

MINUTES OF THE MEETING  
LOCAL GOVERNMENT COMMITTEE  
49th LEGISLATURE  
SPECIAL SESSION III  
HOUSE OF REPRESENTATIVES

June 23, 1986

The meeting of the Local Government Committee was called to order by Chairman Darko on June 23, 1986, at 1:34 p.m. in Room 312-2 of the State Capitol.

ROLL CALL: All members were present with the exception of Reps. Fritz, Sales, and Sands who were absent.

CONSIDERATION OF SENATE BILL NO. 1: Sen. Joseph Mazurek, District #23, sponsor of the bill, distributed a packet of various correspondence (Exhibit 1). He stated that SB 1 would allow sheriffs to continue to hire non-sworn personnel as jailors. In the past the law has never been read as "precluding" sheriffs from hiring civilians as jailors. Most of the counties do hire these civilian jailors. These civilian jailors do not have to go through law enforcement training and do not have the authority to make any arrests. There would be a savings of \$733,787 if the bill were to pass. There would be an immediate impact of savings because many people would not have to be sent to law enforcement training. All counties have been doing this; it is simply a clarification that allows the counties to continue to have non-sworn persons as jailors. There is support among the Sheriff's and Peace Officer's Association.

PROPONENTS: Chuck O'Reilly, Sheriff of Lewis and Clark County, and a member of the Sheriff's and Peace Officer's Association, stated that there can be sworn and non-sworn officer acting as a jailor.

Gordon Morris, Executive Director of the Montana Association of Counties, stated that the fiscal note said there would be savings; but there are no savings. If this was not clarified there would be the additional expense of what the dollar amount would be relative to employing sworn deputies.

Rep. Brown, District #72, spoke in favor of this bill and would like to urge the committee for its support.

There were no further proponents or opponents.

DISCUSSION ON SENATE BILL NO. 1: Rep. Hansen asked Mr. O'Reilly if the people have any training to become jailors. Mr. O'Reilly stated that they do have a 40-hour training session rather than to go through the academy.

Local Government Committee  
June 23, 1986  
Page 2

DISPOSITION OF SENATE BILL NO. 1: Rep. Kitselman moved to DO PASS and Rep. Hansen seconded the motion. The motion CARRIED unanimously. SB 1 will be CONCURRED IN on the House floor.

ADJOURNMENT: There being no further business to come before this committee, the hearing was adjourned at 1:55 p.m.

  
PAULA DARKO, Chairman

# DAILY ROLL CALL

LOCAL GOVERNMENT

COMMITTEE

49th LEGISLATIVE SESSION -- 1986

THIRD SPECIAL SESSION

Date June 23, 1986

NAME	PRESENT	ABSENT	EXCUSED
Rep. Paula Darko, Chairman	X		
Rep. Norm Wallin, Vice Chairman	X		
Rep. Ray Brandewie	X		
Rep. Dave Brown	X		
Rep. Harry Fritz		X	
Rep. Bob Gilbert	X		
Rep. Stella Jean Hansen	X		
Rep. Mike Kadas	X		
Rep. Les Kitselman	X		
Rep. Paul Pistoria	X		
Rep. Bing Poff	X		
Rep. Walter Sales		X	
Rep. Jack Sands		X	
Rep. Dean Switzer	X		

# STANDING COMMITTEE REPORT

June 23

19 86

Mr. Speaker: We, the committee on HOUSE LOCAL GOVERNMENT

report SENATE BILL NO. 1

☐ do pass  
☐ do not pass

☒ be concurred in  
☐ be not concurred in

☐ as amended  
☐ statement of intent attached

Rep. Paula Darko

Chairman

An act allowing a sheriff who operates a county jail to appoint nonsworn individuals as jailers; providing that nonsworn jailers need not receive the same salary as deputy sheriffs.

First reading copy ( Blue color )

# ROLL CALL VOTE

LOCAL GOVERNMENT

COMMITTEE

DATE June 23, 1986 BILL NO. SB 1

NUMBER 1

NAME	AYE	NAY
Rep. Paula Darko, Chairman	X	
Rep. Norm Wallin, Vice Chairman	X	
Rep. Ray Brandewie	X	
Rep. Dave Brown	X	
Rep. Harry Fritz	X	
Rep. Bob Gilbert	X	
Rep. Stella Jean Hansen	X	
Rep. Mike Kadas	X	
Rep. Les Kitselman	X	
Rep. Paul Pistoria	X	
Rep. Bing Poff	X	
Rep. Walter Sales		
Rep. Jack Sands		
Rep. Dean Switzer	X	

TALLY

11

0

Karey Olson

Secretary

Paula Darko

Chairman

MOTION: Rep. Kitselman moved to PASS SB 1, and Rep.

Hansen seconded the motion. SB 1 will CONCURRED IN on

the House floor.

Gay-mulling  
regarding jailer  
Training

STATE  
OF  
MONTANA

ATTORNEY GENERAL  
MIKE GREELY

JUSTICE BUILDING, 215 N. SANDERS, HELENA, MONTANA 59620  
TELEPHONE (406) 444-2026

EXHIBIT 4  
June 23, 1986  
Sen. Mazurek

21 February 1986

Clarence Belue  
Big Horn County Attorney  
Big Horn County Courthouse  
Hardin MT 59034

Dear Mr. Belue:

You requested an opinion on whether the sheriff's department can employ a person who is not a deputy sheriff as a jailer when the county jail is the responsibility of the sheriff.

In your letter, you explained that the sheriff has employed persons who are not qualified as deputies, and who are being paid less than deputy sheriffs.

The answer to your question is found in Title 7, chapter 32, Montana Code Annotated.

Section 7-32-2121(7), MCA, requires the sheriff to "take charge of and keep the county jail and the prisoners therein, unless the jail is operated by a private party under an agreement entered into under 7-32-2201 or by a jail administrator."

Section 7-32-2123, MCA, provides:

Appointment of deputy sheriff to act as jailer. A sheriff who operates a county jail may appoint two deputies in counties of the first, second, or third class and one deputy in counties of the fourth, fifth, sixth, or seventh class who shall act as jailer and receive the same salary as other deputy sheriffs.

