

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
55th LEGISLATURE - REGULAR SESSION**

SELECT COMMITTEE ON CORRECTIONS

Call to Order: By CHAIRMAN BERGSAGEL, on February 18, 1997, at 3:03 p.m., in Room 413.

ROLL CALL

Members Present:

Rep. Ernest Bergsagel, Chairman (R)
Rep. William T. "Red" Menahan, Vice Chairman (D)
Rep. Gary Feland (R)
Sen. Delwyn Gage (R)
Rep. Royal C. Johnson (R)
Rep. Betty Lou Kasten (R)
Rep. Matt McCann (D)
Rep. Daniel W. McGee (R)
Sen. Charles "Chuck" Swysgood (R)
Rep. Steve Vick (R)
Rep. Diana E. Wyatt (D)

Members Excused: Sen. B.F. "Chris" Christiaens (D)

Members Absent: None

Staff Present: Susan Fox, Legislative Services Division
Mike Wingard, Legislative Audit Division
Meg Angell, Committee Secretary

Committee Business Summary:

Hearing(s) & Date(s) Posted: HB 167 (2/13/97)
SB 48 (2/13/97)
Executive Action: HB 167 TABLED

HEARING ON HB 167

Opening Statement by Sponsor: REP. LINDA McCULLOCH, HD 70
{Tape: 1; Side: A; Approx. Time Count: .3; Comments: Rep. McCulloch introduced the bill.}

Proponents' Testimony:

JOHN LARSON, District Court Judge, Missoula
{Tape: 1; Side: A; Approx. Time Count: 2.8.}

CANDY WIMMER, Montana Board of Crime Control
{Tape: 1; Side: A; Approx. Time Count: 6.1.}

Opponents' Testimony:

GORDON MORRIS, Montana Association of Counties
{Tape: 1; Side: A; Approx. Time Count: 7.2.}

EXHIBIT 1

GLORIA PALADICHEK, Richland Development, Richland County
{Tape: 1; Side: A; Approx. Time Count: 8.9.}

ALEC HANSEN, Montana League of Cities and Towns
{Tape: 1; Side: A; Approx. Time Count: 10.2.}

Informational Testimony: None

Questions From Committee Members and Responses:

{Tape: 1; Side: A; Approx. Time Count: 13.1.}

Closing by Sponsor: REP. LINDA McCULLOCH

{Tape: 1; Side: A; Approx. Time Count: 13.2; Comments: Rep. McCulloch requested the bill be tabled.}

MOTION/VOTE: REP. MCGEE MOVED HB 167 BE TABLED. Motion passed 7-2, with REP. JOHNSON voting NO and REP. WYATT not voting.

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MIKE WINGARD, Legislative Audit Division EXHIBIT 2
{Tape: 1; Side: A; Approx. Time Count: 14.4; Comments: Mr. Wingard provided the Committee with copies of an updated Juvenile Justice System flow chart.}
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HEARING ON SB 48

Opening Statement by Sponsor: SEN. MIKE SPRAGUE, SD 6

{Tape: 1; Side: A; Approx. Time Count: 15.4; Comments: Sen. Sprague introduced the bill.}

Proponents' Testimony:

SEN. MIKE HALLIGAN, SD 34

{Tape: 1; Side: A; Approx. Time Count: 18.5.}

CANDY WIMMER, Montana Board of Crime Control

{Tape: 1; Side: A; Approx. Time Count: 25.0.}

MARY ELLERD, Juvenile Probation

{Tape: 1; Side: A; Approx. Time Count: 26.6.}

BETH BAKER, Department of Justice EXHIBIT 3
{Tape: 1; Side: A; Approx. Time Count: 27.8.}

LOIS ADAMS, Department of Corrections EXHIBITS 4 & 5
{Tape: 1; Side: A; Approx. Time Count: 30.1; Comments: Exhibits 4 & 5 are changes the Department of Corrections proposes for this bill.}

