



Law and Justice Interim Committee

64th Montana Legislature

SENATE MEMBERS

DOUG KARY
SUE MALEK
MARY SHEEHY MOE
SCOTT SALES
DIANE SANDS
NELS SWANDAL

HOUSE MEMBERS

JENNY ECK
ELLIE BOLDMAN HILL
SARAH LASZLOFFY
STEVE LAVIN
DALE MORTENSEN
CAROLYN PEASE-LOPEZ

COMMITTEE STAFF

RACHEL WEISS, Lead Staff
JULIANNE BURKHARDT, Staff Attorney
KRISTINA LIMING, Secretary

Meeting Agenda

(updated 9/25)

September 28-30, 2015

8:00 a.m. each day

State Capitol, Room 102

Please note: All times are tentative. Some items may take more or less time than scheduled.

Monday, September 28

8:00 a.m. Committee educational tour of Crossroads Correctional Center in Shelby -- committee members and staff depart from south doors of the Capitol

Tuesday, September 29

8:00 a.m. **Call to Order -- Roll Call** -- Senator Scott Sales, Presiding Officer

8:05 a.m. **Public comment related to Shelby tour***

8:15 a.m. **Committee Issue: Eyewitness Identification Best Practices and Montana Policies**

- Glen Stinar, Administrator, Montana Law Enforcement Academy
- Chief William G. Brooks III, Chief of Police, Norwood (Massachusetts) Police Department
- Jerry Williams, Executive Director, Montana Police Protective Association
- Michelle Feldman, State Policy Advocate, Innocence Project
- Public comment*
- Questions from the committee

9:30 a.m. **Agency Oversight: Domestic Violence Fatality Review Commission Report**

- Matthew Dale, Executive Director, Office of Victim Services, Montana Department of Justice (DOJ)
- Public comment*
- Questions from the committee

10:00 a.m. Break

10:15 a.m. **SJ 24: Study of Sexual Assault in Montana**

Panel 1: Data on Sexual Assault in Montana

- Deb Matteucci, Executive Director, Board of Crime Control (BOCC)
- Questions from the committee

- 10:30 a.m. Panel 2: Montana's Sexual Assault Statutes
- Ole Olson, Assistant Attorney General, DOJ
 - Julianne Burkhardt, Staff Attorney, Legislative Services Division (LSD)
 - Questions from the committee
- 11:00 a.m. Panel 3: Investigating and Prosecuting Sexual Assault - a case study
- Bill Fulbright, Ravalli County Attorney
 - Questions from the committee
- 12:30 p.m. Lunch
- 1:30 p.m. Panel 4: Sexual Assault Medical Forensic Examinations - examination process, best practices, and Montana challenges
- Tami Grewell, RN, Billings Clinic
 - Dianna Linder, Billings Clinic
 - Questions from the committee
- 2:00 p.m. Panel 5: Resources and Best Practices Related to Treatment of Victims of Sexual Assault
- Tina Chamberlain, Grants Contract Coordinator, BOCC
 - Toni Plummer-Alvernaz, Executive Director, Montana Native Women's Coalition
 - Sandy Thompson, Fergus County Victim/Witness Coordinator (*tentative*)
 - Christina Powell, Executive Director, Bozeman Help Center
 - Questions from the committee
- 3:15 p.m. Break
- 3:30 p.m. Panel 6: Myths Surrounding Sexual Assault
- Professor Kelly Parsley, Chair of Carroll College Health Sciences Department and Montana Department of Health and Human Services Rape Prevention Education Program coordinator
 - Dan Guzynski, Assistant Attorney General, DOJ
 - Questions from the committee
- 4:00 p.m. **Public comment on SJ 24 study and previous panels***
- 4:45 p.m. **Committee Issue: Update on HB 627 Task Force on State Public Defender Operations**
- Dave Bohyer, Research Director, LSD
 - Public comment*
 - Questions from the committee
- 5:15 p.m. **Public comment on any item within LJIC jurisdiction but not on this agenda***

5:30 p.m. **Recess until Wednesday morning**

Wednesday, September 30

8:00 a.m. **Call to Order -- Roll Call** -- Senator Scott Sales, Presiding Officer

8:05 a.m. **SJ 24: Study of Sexual Assault in Montana**

Panel 7: Indian Country Jurisdictional Challenges

- Danna Jackson, Assistant U.S. Attorney for the District of Montana
- Yvonne Laird, Tribal Prosecutor/Special Assistant U.S. Attorney, Fort Belknap Indian Community
- Questions from the committee

9:15 a.m. Panel 8: College and University Jurisdictional Challenges

- Chief Marty Ludemann, UM - Missoula Campus Police
- Jessica Weltman, J.D., Director and Title IX Coordinator, UM - Missoula Office of Equal Employment Opportunity and Affirmative Action
- Chief Robert Putzke, MSU - Bozeman Campus Police
- Kate Grimes, J.D., MSU - Bozeman Office of Institutional Equity Director and Title IX Coordinator
- Questions from the committee

10:30 a.m. Break

10:45 a.m. **Public comment on SJ 24 study and jurisdiction panels***

11:00 a.m. **Agency Oversight: Administrative Rule Review**

- Julianne Burkhardt, LSD
- Public comment*
- Questions from the committee

11:15 a.m. **Committee Issue: Updates on HB 430 Judicial Redistricting Commission and SB 224 Commission on Sentencing**

- Rachel Weiss, Research Analyst, LSD
- Public comment*
- Questions from the committee

11:45 a.m. Lunch

12:45 p.m. **Committee Issue: Public Intoxication Challenges Facing Local Governments**

- Lenette Kosovich, CEO, Rimrock
- Chief Rich St. John, Billings Police Department
- Nell Eby, Elk River Cultural Connections
- Public comment*
- Questions from the committee

- 2:00 p.m. **Public comment on any item within LJIC jurisdiction but not on this agenda***
- 2:15 p.m. Break
- 2:30 p.m. **Committee Work Session**
- Review revised work plan, adjust if needed
 - Eyewitness identification work: What additional information, if any, would the LJIC like to request; what actions, if any, would the LJIC like to take?
 - Public intoxication work: What additional information, if any, would the LJIC like to request; what actions, if any, would the LJIC like to take?
 - SJ 24 study of sexual assault
 - Staff review of work plan for November meeting
 - What additional information would the LJIC like to request for future meetings? Are there other topics or panels the members would like at future meetings?
 - Member issues to include in future agendas
 - Other directions to staff
 - Next meeting: Monday, November 30 -- Helena
- 3:15 p.m. **Adjourn**

*Public comment provided in person to the committee is a public record that is videotaped, 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 Web site as part of the minutes log for the committee meeting.

The Montana Legislative Services Division will make reasonable accommodations for persons with disabilities who wish to participate in this public meeting. If you require an accommodation, please contact Rachel Weiss at 406-444-5367 or rweiss@mt.gov at least 5 working days before the meeting date to discuss the nature of the accommodation you need.

CI0134 5259rwx.