At first glance, the word "may" suggests the sheriff is not required to appoint a deputy to act as jailer. However, the legislative intent of the language was to enable, not require, the sheriff to expand his force of deputies, if necessary, because the enactment of this statute imposed a new requirement that all jailers be deputies. Hogan v. Cascade County, 36 Mont. 183, 187, 92 P. 529, 531 (1907). It is clear, therefore, that

unless a private jailer or jail administrator is obtained pursuant to section 7-32-2201, MCA, the jailer must be a deputy sheriff, receiving the same pay as other deputy sheriffs.

Section 7-32-2201, MCA, was amended in 1985 (1985 Mont. Laws, ch. 447) with the addition of subsection (2), which provides:

A county, or two or more counties acting together, may provide for the jail required by subsection (1) by:

(a) establishing in the county government the position of jail administrator and, with the sheriff's concurrence, hiring a person, who is answerable to the governing body of the county, to fill the position; or

(b) entering into an agreement, with the concurrence of the sheriffs of all participating counties, with a private party under which the private party will provide, maintain, or operate the jail.

In the event a county should decide to participate in an agreement for a private party under subsection (b), the agreement must comply with requirements enumerated in section 7-32-2232, MCA. The private party jailer under this section has powers described in section 7-32-2234, MCA.

In summary, when the sheriff has responsibility for and operates the county jail, and is not proceeding under section 7-32-2201(2), MCA, the jailer must be a deputy sheriff, and must receive the same pay as other deputy sheriffs.

Very truly yours,

  
MIKE GREELY  
Attorney General

*Handy*  
**County of Yellowstone**

BILLINGS, MONTANA 59101

COUNTY ATTORNEY'S OFFICE, YELLOWSTONE COUNTY COURTHOUSE, ROOM 508  
(406) 256-2870



RECEIVED

PR 15 1986

CLERK'S OFFICE

Criminal Division  
Civil Division  
Deferred Prosecution

☐ Victim/Witness Assistance  
☐ Child Support Enforcement

April 11, 1986

Board of County Commissioners  
Courthouse  
Billings, Montana

Re: Attorney General's Opinion to  
Big Horn County 21 February '86  
Deputies as Jailers

Dear Commissioners:

Last week I furnished you with a copy of the above referenced opinion. On Friday of last week, I met briefly with the sheriffs who were having a meeting here in Billings. It was determined that I would meet with the Attorney General to ascertain whether or not his opinion would be modified.

I did meet with the Attorney General and his assistant Dorothy McCarter who drafted the opinion on Tuesday, April 8, 1986, at which time we discussed the opinion in depth.

It is the Attorney General's opinion that his letter of February 21, 1986, represents an accurate statement of the law based on the case of Hogan v. Cascade County cited in the opinion.

In addition to the discussion with the Attorney General and his staff person, I have reviewed the law and I am satisfied that this opinion is legally correct. If the question were to be relitigated in court, the only argument that could be made in overturning the Hogan decision would be that the factual situation surrounding both the qualifications for deputies and for jailers is totally different than it was in 1907. This is, of course, more of a legislative problem and it is a legal question.

I believe that if you and the sheriff do not follow this legal interpretation for fiscal 1986-87, it would be most



I believe that if you and the sheriff do not follow this legal interpretation for fiscal 1986-87, it would be most difficult to defend that position from a legal standpoint. There are obviously serious financial impediments if you staff the jail with qualified deputies. There are also secondary problems such as the existing union contract and the fact that some of the civilian jailers might not be qualified to meet the minimum requirements to be employed as a deputy sheriff.

Because of the serious impact on not only this county, but probably most of the counties in Montana, it would be my recommendation that every effort be made to encourage the legislature to address this problem in the June session. As a practical matter, the legislative change would be very simplistic and would simply provide that jailers would not have to be deputy sheriffs. Based on the comments at the Friday meeting with the sheriffs, it is obvious there would be considerable support for this approach. In my meeting with the Attorney General, we discussed the advisability of a legislative solution and his office is in the process of preparing draft legislation.

If you concur in this recommendation, I would be pleased to work with the sheriff and coordinate an effort for legislative change.

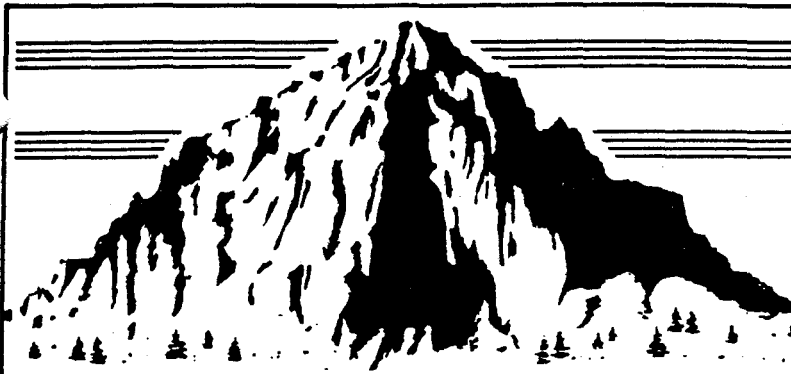
Yours very truly,



Harold F. Hanser  
County Attorney

HFH/cr

cc: Mike Schafer, Sheriff ✓  
President of Sheriffs and  
Peace Officers Association



# MAC

MONTANA ASSOCIATION OF COUNTIES

RECEIVED

MAY 8

1986

CLERK'S OFFICE

VOL. 15, No. 5

Helena, Montana

May 1986

## AG: Jailers Must be Deputies

In an informal letter to Big Horn County Attorney Clarence Belue, Attorney General Mike Greely said that unless a private jailer or jail administrator is obtained under a new law that allows for privatization of jails, *the jailer must be a deputy sheriff, receiving the same pay as other deputy sheriffs.*

Citing Sec. 7-32-2123, MCA, Greely said the word "may" regarding appointing deputies as jailers refers only to allowing a sheriff to expand his force, rather than to suggest that the sheriff is not required to appoint a deputy to act as jailer.

