the meeting.

05:56:11 Perry Miller, Justice of the Peace, Blaine County, addressed and agreed with Sen. Hansen's suggestion to have more counselors in rural areas. Mr. Miller also addressed points regarding supervision, deferred prosecution, and mental health.

BREAK (reconvened at 3:20 p.m.)

COMMISSION WORK SESSION - CONTINUED

Further Commission Discussion and Commission Decision Regarding Bill Drafting: Policy Option #7

Commission's decision: commission requested for the commission staff to work with the DOC and the CSG on broad language to implement this recommendation.

06:17:53 Sen. Wolken

06:19:57 Ms. Chung

06:20:14 Sen. Wolken

Further Commission Discussion and Commission Decision Regarding Bill Drafting: Policy Options #8 and #9

Commission's decision: commission requested more information regarding those areas mentioned in options #8 and #9. The commission requested that in doing so, the CSG staff would include feedback from the community corrections stakeholders. The commission also requested a possible bill draft for section 53-30-313 to look at what type of language might be used in the bill draft and possibly to include the limitations that Commissioner Hansen mentioned that existed previously.

06:20:36 Sen. Wolken

06:20:55 Commissioner Ohman

06:21:39 Rep. MacDonald

06:22:44 Sen. Hansen

06:23:53 Commissioner Gibbs

06:24:22 Sen. Hansen

06:26:23 Sen. Wolken

06:27:05 Sen. Hansen

06:27:31 Sen. Wolken

06:28:44 Commissioner Guzynski

06:29:10 Commissioner Hansen

06:29:50 Sen. Hansen

06:31:36 Sen. Wolken

Further Commission Discussion and Commission Decision Regarding Bill Drafting: Policy Option #10

Commission's decision: commission requested more information, especially, about Medicaid and Medicaid expansion. The commission requested a bill draft reflecting peer support specialists and other alternative options. The commission also requested more information about how to provide the state with more telemedicine and rural providers.

06:32:33 Sen. Wolken
06:33:22 Ms. Chung
06:33:40 Sen. Hansen
06:34:54 Rep. MacDonald

Further Commission Discussion and Commission Decision Regarding Bill Drafting: Policy Option #11

Commission's decision: commission requested a bill draft reflecting this policy option.

06:36:03 Sen. Wolken
06:36:35 Commissioner Guzynski
06:38:00 Commissioner Ohman
06:38:37 Commissioner Guzynski
06:38:58 Commissioner Guzynski, Commissioner Ohman, Commissioner Hansen, and Sen. Hansen will serve as references for questions regarding policy option #11.
06:39:18 Commissioner Hansen
06:39:59 Sen. Hansen
06:40:32 Ms. Chung
06:40:45 Sen. Hansen

Further Commission Discussion and Commission Decision Regarding Bill Drafting: Policy Option #12

Commission's decision: commission requested a study resolution with a recommendation that this particular study would go to the State-Tribal Relations Interim Committee.

06:41:30 Sen. Wolken
06:41:50 Rep. MacDonald
06:42:38 Sen. Wolken
06:42:47 Rep. MacDonald
06:43:02 Sen. Hansen
06:43:36 Commissioner Montes and Commissioner Russell will serve as references for questions regarding policy option #12.
06:43:47 Ms. Weiss

Further Commission Discussion and Commission Decision Regarding Bill Drafting: Policy Option #13

Commission's decision: commission requested the CSG staff to work on the language for a bill draft.

06:44:22 Sen. Wolken
06:44:33 Commissioner Klingensmith
06:45:16 Mr. Reynolds

06:45:38 Rep. MacDonald
06:45:57 Rep. MacDonald and Commissioner Klingensmith will serve as references for questions regarding policy option #13.

Further Commission Discussion and Commission Decision Regarding Bill Drafting: Policy Option #14

Commission's decision: commission requested two bill drafts to look at two competing approaches: one based on the Hawaii model and another based on the presumption that street time would be granted.

