

Department of Justice

Agency Overview

June 2011

For the Law and Justice Interim Committee

Agency Head: Attorney General Steve Bullock (statewide elected official)

Description and Responsibilities:

- State's lead law enforcement agency
- Prosecution & defense of state interests
- Assistance for county attorneys
- Criminal investigation
- Forensic services, state crime lab
- Motor vehicle regulation & enforcement
- Law enforcement officer training
- Gambling control
- Fire safety program
- Consumer protection office
- Victim assistance office
- Restorative justice office
- Natural resource damage office
- Criminal justice information management, including sexual and violent offender registry

Programs, FTE, and Funding for FY 2012 - FY 2013:

Division	FY 2013 FTE	General Fund	State Other	Proprietary	Federal	Total ALL	Percent of total DOJ Funds
Highway Patrol	297.75	\$ 3,737,866	\$ 63,610,194	\$ -	\$ -	\$ 67,348,060	38.5%
Motor Vehicle	151.85	\$ 15,091,504	\$ 21,443,304	\$ 1,579,886	\$ -	\$ 38,114,694	21.8%
Criminal Investigation	102.75	\$ 11,777,668	\$ 7,349,589	\$ -	\$ 1,734,195	\$ 20,861,452	11.9%
Legal Services	46.00	\$ 9,172,710	\$ 819,440	\$ -	\$ 515,098	\$ 10,507,248	6.0%
Gambling Control	50.50	\$ -	\$ 9,798,091	\$ 2,465,991	\$ -	\$ 12,264,082	7.0%
Info Technology Services	39.50	\$ 6,981,586	\$ 267,350	\$ 29,635	\$ 5,007	\$ 7,283,578	4.2%
Forensic Science	32.80	\$ 7,175,315	\$ 653,755	\$ -	\$ -	\$ 7,829,070	4.5%
Central Services	18.70	\$ 1,043,909	\$ 1,848,199	\$ 158,776	\$ 250,000	\$ 3,300,884	1.9%
Agency Legal Svcs	17.00	\$ -		\$ 3,129,516	\$ -	\$ 3,129,516	1.8%
Consumer Protection	9.00	\$ -	\$ 1,721,035	\$ -	\$ -	\$ 1,721,035	1.0%
Victim Services & Restorative Justice Office	6.00	\$ 1,963,951	\$ -	\$ -	\$ 731,263	\$ 2,695,214	0.0%
County Attorney Payroll	0.00	\$ 5,744,213	\$ -	\$ -	\$ -	\$ 5,744,213	3.3%
	771.85	\$ 56,944,509	\$ 107,510,957	\$ 7,363,804	\$ 3,235,563	\$ 175,054,833	100.0%
Agency's GF as a percentage of state's total GF budget	1.5%						

Source: Legislative Fiscal Division

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Administratively Attached Entities:

- Board of Crime Control (section 2-15-2006, MCA)
- Public Safety Officer Standards and Training (P.O.S.T.) Council (section 2-15-2029, MCA)
- Gambling Advisory Council (section 2-15-2021, MCA)
- County motor vehicle computer committee (section 61-3-346, MCA)

Legislative Audits:

- Financial Compliance, 2010
- Montana Professional Tow Truck Act, 2010
- Mandatory Motor Vehicle Liability Insurance Law, 2006

Agency Bills that Passed During 2011 Session:

- 24/7 Sobriety Program for DUI offenders - HB 106 (Lavin)
- Prescription Drug Registry - HB 83 (Berry)
- Amend crime victims compensation - HB114 (O'Hara)
- Collection of DNA from offenders under interstate compact - HB 117 (Hunter)
- Amend youth court act to clarify sentencing authority - HB 126 (Hansen)
- Generally revise gambling laws - HB 127 (Noonan)
- Amend security freeze law to protect certain persons - SB 60 (Gillan)
- Clarify duty of driver in accident to remain at scene - SB 68 (Jent)
- Revise commercial drivers license provisions - SB 81 (Wanzenried)

Agency Bills that Failed During 2011 Session:

- Clarify penalty for speed zone violations - HB 55 (Hollenbaugh)
- Revise sex offender accountability act - HB 109 (MacDonald)
- Enhance penalty for consumer protection violations - SB 57 (Vuckovich)
- Allow admission of prior crimes in sex offense crimes against children - SB 61 (Moss)
- Primary seat belt law - SB 82 (Hamlett)

Non-Agency Bills Passed During 2011 Session:

- Authorize search warrants to obtain blood or breath test in DUI cases - SB 42 (Shockley - LJIC)
- Create misdemeanor crime of aggravated DUI - SB 15 (Jent - LJIC)
- Prohibit local initiative from establishing state law enforcement priority - HB 391 (Berry)
- Amend security credit freeze to protect certain persons - SB 60 (Gillan)
- Ban synthetic marijuana - HB 185 (Berry)
- Provide for crime of predatory loitering for previously convicted sex offender - SB 149 (Essmann)
- Provide penalties for certain communications for dangerous drug prescriptions - SB 210

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- (Tutvedt)
- Allow legislative security with permit to carry weapon into Capitol - SB 279 (Jackson)
- Generally revise relating to use of medical marijuana - SB 423 (Essmann)
- Generally revise gambling laws - SB 361 (Ripley)
- Verify lawful presence in US before issuing driver's license or ID card - HB 178 (Howard)
- Allow operation of electric vehicles by persons with disabilities - HB 213 (Harris)
- Require DOJ to adopt rules for hardship licenses for certain permit holders - HB 216 (Miller)
- Revise laws relating to commercial vehicles - HB 229 (McNutt)
- Revise commercial driver's license provisions - SB 81 (Wanzenried)
- Allow standard license plates for motorcycle and smaller trailers - HB 171 (Ingraham)
- Allow transfer of salvage title work without notary signature - HB 399 (Arntzen)
- Revise salvage title laws - SB 211 (Hutton)
- Allow use of older license plates on motor vehicles - HB 584 (Melhoff)
- Revise motor vehicle laws regarding intersections - HB 259 (Loney)
- Delay motor vehicle insurance verification system implementation - HB 367 (MacLaren)

Law and Justice Interim Committee Areas of Interest:

- DUI Laws
- MERLIN (Montana Enhanced Registration and Licensing Information Network)
- Staffing of the Motor Vehicle Division

Hot Topics of 2011 Session:

- Concealed weapon permits
- Death penalty
- Nullification of federal law
- Immigration
- Sex offender registration
- Medical marijuana

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