Greely's opinion does not address the definition of "jailer" as an administrative position, as opposed to those civilians who work under the appointed jailer.

Also, Sec. 7-32-2123 *limits* a sheriff to appointing two deputies in counties of the 1st, 2nd, or 3rd class, and one deputy in counties of the 4th, 5th, 6th, or 7th class to act as "jailers." However, jail operations "clearly require more than one or two persons to staff a 24-hour shift," commented Gordon Morris, MACo executive director. It appears that regardless of the requirement under Greely's opinion that jailers must be deputies, with a deputy's salary (and training), counties are limited in the number of persons they may appoint as jailers.

If Greely's opinion stands, or the law is not clarified, Morris said, county jail management will be impossible.

## Compensatory Time Addressed By Attorney General

Although many persons, including officials of the state's Dept. of Labor and Industry, have assumed that Montana's more stringent law concerning compensatory time takes precedence over federal law, Attorney General Mike Greely has ruled that state and local government employees covered under the Fair Labor Standards Act are not subject to the provisions of the Montana Minimum Wages and Maximum Hours Act.

In most cases, states may enact more stringent laws than those enacted by Congress, which sets minimum standards. However, Montana's Sec. 39-3-408, MCA, clearly states that the MWMHA provisions are not applicable to employees covered by the FLSA. Greely stated, "the legislature has expressed its clear intent to defer to the federal act."

Therefore, the attorney general concludes that the recent amendments to the federal law permitting government employees and employers to agree to payment of compensatory time-and-one-half in lieu of cash overtime will apply as of April 15, 1986. On the question of law enforcement and fire protection employees of state and local governments, these employees are covered by the FLSA unless the agency employs less than five persons. Any employees who are exempt from the FLSA are governed by the MWMHA.

## FLSA WORKSHOP

Dick Perkins, assistant area administrator, Wage and Hour Division, U. S. Dept. of Labor, has informed MACo that because the public comment period on the proposed regulations will not close until June 2, the publication of the final regulations will not take place until after the comments have been reviewed.

When the regulations have been published, MACo again will sponsor a workshop as a follow-up to the one held in January for city, county, school, road, law enforcement and fire department personnel. Perkins said, sometimes publication is delayed for several months, depending on the number and type of comments received.

In the meantime, if the regulations are published before the MACo annual meeting in Red Lodge, we will invite Patricia Murray, Billings Field Station Compliance Officer, US-DOL, to give our delegates a brief preview of the final regulations.

## Congressional Budget Hearing

On March 14 U. S. Rep. William H. Gray, III, chair of the Committee on the Budget, U. S. House of Representatives, held a hearing at the state Capitol in Helena. Montana Rep. Pat Williams is a member of the committee and was instrumental in bringing the hearing to Montana.

Speakers included Executive Director Alec Hansen, Montana League of Cities and Towns; Madison County Commissioner Marie McAlcar.

(continued on page 8)

Counties Impacted by Attorney General's Opinion On Sworn vs  
Non-sworn Status

<u>COUNTY</u>	<u>NO. OF JAILERS</u>	<u>BUDGET INCREASE</u>
Beaverhead	2	\$ 25,000.00
Missoula	17	113,403.00
Flathead	10	114,829.00
Cascade	6	82,170.00
Fergus	6	111,706.00
Lewis & Clark	11	131,115.00
Yellowstone	17	125,136.00
Ravalli	4	45,810.00
Valley	4	78,189.00
Custer	2	15,000.00
Gallatin	<u>14</u>	<u>130,000.00</u>
TOTALS (11 counties)	93	\$972,358.00 Increase

Other counties also impacted - no figures available:

Silver Bow	6
Hill	6
Granite	5
Fallon	7
Big Horn	7
Blaine	5
Richland	5
Toole	2
Lake	4
Dawson	1
Roosevelt	3

Probable impact due to using dispatchers as jailers:

Daniels Co.	4
Wibaux	4



LEWIS & CLARK COUNTY

## SHERIFF'S DEPARTMENT

221 Breckenridge

Helena, MT 59601

406-433-1010 Business

406-442-7880 Emergency Only

CHUCK O'REILLY, SHERIFF

Cost increases to Lewis & Clark County Sheriff's  
Department for elevating non-sworn jailers to Deputy  
Sheriff status:

11 Jailers to Patrolman III	53,129
Longevity Payments	3,982
Employer Contribution	10,279
Overtime (increase in rate of pay)	2,530
Employer Contribution	380
Vacation Replacement (rate of pay inc.)	406
Employer Contribution	41
Basic School (234 ea.)	2,574
Replacements while at Basic (88 weeks)	34,452
Uniforms (1452 per man)	15,972
Uniform cleaning	1,320
Physical exams (150.00 ea.)	1,650
Employment Background checks - Salary of deputy to do checks	4,400
Grand total -	131,115



Undersheriff

Deputy Sheriff  
Dispatcher



EUGENE A. COUCH  
Captain

ALBERT L. WESTBURG  
Sargent

CHARLES A. GIRVIN  
Deputy Sheriff

ARNOLD R. CASTER  
Deputy Sheriff

DAVID R. SIRUCEK  
Deputy Sheriff

JACK M. BARNEY  
Deputy Sheriff

KEN L. DONEY  
Deputy Sheriff

Phone  
(406) 538-3415  
538-3416

# Sheriff's Department Fergus County

LEWISTOWN, MONTANA 59457

Radio  
KUL 910

RECEIVED

MAY 8 1986

SHERIFFS OFFICE

May 7, 1986

Sheriff Chuck O'Reilly  
Lewis & Clark County  
Helena, Montana 59601

Sheriff O'Reilly;

Additional cost to Fergus County to elevate Civilian Jailers  
to Deputy Sheriffs;

Wages - Co. Contribution & Longivity	\$26,115.00
Uniforms	900.00
Basic school & mileage	\$1,807.00
Replacement while at Basic 48 wks	\$81,984.00
Physicals at \$150.00	900.00

-----  
TOTAL \$111,706.00  
1st year

Respectfully yours,  
*Jack L. Songer*  
(Jack L. Songer, Sheriff

From: The Office of the Sheriff  
Glenn G. Osborne, Sheriff

County of Cascade  
State of Montana

Sheriff Chuck O'Reilly  
Helena, Montana

Dear Sheriff,

The following is a breakdown of the projected additional costs to  
Cascade County to promote six civilian jailers to Deputy Sheriff III.

