

HOUSE BILL NO. 16  
(Second Special Session)  
INTRODUCED BY MOORE

IN THE HOUSE

June 23, 1982	Introduced and referred to Committee on Appropriations.
June 24, 1982	Committee recommend bill do pass as amended. Report adopted.  Bill printed and placed on members' desks.
June 25, 1982	Second reading, do pass.  On motion rules suspended and bill placed on third reading this day.  Third reading, passed. Ayes, 71; Noes, 20. Transmitted to Senate.

IN THE SENATE

June 26, 1982	Introduced and referred to Committee on Finance and Claims.  Committee recommend bill be concurred in as amended. Report adopted.  On motion rules suspended. Bill referred to second reading this day.  Second reading, concurred in.
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On motion rules suspended.  
Bill placed on third reading  
this day.

Third reading, concurred in.  
Ayes, 45; Noes 2.

**IN THE HOUSE**

June 26, 1982

Returned from Senate.  
Concurred in as amended.

Second reading, amendments  
concurred in.

On motion rules suspended  
and bill placed on third  
reading this day.

Third reading, amendments  
concurred in. Ayes, 83;  
Noes, 6.

Sent to enrolling.

Reported correctly enrolled.

Special Session

1 HB BILL NO. 116  
2 INTRODUCED BY Drane

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE  
5 DEPARTMENT OF INSTITUTIONS TO HOUSE MINIMUM SECURITY  
6 AGRICULTURALLY EMPLOYED PRISONERS OUTSIDE THE CONFINES OF  
7 THE PRISON FENCE; PROVIDING PUNISHMENT FOR ESCAPE FROM SUCH  
8 CONFINEMENT; APPROPRIATING FUNDS FOR ESTABLISHING HOUSING  
9 FOR SUCH INMATES; AND PROVIDING AN EFFECTIVE DATE."

10  
11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

12 Section 1. Extension of limits of confinement. (1) The  
13 department of institutions may extend the limits of  
14 confinement of the Montana state prison for purposes of  
15 housing outside the prison fence inmates who:

16 (a) are employed in ranch or agricultural industry  
17 programs; and

18 (b) have demonstrated sufficient reliability and  
19 trustworthiness.

20 (2) Housing units outside the confines of the prison  
21 fence may be created by renovation of existing buildings or  
22 by the erection of new modular-type units. Whenever inmates  
23 with adequate skills are available, the department is  
24 encouraged to use such inmates in establishing these housing  
25 units if an existing collective bargaining unit does not

1 prohibit inmate production.  
2 Section 2. Escape from extended confinement.  
3 Purposeful or knowing failure of an inmate to remain within  
4 the extended limits of his confinement or to return within  
5 the time prescribed by prison officials to the place of  
6 confinement designated by the department is an escape  
7 punishable as provided in 45-7-306.

8 Section 3. Appropriation. There is appropriated from  
9 the general fund to the department of institutions \$500,000  
10 for the establishment of housing outside the confines of the  
11 prison fence.

12 Section 4. Effective date. This act is effective on  
13 passage and approval.

-End-

Approved by Comm.  
on Appropriations

HOUSE BILL NO. 16 (2nd SS)

INTRODUCED BY MOORE

A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE DEPARTMENT OF INSTITUTIONS TO HOUSE MINIMUM SECURITY AGRICULTURALLY EMPLOYED PRISONERS OUTSIDE THE CONFINES OF THE PRISON FENCE; ESTABLISHING AN EXEMPTION TO ALLOW FOR TIMELY CONSTRUCTION AND A SOLE SOURCE PURCHASE; PROVIDING PUNISHMENT FOR ESCAPE FROM SUCH CONFINEMENT; APPROPRIATING FUNDS FOR ESTABLISHING HOUSING FOR SUCH INMATES; AND PROVIDING AN EFFECTIVE DATE."

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

Section 1. Extension of limits of confinement. (1) The department of institutions may extend the limits of confinement of the Montana state prison for purposes of housing outside the prison fence inmates who:

(a) are employed in ranch or agricultural industry programs; and

(b) have demonstrated sufficient reliability and trustworthiness.

(2) Housing units outside the confines of the prison fence may be created by renovation of existing buildings or by the erection of new modular-type units AND ASSOCIATED FACILITIES. ERECTION AND CONSTRUCTION WILL UTILIZE PRISON

~~LABOR. Whenever inmates with adequate skills are available the department is encouraged to use such inmates in establishing these housing units if an existing collective bargaining unit does not prohibit inmate production.~~

SECTION 2. EXEMPTIONS TO FACILITATE TIMELY CONSTRUCTION -- SOLE SOURCE PURCHASE ALLOWED. FOR THE PURPOSE OF EXPEDITING THE ACQUISITION AND CONSTRUCTION OF HOUSING UNITS AUTHORIZED IN [SECTION 1] THE DEPARTMENT OF ADMINISTRATION MAY EXEMPT THE PROJECT FROM PROVISIONS OF MONTANA LAW RELATING TO THE EMPLOYMENT OF ARCHITECTS, ADVERTISING, LABOR, AND WAGES. THE DEPARTMENT OF ADMINISTRATION NEED NOT COMPLY WITH ANY STATE BIDDING REQUIREMENTS THAT WOULD PRECLUDE A SOLE SOURCE PURCHASE.

Section 3. Escape from extended confinement. Purposeful or knowing failure of an inmate to remain within the extended limits of his confinement or to return within the time prescribed by prison officials to the place of confinement designated by the department is an escape punishable as provided in 45-7-306.

Section 4. Appropriation. There is appropriated from the general fund to the department of institutions \$500,000 \$130,000 for the establishment of housing outside the confines of the prison fence.

Section 5. Effective date. This act is effective on passage and approval.

