



# Law and Justice Interim Committee

68th Montana Legislature

## SENATE MEMBERS

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AMY REGIER – Chair

## COMMITTEE STAFF

SARA HESS, Lead Staff  
JULIANNE BURKHARDT, Staff Attorney  
ANIA ALDUENDA, Secretary

## DRAFT AGENDA

### Law & Justice Interim Committee

September 10, 2024  
State Capitol Building, Room 102

*Agenda times are approximate.*

### Tuesday, September 10, 2024

- 9:00 a.m.**      **Call to Order – Roll Call** – *Rep. Amy Regier, Chair*
- 9:05**            **Meeting overview/ administrative matters (Tab 1)** – *Sara Hess, Research Analyst*
- 9:15**            **Administrative Rule Review** – *Julianne Burkhardt, Staff Attorney (Tab 2)*
- Public comment\*
  - Questions from the committee
- 9:20**            **Criminal Justice Data Warehouse update (SB 11) (Tab 3)**
- Update and biennial report – *Natalia Bowser, Montana Board of Crime Control*
  - Criminal Justice Oversight Council Biennial Report – *Council staff available for questions*
  - Public Comment\*
  - Committee discussion, action (if needed)
- 9:40**            **Report of the Select Committee on Corrections Capacity (HB 5, 2023) (Tab 4)**
- Overview of findings and recommendations – *Walker Hopkins, committee staff*
  - Additional input from committee members– *Rep. Fitzpatrick, other members as needed*
  - Public Comment\*
  - Questions from the committee

- Discussion, action
- 10:10 Agency Bill Draft Proposal – POST Council (Tab 5)**
- Proposal and update – *Timothy Allred, Executive Director, POST*
  - Public Comment\*
  - Committee discussion, action
- 10:25 Agency Bill Draft Proposal – Department of Justice**
- Proposal – *Alan Doane and DOJ staff*
  - Public Comment\*
  - Committee discussion, action
- 10:30 Emerging topic: Montana DUI statute and marijuana (Tab 6)**
- Introduction – *Sara Hess, Research Analyst*
  - Overview - *Col. Kurt Sager, Montana Highway Patrol and DOJ staff*
  - Public Comment\*
  - Committee discussion, action (if needed)
- 11:00 Emerging topic: Artificial intelligence (Tab 7)**
- Introduction – *Sara Hess, Research Analyst*
  - Policy trends and criminal justice considerations- *Chelsea Canada and Amber Widgery, National Conference of State Legislatures*
  - Artificial Intelligence in Montana – *Bryan Gortmaker, MATIC, Department of Justice*
  - Public Comment\*
  - Questions from the committee
- 12:00 LUNCH**
- 1:00 Agency Bill Draft Proposal – Department of Corrections (Tab 8)**
- Proposal and update – *Dep. Dir. Cynthia Wolken, Department of Corrections*
  - Public Comment\*
  - Committee discussion, action
- 1:20 Agency Bill Draft Proposals – Office of State Public Defender (Tab 8)**
- Proposal and update – *Brett Schandelson, Director, OPD*
  - Public comment\*
  - Committee discussion, action
- 1:40 Provisional Draft 7 (Revise laws related to tampering with evidence connected to a homicide) (Tab 9)**
- Review of draft – *Sara Hess, Research Analyst*
  - Public Comment\*

- Committee discussion, action (if needed)
- 1:55**      **Provisional Draft 9 (Enhances penalties for drug crimes committed with a firearm)** (Tab 9)
- Review of draft – *Sara Hess, Research Analyst*
  - Public Comment\*
  - Committee discussion, action (if needed)
- 2:10**      **Provisional Draft 10 (Establish crime of possession of a stolen firearm)** (Tab 9)
- Review of draft – *Sara Hess, Research Analyst*
  - Public Comment\*
  - Committee discussion, action (if needed)
- 2:25**      **Provisional Draft 1 (Allow audio and video recording of public events)** (Tab 9)
- Review of draft – *Sara Hess, Research Analyst*
  - Public Comment\*
  - Committee discussion, action (if needed)
- 2:30**      **Provisional Draft 2 (Revise theft sentencing laws)** (Tab 9)
- Review of draft – *Sara Hess, Research Analyst*
  - Public Comment\*
  - Committee discussion, action (if needed)
- 2:35**      **Provisional Draft 3 and 4 (Establish compensation for wrongful conviction)** (Tab 9)
- Review of draft – *Sara Hess, Research Analyst*
  - Public Comment\*
  - Committee discussion, action (if needed)
- 2:50**      **Provisional Draft 5 and 6 (Real ID eligibility/citizenship marker)** (Tab 9)
- Review of drafts – *Sara Hess, Research Analyst*
  - Public Comment\*
  - Committee discussion, action (if needed)
- 3:05**      **Provisional Draft 8 (Disapproval of Supreme Court rules)** (Tab 9)
- Review of draft – *Sara Hess, Research Analyst*
  - Public Comment\*
  - Committee discussion, action (if needed)
- 3:20**      **Public comment on items within LJIC’s jurisdiction NOT on the agenda\***
- 3:30**      **Committee Work Session** (Tab 10)

- Action on any outstanding provisional draft legislation, agency proposed legislation, and other issues
- Action on final study reports

**3:45**

**Adjourn**

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### **LJIC MATERIALS AND COMMUNICATIONS**

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<https://leg.mt.gov/committees/interim/ljic/>

### **PUBLIC PARTICIPATION**

*Registration deadline for virtual public comment is September 9<sup>th</sup> @ 5 PM*

The public may attend the meeting and offer public comment in the Capitol or provide public comment either remotely via Zoom or in writing.

**In person:** A podium with microphone is available for your public comment. You are welcome to leave written comment for the committee instead of or in addition to your spoken comment. (See “In writing,” next page.)

**Virtually:** Please submit the online form for remote participation:

<https://leg.mt.gov/committees/interim/ljic/meeting-info/remote-participation-ljic/>

You will receive an email with the login information by 11:59 p.m. the night before the meeting.

**In writing:** You may submit written comments either through the [online form](#) or by mailing the comments to Law & Justice Interim Committee, PO Box 201706, Helena, MT 59620. Comments provided by 5 p.m. the day before the meeting will be given to the LJIC at the meeting. Comments provided after that time will be given to the LJIC at the next meeting.

\* Public comment provided in person or remotely at a committee meeting is a public record that is recorded, archived, and available on the Internet. Public comment submitted in writing at a committee meeting is a public record that will be posted to the legislative website as part of the minutes log for the committee meeting.

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