Additional salary	42,912
Longevity costs	2,730
M.L.E.A. Basic	1,404
Replacement while at Basic	18,792
Uniforms	6,900
Physical Examinations	900

---

Total additional cost.      \$82,170



CHARLES "CHUCK" RHODES  
SHERIFF — CORONER

800 S. MAIN - [REDACTED]  
KALISPELL, MONTANA 59901  
Phone 752-6161

RECEIVED  
MAY 14 1986  
OFFICE

May 12, 1986

Sheriff Chuck O'Reilly  
Lewis and Clark County Sheriff  
Helena, MT 59601

Dear Sheriff O'Reilly,

In answer to your letter of May 6, 1986 regarding the jailers.

Our increase for 1986-87 budget year would be as follows:

17 Jailers salary and Longevity	\$ 47,896
Employer Contribution	\$ 8,019
Basic School requirement	\$ 7,268
Replacement while at Basic	\$ 49,096
Physical Exams @ \$150 each	\$ 2,550
Grand Total	\$114,829

This figure is different than we discussed over the telephone on May 12, 1986. I forgot to divide the 136 weeks by 2 for our pay periods. Sorry if this inconvenienced you.

Sincerely,

*Chuck* -  
Chuck Rhodes

*[Signature]*  
SKP

## MISSOULA COUNTY

RECEIVED

MAY 14 1986

DANIEL L. MAGONE  
SHERIFF

OFFICE OF THE SHERIFF  
MISSOULA, MONTANA 59802



T. GREGORY HINTZ  
UNDERSHERIFF

May 13, 1986

Sheriff Chuck O'Reilly  
Lewis & Clark County Sheriff's Dept.  
Lewis & Clark County Courthouse  
Helena, Montana 59601

SUBJ: Staffing of Jails

Dear Sheriff O'Reilly:

Per your request I have prepared approximate cost increases that would occur for Missoula County if the Missoula County Sheriff's Department Jail Division would change from civilian jailers to deputized jailers. Those costs are listed below:

Civilian Jailers to Deputized Jailers	- \$87,550.00
Longevity	- 4,500.00
Basic Law Enforcement Academy	- 3,978.00
Uniforms	- 9,350.00
Physical Examination	- 680.00
Employee Background Checks	- <u>7,345.00</u>

For an estimated total of \$113,403.00

If I can be of any further assistance please feel free to contact me. My telephone number is 721-5700, extension 306.

Sincerely,

DANIEL L. MAGONE  
SHERIFF

Handwritten signature of T. Gregory Hintz in cursive script.

T. Gregory Hintz  
Undersheriff

TGH/ms



# OFFICE OF THE SHERIFF

BEAVERHEAD COUNTY

DILLON, MONTANA



FBI-NA 118ch-79

MARK DOERING, UNDERSHERIFF

RICHARD E. "RICK" LATER  
BEAVERHEAD COUNTY SHERIFF

DEPUTIES:

KEITH REEDER, DILLON  
RAY TASH, DILLON  
JAY HANSEN, DILLON  
DOUG McCLOSKEY, WISDOM  
GREYSON PHIPPS, LIMA

PHONE 406/683-2383  
POST OFFICE BOX 109  
ZIP CODE 59725

RECEIVED  
MAY 14 1986  
SHERIFF'S OFFICE

DATE: May 12, 1986

TO: Chuck O'Reilly, Sheriff  
Lewis & Clark County  
228 East Broadway  
Helena, Montana 59601

Dear Chuck:

In regards to the non-sworn employees as Jailers. We are a very small County in population, but very large in area. We are primarily agriculture, and the ranchers & farmers are in serious trouble financially. If we have to hire sworn personnel for Jailers, it will cost \$25,000.00 plus, to keep our facility to any kind of standard. There are only seven sworn employees now in our County, and it will take them all to cover the Jail. I can't see where the Commissioners will spend the money to hire sworn personnel. With the Garcia Decision, I can see the citizens of Beaverhead County with very little law enforcement protection.

I sincerely hope, the Governor and the Legislature will address this matter immediately. Keep in touch and let me know if there is anything I can do to help on this matter.

Sincerely,

A handwritten signature in dark ink, appearing to read "Richard E. Later", is written over the word "Sincerely,".

Richard E. Later,  
Beaverhead County Sheriff

# County of Yellowstone



OFFICE OF THE SHERIFF

P.O. BOX 35017  
BILLINGS, MONTANA 59107

May 13, 1986

Sheriff Bob Butorovich, Legislative Chairman  
Butte Silver Bow Law Enforcement  
Butte, Montana 59701

RE: Increased operational costs if jailers in Yellowstone  
County are appointed deputies

Dear Bob:

Based upon a 2,080 hour year with an overtime factor of twelve per cent built in, the total operating cost to Yellowstone County would be \$125,136 per year, figuring the base personnel figure of seventeen.

In June of 1987, an additional fourteen jail staff will be hired to operate the new facility in Yellowstone County. This will increase our total operating cost to a minimum of \$225,000 per year if the statute is not changed.

If you need a breakdown for these figures, please feel free to contact me.

Sincerely,

MIKE SCHAFER, SHERIFF

A handwritten signature in cursive script that reads "Mike Schaffer".

YELLOWSTONE COUNTY

lr



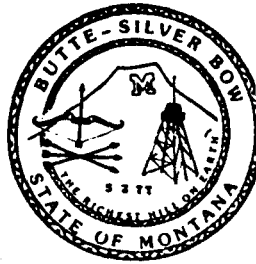
**ROBERT BUTOROVICH**  
Sheriff

**JOSEPH E. LEE**  
Undersheriff

**JEAN RILEY**  
Secretary

## *Sheriff's Office*

Butte - Silver Bow  
120 S. Idaho  
Butte, Mont.  
59701



**RADIO**  
**KNHC 284**

406/782-4224

May 12, 1986

Sheriff Chuck O'Reilly  
Lewis & Clark County  
221 Breckenridge  
Helena, Montana 59601

Dear Chuck,

The figures you will find in this letter reflect a close approximation of the increase that Butte-Silver Bow would experience over the next three years if sworn officers were to replace the civilian jailers. These figures are based on one officer vs. one jailer. All the fringe benefits such as clothing, overtime, etc. are reflected as 30 percent of salaries.

