



## Law and Justice Interim Committee

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### 63rd Montana Legislature

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#### COMMITTEE STAFF

RACHEL WEISS, Lead Staff  
JULIANNE BURKHARDT, Staff Attorney  
JOY LEWIS, Secretary

## AGENDA (updated 2/12/14)

February 13-14, 2014  
8:30 a.m. on February 13  
8:00 a.m. on February 14

State Capitol, Room 102

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

### Thursday, February 13, 2014

- 8:30 a.m. Call to Order -- Roll Call -- Representative Margie MacDonald, Presiding Officer  
Overview of Meeting Agenda -- Rachel Weiss, Research Analyst
- 8:35 a.m. Committee Issue: National Instant Criminal Background Check System (NICS)  
and Mental Health  
Panel 1: NICS and Federal Law - all panelists participating remotely
- Sherre Y. Baker, NICS Liaison Specialist, FBI
  - Tina Collins, NICS Liaison Specialist, FBI
  - Jeanne E. Miller, Sr., Attorney, Office of Chief Counsel, ATF
  - Questions from the committee
- 9:35 a.m. Panel 2: Montana Background
- Jennifer Viets, Program Manager, Criminal Justice Information Network (CJIN), Montana Department of Justice
  - Brooke Marshall, Executive Director, Montana Board of Crime Control
  - Questions from the committee
- 10:00 a.m. Panel 3: Other Perspectives and State Actions
- ~~Brian Judy, Regional Director, National Rifle Association~~ (unable to attend)
  - Peter Reed, Mayors Against Illegal Guns
  - Questions from the committee
- 10:30 a.m. Break

- 10:45 a.m. Panel 4: Mental Health, Disabilities, Privacy, and Veterans Perspectives
- Matt Kuntz, Executive Director, NAMI Montana
  - Niki Zupanic, Public Policy Director, ACLU of Montana
  - Beth Brenneman, Staff Attorney, Disability Rights Montana
  - Merv Gunderson, American Legion
  - Questions from the committee
- 11:45 a.m. Public comment on NICS and mental health records
- 12:15 p.m. Lunch
- 1:15 p.m. SJ 22: Court Funding and Workload - - ND Mediation Pilot Program
- Beth McLaughlin, Court Administrator
  - Public comment
  - Questions from the committee
- 2:15 p.m. SJ 3: District Court Judge Sentencing Perspectives
- Judge Mike Salvagni, 18th Judicial District (Gallatin County)
  - Public comment
  - Questions from the committee
- 2:45 p.m. Break
- 3:00 p.m. SJ 22: Mediation Report from the State Bar of Montana Justice Initiatives Committee
- Brian Muldoon, Mediation Subcommittee Chairman
  - Public comment
  - Questions from the committee
- 3:30 p.m. Committee Issue: Restorative Justice Update
- Brooke Marshall, Executive Director, Board of Crime Control
  - Public comment
  - Questions from the committee
- 3:45 p.m. Committee Issue: Office of the Public Defender Workload
- Update from OPD
  - Public comment
  - Questions from the committee
- 4:15 p.m. Committee Issue: Update on HJ 16 Study (study of state institutions)
- Rachel Weiss
  - Public comment
  - Questions from committee

- 4:25 p.m. Agency Oversight -- Administrative Rule Review and Required Reports  
 → Julianne Burkhardt -- Staff Attorney, Legislative Services Division (LSD)  
 → Rachel Weiss  
 → Public comment  
 → Questions from the committee
- 4:30 p.m. Public comment on any item within the committee's jurisdiction but not on this agenda
- 4:45 p.m. Committee Work Session  
 → SJ 22 study:  
 • review of possible committee bills discussed in December;  
 • request possible committee bills;  
 • review work plan for next meeting;  
 • request additional information or suggest topics for next meeting?  
 → NICS/Mental health work: What additional information, if any, would the LJIC like to request; what actions, if any, would the LJIC like to take?
- 5:15 p.m. Recess until 8 a.m. on Friday, February 14

Friday, February 14, 2014

- 8:00 a.m. Call to Order--Roll Call--Overview of Agenda -- Representative Margie MacDonald
- 8:05 a.m. Agency Oversight: Department of Corrections Update -- Director Mike Batista  
 → Agency updates  
 → Re-entry Task Force update  
 → Questions from the committee
- 8:30 a.m. Agency Oversight: Board of Pardons and Parole -- Executive Director Fern Osler Johnson  
 → Agency updates  
 → Questions from the committee
- 8:45 a.m. SJ 3 Study: Risk and Needs Assessments in Montana Corrections  
 → DOC staff  
 → Board staff  
 → Questions from the committee
- 10:00 a.m. Break
- 10:15 a.m. SJ 3 Study: Conditions of Parole  
 → Pam Bunke, Administrator of Adult Community Corrections Division, DOC  
 → Board staff  
 → Questions from the committee

- 11:15 a.m. SJ 3 Study: Local Screening Committee Process for Pre-Release  
→ Amy Tenney, Operations Officer, Helena Pre-Release Center  
→ Annette Carter, Probation & Parole Officer II, DOC  
→ Questions from the committee
- 11:45 a.m. Lunch
- 12:45 p.m. SJ 3 Study: Follow-up on Committee Questions from December  
→ Rachel Weiss and Julianne Burkhardt  
• A/V recording of Board proceedings  
• Summary of 1990 Criminal Justice and Corrections Advisory Council  
• Certificates of rehabilitation  
• Good time repeal  
• Administrative rules of the Board  
→ Questions from the committee
- 1:30 p.m. Public comment on the SJ 3 Study of Board of Pardons and Parole
- 2:15 p.m. Break
- 2:30 p.m. Public comment on any topic within the committee's jurisdiction but not on this agenda
- 2:45 p.m. Committee Work Session  
→ SJ 3 Study: request possible committee bills; review work plan for next meeting; request additional information or suggest topics for next meeting?  
→ Member issues to include in future agendas?  
→ Additional directions to staff?  
→ Next meeting: April 25, 2014 (Friday)

*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](mailto:rweiss@mt.gov) at least 5 working days before the meeting date to discuss the nature of the accommodation you need.*