06:46:04 Sen. Wolken
06:47:11 Commissioner Hansen
06:48:53 Commissioner Ohman
06:49:41 Sen. Hansen
06:49:52 Ms. Chung
06:50:01 Mr. Reynolds
06:50:22 Sen. Hansen
06:50:55 Mr. Reynolds
06:51:31 Sen. Hansen
06:52:04 Commissioner Guzynski
06:52:52 Mr. Reynolds
06:53:25 Commissioner Guzynski
06:53:33 Rep. MacDonald
06:53:57 Director Batista
06:54:38 Ms. Weiss
06:55:22 Director Batista
06:55:31 Mr. Reynolds
06:55:52 Ms. Weiss

Further Commission Discussion and Commission Decision Regarding Bill Drafting: Policy Option #15

Commission's decision: commission requested more information on this policy option.

06:56:03 Sen. Wolken

Further Commission Discussion and Commission Decision Regarding Bill Drafting: Policy Option #16

Commission's decision: commission requested a bill draft.

06:56:24 Sen. Wolken
06:56:33 Sen. Hansen
06:57:36 Sen. Wolken

Commission Discussion and Commission Decision Regarding Bill Drafting: Policy Option #17
Commission's decision: commission requested a bill draft after the subcommittee studies this topic further.

06:58:00 Sen. Wolken

Commission Discussion and Commission Decision Regarding Bill Drafting: Policy Option #24
Commission's decision: commission requested for CSG staff to prepare more recommendations regarding this policy option and to limit application of this policy to restitution only.

06:58:50 Sen. Wolken
06:59:45 Commissioner Ohman
07:00:06 Mr. Reynolds
07:01:22 Commissioner Gibbs
07:02:08 Mr. Reynolds
07:02:21 Sen. Hansen
07:02:27 Commissioner Ohman
07:02:53 Mr. Reynolds
07:03:26 Sen. Hansen
07:03:49 Commissioner Ries

Commission Discussion and Commission Decision Regarding Bill Drafting: Policy Option #25
Commission's decision: commission requested for CSG staff to prepare more recommendations regarding this policy option.

07:04:28 Sen. Wolken
07:04:31 Mr. Reynolds

Further Commission Discussion and Commission Decision Regarding Bill Drafting: Policy Option #1

Commission's decision: commission requested for CSG staff to prepare more information and options with outreach to stakeholders.

07:04:41 Sen. Wolken
07:05:27 Commissioner Guzynski
07:05:36 Mr. Reynolds
07:07:48 Sen. Wolken
07:08:42 Mr. Reynolds
07:09:34 Commissioner Whitt
07:09:48 Mr. Reynolds
07:10:55 Sen. Wolken
07:11:12 Mr. Reynolds
07:11:23 Sen. Hansen

Set Days for Future Meetings

Commission members and staff discussed meeting dates for the subcommittee and the full commission meetings.

07:12:59 Ms. Weiss
07:13:42 Sen. Wolken
07:13:58 Sen. Hansen
07:14:01 Director Batista
07:14:35 Sen. Wolken
07:14:43 Mr. Reynolds
07:17:39 Sen. Wolken

07:17:47 Ms. Weiss
07:18:29 Sen. Wolken
07:18:39 Rep. MacDonald
07:19:14 Sen. Hansen
07:19:53 Sen. Wolken

Summary of Instructions to Staff Regarding Bill Drafting

Ms. Weiss summarized instructions that the commission produced regarding incorporating policy options into bill drafting. The commission members and the CSG staff clarified some points.

07:20:09 Ms. Weiss
07:21:05 In addition to Commissioner Guzynski, Judge Gustafson will also be a reference person for policy option #2 in case commission staff should have questions.
07:21:25 Ms. Weiss
07:23:41 Sen. Hansen
07:24:40 Ms. Weiss
07:26:18 Sen. Hansen
07:26:30 Ms. Weiss
07:27:01 Mr. Reynolds
07:27:23 Ms. Weiss
07:28:06 Mr. Reynolds
07:28:10 Sen. Wolken

ADJOURNMENT

07:28:45 With no further business before the commission, Sen. Wolken announced adjournment at 4:30 p.m.

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