These figures reflect the salaries of our highest paid civilian jailer compared to our lowest paid sworn officer. In 1986 the cost increase would be (per person) \$6,483.00, in 1987 - \$7,075.00 and in 1988 - \$7,745.00.

If you roll in the costs of hiring these civilians as sworn officers with all the expenses incurred in the testing, background investigations and education, the figure would be astronomical and quite prohibitive.

# Yellowstone County Sheriff's Detention Facility

DATE May 13, 1986

FROM Lt. Rickard A. Ross, Division Commander

TO Sheriff Mike Schafer

SUBJECT Projected increase in operational cost

ie: Correctional Officers at Deputy Sheriff Status

The following information is based on a 2080 hour year per employee with an actual overtime factor of 12%.

F/Y '86/'87	at correctional officer wages	at deputy sheriff wages	Increase
4 Sergeants	\$ 86,493	\$ 109,782	\$ 23,289
12 Correctional Officers	230,421	285,561	55,140
Longevity at actual years of service (48 x 19.83 x 12)	-0-	11,422	11,422
Employer's Contribution *@ 6.5% **@ 7%	20,600*	28,474**	7,874
Uniform expense	1,600	2,400	800
-----			
	sub total	\$ 98,525	

Additional cost of transition from  
Correctional Officer to Deputy status

Overtime cost for training at the  
Montana Law Enforcement Academy Basic  
Course (projected sending four officers  
at a time over a year period)  
[\$406,765 ÷ 16 x 4 ÷ 52 x 8 x 1.5]

23,467 23,467

M.L.E.A. Basic Training Cost  
@ \$234/ officer

3,744 3,744

16 physical examinations @ \$150 ea.

2,400 2,400

-----  
Projected Total Cost.....\$ 125,136  
=====

In addition, beginning May 1987 we will increase our staff  
by 16 correctional officers/deputies, an increase of 48.4%  
This would multiply the increase by a factor of two.

# County of Yellowstone



COMMISSIONERS

(406) 256-2701

Box 35000  
Billings, MT 59107

May 5, 1986

Mike Schafer  
Sheriff  
P.O.Box 35017  
Billings, Montana 59107

Re: Correctional staff salary

Dear Mike:

We strongly support the position that a Sheriff who operates a jail pursuant to M.C.A., Section 7-32-2121, may appoint a deputy or non-sworn individual to operate the County Jail. When a non-sworn individual is appointed by the Sheriff, the salary should not have to be the same as that of a Deputy Sheriff.

The recent Attorney General's opinion will have disastrous consequences for Yellowstone County. Unless the Legislature clarifies the Statute, we may be forced to cut our patrol division in half to accommodate the increased jail salaries. We also recognize that public safety is of extreme importance to all our citizens and we want to protect what law enforcement we have.

Very truly yours,

BOARD OF COUNTY COMMISSIONERS  
YELLOWSTONE COUNTY, MONTANA

*Dwight MacKay*  
Dwight MacKay, Chairman

*Dave Gorton*  
Dave Gorton, Member

*Grace M. Edwards*  
Grace M. Edwards, Member

DM:gp

AM MT0410000.K13S.\*132VH

TX MESSAGE NBR. 531 051986

RAVALLI COUNTY SHERIFF HAMILTON

LEWIS & CLARK COUNTY SHERIFF HELENA

ATTN: SHERIFF CHARLES O'REILLY

REF/YOUR TWX - CIVILIAN JAILERS

RAVALLI COUNTY CURRENTLY HAS THREE CIVILIAN JAILERS. TO BE INCREASED TO FOUR  
ON 7/1/86.

RE: UNDERSHERIFF RON FISHER

AUTH: DALE E. DYE, SHERIFF1043 HRS

OUTPUT MSG 104.

FROM J13S

FOR J058

AM.MT0010000.K18S.\*NICKY  
TXT MESSAGE NBR. 296 051986  
DILLON SO  
HELENA SO

ATTN: CHUCK O'REILLY

DILLON S.O. EMPLOYS ONE CIVILIAN JAILER.

AUTH: RICK LATER, SHERIFF, BEAVERHEAD CO, DILLON, M1010 HRS

OUTPUT MSG 028, FROM J18S

054 HRS

TPUT MSG 112.

FROM J21S

FOR J058

AM.MT0160000.J058.\*SHARON

TXT MESSAGE NBR. 078 051986

GALLATIN COUNTY SHERIFF DEPARTMENT, BOZEMAN, MONTANA

LEWIS AND CLARK SHERIFF DEPARTMENT, HELENA, MONTANA

ATTENTION: CHUCK O'REILLY

WE HAVE 13 FULLTIME CIVILIAN DETENTION OFFICERS AND ONE HALF TIME THAT  
WORKS WITH THE DUI PROGRAM.

JOE C RON CUTTING, SHERIFF GALLATIN COUNTY BOZEMAN MONTANA



FOR J058  
AM.MT0150000.J058.\*HELEN  
TXT MESSAGE NBR. 0519000001 051986  
FLATHEAD COUNTY SHERIFF  
LEWIS & CLARK SHERIFF

WE EMPLOY CIVILIAN JAILERS AND HAVE 9 JAILERS PLUS A SUPERVISOR AT THIS  
TIME.  
HOPE THIS IS WHAT YOU NEED.

AUTH/CHUCK RHODES. SHERIFF

1010 HRS

OUTPUT MSG 027. FROM J07S

1. The first step is to identify the problem. This involves understanding the current situation and what needs to be changed.

[illegible]

1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 26

FOR J058

AM.MT0150000.J07S.\*BROOKS

TXT MESSAGE NBR. 0126

051986

FLATHEAD COUNTY SHERIFF

KALISPELL, MT.