TONI JENSEN, MAHSC
{Tape: 1; Side: A; Approx. Time Count: 41.9.}

MARY ALICE COOK, Advocate for Children and Families
{Tape: 1; Side: A; Approx. Time Count: 43.1.}

JOHN LARSON, District Court Judge, Missoula
{Tape: 1; Side: B; Approx. Time Count: 0.}

Opponents' Testimony:

JANICE HENDERSON, Youth Justice Task Force EXHIBIT 6
{Tape: 1; Side: B; Approx. Time Count: 3.1.}

LESLIE HALKO, Bozeman resident EXHIBIT 7
{Tape: 1; Side: B; Approx. Time Count: 6.7.}

VICKY CAIN, New Mexico EXHIBIT 8
{Tape: 1; Side: B; Approx. Time Count: 13.5; Comments: Ms. Cain's testimony was read to the Committee by Ms. Halko.}

KATHY COLLINS, Helena resident EXHIBIT 9
{Tape: 1; Side: B; Approx. Time Count: 19.5.}

SUSAN LILES, Missoula resident EXHIBIT 10
{Tape: 1; Side: B; Approx. Time Count: 24.6.}

RINNAN ZOHNER, Missoula resident EXHIBIT 11
{Tape: 1; Side: B; Approx. Time Count: 27.6.}

RUTH BRAY, Missoula resident EXHIBIT 12
{Tape: 1; Side: B; Approx. Time Count: 30.2.}

REP. BRAD MOLNAR, HD 22
{Tape: 1; Side: B; Approx. Time Count: 34.5; Comments: Rep. Molnar's testimony continued on Tape 2, Side A.}

Informational Testimony: None

Questions From Committee Members and Responses:
{Tape: 2; Side: A; Approx. Time Count: 6.7.}

Closing by Sponsor: **SEN. MIKE SPRAGUE**
{Tape: 2; Side: A; Approx. Time Count: 12.5.}

CHAIRMAN ERNEST BERGSAGEL

{Tape: 2; Side: A; Approx. Time Count: 15.0; Comments: Chairman Bergsagel appointed Representatives McGee, Wyatt and R. Johnson to a subcommittee which will deal with this bill and related Juvenile Justice System issues. Representative Royal Johnson will chair the subcommittee.}

REP. R. JOHNSON

{Tape: 2; Side: A; Approx. Time Count: 16.0; Comments: Information re: the subcommittee.}

REP. DAN MCGEE

{Tape: 2; Side: A; Approx. Time Count: 17.4; Comments: Information re: the subcommittee.}

BREAK

WOMEN'S CORRECTIONAL CENTER PRESENTATION

JO ACTON, Warden, Women's Correctional Center
{Tape: 2; Side: A; Approx. Time Count: 18.4.}

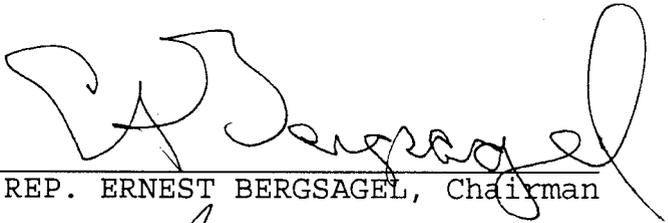
EXHIBIT 13

QUESTIONS FROM THE COMMITTEE AND RESPONSES:

{Tape: 2; Side: A; Approx. Time Count: 40.8; Comments: Questions and responses continued on Tape 2, Side B.}

ADJOURNMENT

Adjournment: 5:40 p.m.



Handwritten signature of Ernest Bergsagel in cursive script, written above a horizontal line.

REP. ERNEST BERGSAGEL, Chairman



Handwritten signature of Meg Angell in cursive script, written above a horizontal line.

MEG ANGELL, Secretary

eb/ma

Minutes taped on SONY BM 89-T.