

SENATE BILL NO. 9

INTRODUCED BY T. MURPHY

BY REQUEST OF THE LAW AND JUSTICE INTERIM COMMITTEE

A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING THE CORRECTIONS ADVISORY COUNCIL AND ESTABLISHING ITS PURPOSE AND DUTIES."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**NEW SECTION. Section 1. Corrections advisory council -- membership -- purpose and duties.**

(1) There is a corrections advisory council. The council consists of 10 members serving 1-year terms appointed as follows:

(a) six members appointed by the governor to include:

- (i) a sheriff;
- (ii) a police chief;
- (iii) a prosecutor or deputy prosecutor;
- (iv) a public defender; and
- (v) two family members of inmates; and

(b) (i) two members of the house of representatives, including one from each party, appointed by the speaker of the house; and

(ii) two members of the senate, including one from each party, appointed by the committee on committees.

(2) The council shall:

- (a) analyze current adult and juvenile offender population trends and develop long-term projections;
- (b) determine the potential future infrastructure needs necessary to increase capacity within the following community corrections and prison alternative programs in a way that keeps pace with anticipated growth during the next 10 to 15 years:

- (i) probation and parole;
- (ii) juvenile offenders;
- (iii) prerelease centers;

1 (iv) substance abuse treatment;

2 (v) intensive supervision;

3 (vi) mental health treatment; and

4 (vii) revocation and sanction;

5 (c) analyze the existing state-private partnerships being used to provide capacity in the corrections  
6 system and determine the ability of private corporations to continue to fulfill this cooperative role with the state;

7 (d) review and analyze the existing infrastructure at the Montana state prison, the Montana women's  
8 prison, and other state-owned or state-contracted correctional facilities and make recommendations on future  
9 needs; and

10 (e) report to the governor the results of its work and the recommendations it develops for managing  
11 Montana's growing offender population.

12 (3) (a) A member of the council who is not a legislator or an employee of the state or a political  
13 subdivision of the state is eligible to be reimbursed and compensated as provided in 2-15-124.

14 (b) A member of the council who is not a legislator but is an employee of the state or a political  
15 subdivision of the state is not entitled to compensation but is entitled to be reimbursed for expenses as provided  
16 in 2-18-501 through 2-18-503.

17 (c) A legislator who is a member of the council is eligible to be reimbursed and compensated as provided  
18 in 5-2-302.

19 (4) The department of corrections shall pay the expenses of the advisory council and shall provide  
20 administrative support as necessary to assist the council in its duties pursuant to this section.

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22 **NEW SECTION. Section 2. Codification instruction.** [Section 1] is intended to be codified as an  
23 integral part of Title 53, chapter 1, part 2, and the provisions of Title 53, chapter 1, part 2, apply to [section 1].

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