LEWIS AND CLARK SHERIFF

HELENA, MT.

THIS OFFICE EMPLOYS 10 CIVILIAN JAILERS.

ALSO, WE ARE BUILDING A NEW JUSTICE CENTER AND IT SHOULD BE DONE IN APPROX.  
1 YEAR AND WE ARE EXPECTING TO HIRE ABOUT 5 MORE WHEN WE MOVE INTO OUR  
NEW CENTER.

ATTN: CHUCK O'REILLY.

AUTH/CHUCK RHODES SHERIFF

1049 HRS

OUTPUT MSG 107.

FROM J07S

OR J058

ALMT0140100.K08P.\*LB

TXT MESSAGE NBR. 731 051986

FERGUS COUNTY SO LEWISTOWN.MT

LEWIS AND CLARK COUNTY SO

RE: CIVILIAN JAILERS

FERGUS COUNTY HAS 4 FULL TIME CIVILIAN JAILERS AND 2 PART-TIME CIVILIAN JAILERS

AUTH RUSS DUNNINGTON COP LB 1006 HRS MDT

1010 HRS

OUTPUT MSG 030.

FROM J08P

FOR J058  
AM.MT05300000.J058.\*RITA  
TXT MESSAGE NBR. 643 051986  
GLASGOW EMPLOYEES 4 FULL TIME CIVILIAN JAILERS.  
AUTH/SHERIFF DANIEL R TAYLOR

1150 HRS

OUTPUT MSG 121. FROM J206

FOR J058

1.MT0090000.K14P.\*SOUTH

KT MESSAGE NBR. 2507 051986

FROM: CUSTER COUNTY SHERIFF

IN/CHUCK O'REILLY

CUSTER COUNTY EMPLOYS TWO CIVILIAN JAIL PERSONNEL. IT WOULD INCREASE  
OUR BUDGETARY COSTS APPROXIMATELY \$15,000. PER YEAR.

AUTH/TONY HARBAUGH, SHERIFF

CUSTER COUNTY, MILES CITY

1108 HRS

OUTPUT MSG 115.

FROM J14P

FOR J058

AM.MT0560000.J03S.\*DARLENE .

TXT MESSAGE NBR. 002 051986

FROM: YELLOWSTONE CO SO. BILLINGS. MONTANA

TO: LEWIS AND CLARK SO. HELENA. MONTANA

REF: CIVILIAN JAILERS

THIS DEPT DOES EMPLOY 17 CIVILIAN JAILERS.

AUTH: MICHAEL A. SCHAFER, SHERIFF YELLOWSTONE CO, BILLINGS. MONTANA

1050 HRS

OUTPUT MSG 108.

FROM J03S

OR J058

A..MT0430000.K17S.\*MARILYN

TXT MESSAGE NBR. 278 051986

ROOSEVELT CO SHERIFF DEPT

A T: CHUCK O'REILLY

BE ADVISED WE EMPLOY THREE CIVILIAN JAILERS AT THIS TIME

AUTH DEAN MAHLUM SHERIFF ROOSEVELT CO S.O.

W LFPOINT MT

1159 HRS

OUTPUT MSG 122.

FROM J17S



FOR J058

AM.MT0100000.J058.\*ANNIE

TXT MESSAGE NBR. 566

051986

ATT: CHUCK O' REILLY

ALL PRISONERS ARE BOOKED IN AND RELEASED BY OFFICERS. DISPATCHERS ARE ACTING JAILERS WHEN AN OFFICER IS NOT PRESENT. IF PROBLEM ARISES WE CALL TWO OFFICERS.

AUTH: L. WARNER HARRISON SHERIFF DANIELS CO

1139 HRS

OUTPUT MSG 120.

FROM J37S

AM.MT0550000.K52S.\*MUCKLE

TXT MESSAGE NBR. 0590 051986

WIBAU COUNTY SHERIFFS' OFFICE  
LEWIS & CLARK COUNTY SHERIFFS' OFFICE

WIBAU. MONTANA  
HELENA. MONTANA

05-19-86

ATTENTION: CHARLES O'REILLY. SHERIFF.  
F. CIVILIAN JAILERS.

OUR DISPATCHER'S DO THE JAILING FOR US. THE SHERIFF OR MY SELF DO THE BOOKI  
N IN AND OUT.

TOM MUCKLE. UNDERSHERIFF.

AUTH: SO WIBAU CO - WIBAU. MONTANA TOM/OPR 1325 HRS

OUTPUT MSG 132. FROM J52S

FOR J058

AM.MT0110100.K16P.\*PAT

TXT MESSAGE NBR. 001 051986

FROM DAWSON COUNTY SHERIFF

WE HAVE ONE CIVILIAN JAILER

AUTH HODOUS

DAWSON COUNTY SHERIFF

GLENDIVE. MT 59330

1120 HRS

OUTPUT MSG 119.

FROM J16P

057 HRS

OUTPUT MSG 113.

FROM J06S

FOR J058

FM.MT0240000.J058.\*RICH

KT MESSAGE NBR. 949 051986

FROM:LAKE COUNTY SHERIFFS OFFICE-POLSON MT

TO:LEWIS AND CLARK SHERIFF-HELENA MT

ATTN:CHUCK O'REILLY

THIS AGENCY EMPLOYS 4 CIVILIAN JAILERS.

REFER:PAT KIRWAN; UNDERSHERIFF

SUBJ:JOE GELDRICH,SHERIFF,LAKE COUNTY,POLSON MT

059 HRS

OUTPUT MSG 114.

FROM J15S

FOR J058

AM.MT0030000.J058.\*MOLLIE

TXT MESSAGE NBR. 001 051986

BLAINE COUNTY SHERIFFS DEPT. CHINOOK.MT 051986

LEWIS AND CLARK SO. HELENA. MT

SPECIAL ATT: CHUCK O'REILLY

WE EMPLOY CIVILIAN JAILER. THERE ARE FIVE OF THEM

AUTH: GLENN HUESTIS. SHERIFF BLAINE COUNTY CHINOOK. MT ME 10:52 MDT

1052 HRS

OUTPUT MSG 109.