Special Session

HB BILL NO. 116  
*Thom*

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1  
2 INTRODUCED BY  
3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE  
5 DEPARTMENT OF INSTITUTIONS TO HOUSE MINIMUM SECURITY  
6 AGRICULTURALLY EMPLOYED PRISONERS OUTSIDE THE CONFINES OF  
7 THE PRISON FENCE; PROVIDING PUNISHMENT FOR ESCAPE FROM SUCH  
8 CONFINEMENT; APPROPRIATING FUNDS FOR ESTABLISHING HOUSING  
9 FOR SUCH INMATES; AND PROVIDING AN EFFECTIVE DATE."

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

12 Section 1. Extension of limits of confinement. (1) The  
13 department of institutions may extend the limits of  
14 confinement of the Montana state prison for purposes of  
15 housing outside the prison fence inmates who:

16 (a) are employed in ranch or agricultural industry  
17 programs; and

18 (b) have demonstrated sufficient reliability and  
19 trustworthiness.

20 (2) Housing units outside the confines of the prison  
21 fence may be created by renovation of existing buildings or  
22 by the erection of new modular-type units. Whenever inmates  
23 with adequate skills are available, the department is  
24 encouraged to use such inmates in establishing these housing  
25 units if an existing collective bargaining unit does not

1 prohibit inmate production.  
2 Section 2. Escape from extended confinement.  
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9 the general fund to the department of institutions \$500,000  
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12 Section 4. Effective date. This act is effective on  
13 passage and approval.

-End-

## 1 HOUSE BILL NO. 16 (2nd SS)

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5 DEPARTMENT OF INSTITUTIONS TO HOUSE MINIMUM SECURITY  
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8 TIMELY CONSTRUCTION AND A SOLE SOURCE PURCHASE; PROVIDING  
9 PUNISHMENT FOR ESCAPE FROM SUCH CONFINEMENT; APPROPRIATING  
10 FUNDS FOR ESTABLISHING HOUSING FOR SUCH INMATES; AND  
11 PROVIDING AN EFFECTIVE DATE."

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13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:14 Section 1. Extension of limits of confinement. (1) The  
15 department of institutions may extend the limits of  
16 confinement of the Montana state prison for purposes of  
17 housing outside the prison fence inmates who:18 (a) are employed in ranch or agricultural industry  
19 programs; and20 (b) have demonstrated sufficient reliability and  
21 trustworthiness.22 (2) Housing units outside the confines of the prison  
23 fence may be created by renovation of existing buildings or  
24 by the erection of new modular-type units AND ASSOCIATED  
25 FACILITIES. ERECTION AND CONSTRUCTION WILL UTILIZE PRISON

1 ~~LABOR. Whenever inmates with adequate skills are available~~  
2 ~~the department is encouraged to use such inmates in~~  
3 ~~establishing these housing units if an existing collective~~  
4 ~~bargaining unit does not prohibit inmate production~~

5 SECTION 2. EXEMPTIONS TO FACILITATE TIMELY  
6 CONSTRUCTION -- SOLE SOURCE PURCHASE ALLOWED, FOR THE  
7 PURPOSE OF EXPEDITING THE ACQUISITION AND CONSTRUCTION OF  
8 HOUSING UNITS AUTHORIZED IN [SECTION 1] THE DEPARTMENT OF  
9 ADMINISTRATION MAY EXEMPT THE PROJECT FROM PROVISIONS OF  
10 MONTANA LAW RELATING TO THE EMPLOYMENT OF ARCHITECTS,  
11 ADVERTISING, LABOR, AND WAGES. THE DEPARTMENT OF  
12 ADMINISTRATION NEED NOT COMPLY WITH ANY STATE BIDDING  
13 REQUIREMENTS THAT WOULD PRECLUDE A SOLE SOURCE PURCHASE.

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21 the general fund to the department of institutions \$500,000  
22 \$130,000 for the establishment of housing outside the  
23 confines of the prison fence.24 Section 5. Effective date. This act is effective on  
25 passage and approval.-End-  
-2-THIRD READING  
HB 16

Corrected SECOND PRINTING

# STANDING COMMITTEE REPORT

June 26

19 82

Journal

MR. President

We, your committee on Finance and Claims

having had under consideration House Bill No. 16 (2nd SS)

(Dover)

Respectfully report as follows: That House Bill No. 16 (2nd SS), corrected third reading copy, be amended as follows:

1. Page 1, line 25.

Following: "FACILITIES."

Insert: "on the prison ranch"

2. Page 1, line 25 through line 1 page 2.

Following: "FACILITIES."

Strike: "ERECTION AND CONSTRUCTION WILL UTILIZE PRISON LABOR."

And, as so amended,  
BE CONCURRED IN  
~~XXXXX~~



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19 programs; and

20 (b) have demonstrated sufficient reliability and  
21 trustworthiness.

22 (2) Housing units outside the confines of the prison  
23 fence may be created by renovation of existing buildings or  
24 by the erection of new modular-type units AND ASSOCIATED  
25 FACILITIES ON THE PRISON RANCH. ERECTION--AND--CONSTRUCTION

1 ~~WILL--UTILIZE--PRISON--LABOR.~~ Whenever inmates with adequate  
2 skills are available the department is encouraged to use  
3 such inmates in establishing these housing units if an  
4 existing collective bargaining unit does not prohibit inmate  
5 production.

6 SECTION 2. EXEMPTIONS TO FACILITATE TIMELY  
7 CONSTRUCTION -- SOLE SOURCE PURCHASE ALLOWED. FOR THE  
8 PURPOSE OF EXPEDITING THE ACQUISITION AND CONSTRUCTION OF  
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24 confines of the prison fence.

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1 passage and approval.

-End-