FROM J24S

FOR J058

1.MT0420000.K27S.\*LIZ

TXT MESSAGE NBR. 139 3 051986

RICHLAND SO SIDNEY MT

LEWIS AND CLARK SO HELENA MT

ATN/CHUCK O'REILLY

YES. WE EMPLOY 5 CIVILIAN JAILERS.

REFER/MARVIN JOHNSON. UNDERSHERIFF

AUTH/HN GRINOLDS. SHERIFF

1052 HRS

TPUT MSG 110.

FROM J27S

FOR J058  
AM.MT0510000.K21S.\*DANNA  
TXT MESSAGE NBR. 003 051986  
TO LEWIS AND CLARK OFFICES  
FROM TOOLE COUNTY SHERIFF OFFICE

REFERENCE TO EMPLOYED JAILORS:  
WE EMPLOY TWO CIVILIAN JAILERS AT THIS TIME.

AUTH:VERN L ANDERSON, TOOLE COUNTY SHERIFF DMA 1055 MST

FOR J058  
AM.MT0020000.J22S.\*PAT  
T T MESSAGE NBR. 102 051986  
HARDIN SO

A TN: CHUCK O'REILLY

THE HARDIN SHERIFF OFFICE EMPLOYS 5 FULL TIME JAILERS AND 2 PART TIME JAILER  
S THAT ARE CIVILIAN

A TH WILLIAM H JOY SHERIFF OPR PAT  
1515 HRS

C TPUT MSG 133. FROM J22S

FOR J058



AM.MT0130100.J058.\*393

TXT MESSAGE NBR. 001 051986

FALLON COUNTY SHERIFFS OFFICE

LEWIS AND CLARK COUNTY SHERIFFS OFFICE

TXT

WE EMPLOY 7 CIVILIAN JAILERS AT OUR DEPT.

AUTH:LELAND GUNDLACH.SHERIFF

BAKER.MT

KS

1008 HRS

OUTPUT MSG 023.

FROM J39P

AM.MT0200000.J058.\*CHAR

XT MESSAGE NBR. 001 051986

TO/LEWIS AND CLARK COUNTY SHERIFF

FROM/GRANITE COUNTY SHERIFF'S OFFICE

E DO EMPLOY CIVILIAN JAILERS FOR THIS DEPARTMENT. AT THE PRESENT TIME  
E HAVE 5 EMPLOYEES.

AUTH: MARVIN W. DAGEL SHERIFF

011 HRS

UTPUT MSG 031.

FROM J46S

AM.MT0210000.J058.\*SMITH

TX MESSAGE NBR. 002

051986

LEWIS AND CLARK SHERIFF

HELENA.MT

5-19-86

REF:JAILERS

WE HAVE 4 FULL TIME AND 2 PART TIME CIVILIAN JAILERS EMPLOYED WITH OUR  
DEPARTMENT.

AUTH:HOWARD C. TAYLOR.SHERIFF

SO HAVRE.MT

GS

1043

1045 HRS

OUTPUT MSG 105.

FROM J12S

217 HRS

OUTPUT MSG 126.

FROM J455

FOR J058

M. MT0470000.J058.\*V00K

X MESSAGE NBR. 002 051986

UTTE SILVER BOW LEA

EWIS & CLARK SHERIFF OFFICE

E CIVILIAN/UNIFORMED JAILERS

E HAVE 6 CIVILIAN JAILERS

UT 4: R.BUTOROVICH. SHERIFF. BSBLEA

217 HRS

OUTPUT MSG 127.

FROM J01P

AM.MT0410000.K13S.\*FISHER KW .  
TXT MESSAGE NBR. 402 051486  
RAVALLI COUNTY SHERIFF--HAMILTON  
LEWIS AND CLARK COUNTY SHERIFF--HELENA

ATTN: CHUCK O'REILLY, SHERIFF

BELOW IS THE INFORMATION FOR RAVALLI COUNTY IF WE HAD TO CONFORM WITH  
MCA 7-32-2123 AND A RECENT ATTORNEY GENERAL OPINION:

4 JAILERS TO DEPUTY 3RD CLASS	23,112.72
• EMP CONTRIBUTION AT 20%	4,622.54
VACATION AND SICK REPLACEMENTS	4,133.14
• EMP CONTRIBUTION AT 20 %	826.63
BASIC SCHOOL AT \$234.00 EACH	936.00
• TRAVEL TO BASIC	420.00
REPLACEMENTS WHILE AT BASIC	8,133.14
• EMP CONTRIBUTIONS AT 20 %	1,626.62
UNIFORMS, INITIAL PURCHASE \$500 EACH	2,000.00
•	
•	
TOTAL	45,810.79

LETTER TO FOLLOW.....

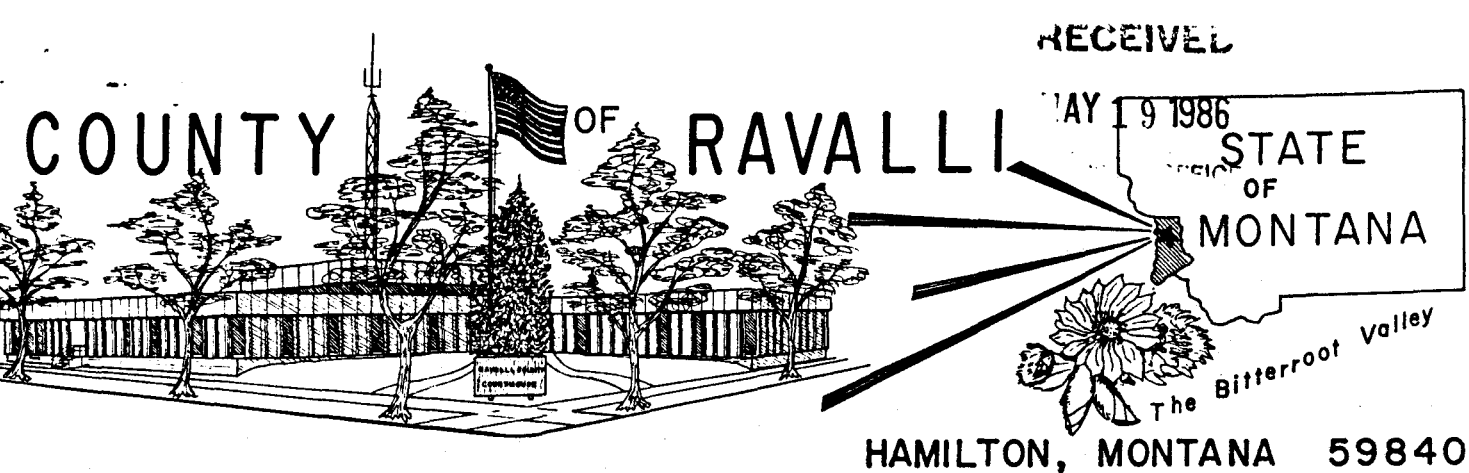
REF/UNDERSHERIFF RCN FISHER

AUTH/DALE E DYE, SHERIFF1615 HRS

OUTPUT MSG 846,

FROM J135

FOR J059



May 15, 1986

Chuck O'Reilly, Sheriff  
Past President, Montana Sheriffs & Peace Officers  
Lewis & Clark County Courthouse  
P.O. Box 1685  
Helena, Montana 59601

Dear Chuck:

RE: Deputies as Jailers

Below is the information for Ravalli County if we had to conform with MCA 7-32-2123, and a recent Attorney General Opinion:

4 Jailers to Deputy 3rd Class	\$23,112.72
Employee Contributions at 20%	4,622.54
Vacation & Sick Replacements	4,133.14
Employee Contributions at 20%	826.63
Basic School at \$234.00 each	936.00
Travel to Basic	420.00
Replacements while at Basic	8,133.14
Employee Contributions at 20%	1,626.62
Uniforms-initial purchase-\$500 each	<u>2,000.00</u>
Total	\$45,810.79

Very truly yours,

DALE E. DYE, Sheriff "76" NA

By Ron F. Fisher, Undersheriff

RFF/ts

RECEIVED

## Valley County Sheriff's Department

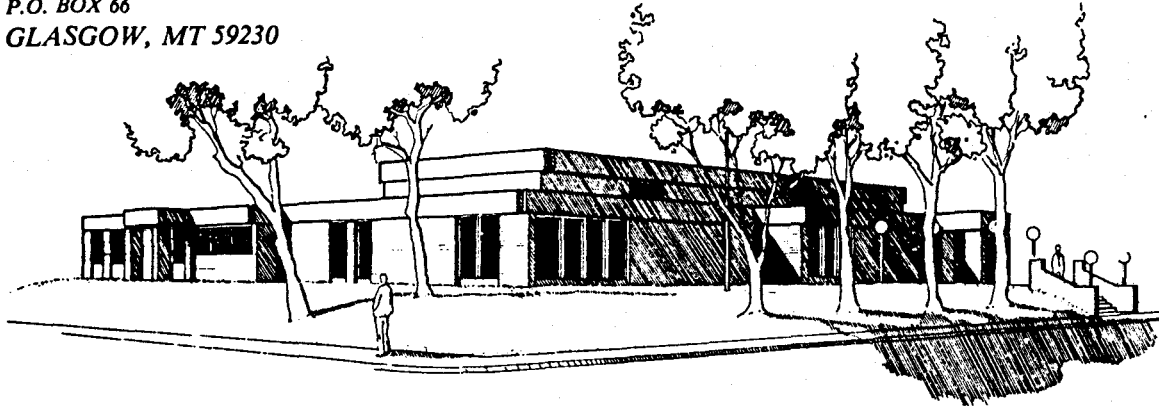
MAY 15 1986

P.O. BOX 66  
GLASGOW, MT 59230

Daniel R. Taylor,  
Sheriff

Clifton C. Cook,  
Undersheriff

Telephone:  
(406) 228-4333



Sir:

Additional costs to County to make 5 Civilian Jailer Positions  
Deputy Sheriff's:

5 Jailers to Deputies	\$40,973.00
Longevity Payments	3,547.00
Employer Contribution	11,575.00
Presently have 4 jailers & part-time for fill in--Law would not allow part-time Deputies.	
Overtime (increase in rate)	1,200.00
Employee contributions	312.00
Basic School (280.00)	1,400.00
Mileage to & from (153.72 @)	769.00
Replacements while at Basic (40 weeks)	13,663.00
Uniforms (\$500.00 @)	2,000.00
Physical Exams (150.00 @)	750.00
Employment background checks	
Salary of Deputy to do checks	2,000.00
Grand Total	\$78,189.00

Our present Jail Personnel Budget-----\$78,518.54

*Daniel R. Taylor*  
Daniel R. Taylor, Sheriff

MT04400000.0058.\*JH

TEXT MESSAGE NBR. F9639 051986

ROSEBUD CO SO

IS AND CLARK COUNTY SHERIFF

HE JAILER RON BROMLEY ADVISES HE EMPLOYES 4 CIVILIAN JAILERS

OUTH/ROBERT F. ASH SHERIFF



State of Montana

RECEIVED

AY 22 1986

# County of Gallatin

Bozeman



LAW AND JUSTICE CENTER  
615 SOUTH SIXTEENTH  
BOZEMAN, MONTANA 59715  
(406)586-4971

Chuck O'Reilly, Sheriff  
Past President  
Sheriff's and Peace Officer's Association  
Lewis and Clark County Sheriff's Department  
Helena, MT 59601

Dear Sheriff O'Reilly:

Please find attached an estimate of costs to the Gallatin County Sheriff's Department if it becomes necessary for the jailers to become sworn deputy sheriff's. I feel that this proposal should be approached with great caution as it could cause a great financial strain for county governments. I feel that to most counties, the cost increases would be impossible to meet.

If I am able to be of further assistance, please do not hesitate to call upon me.

*C. Ron Cutting*  
C. RON CUTTING, SHERIFF  
GALLATIN COUNTY, MONTANA

CRC/sl

Additional costs to Gallatin County to make 12 civilian jailer positions deputy sheriff positions:

12 Jailers	\$ 86,400.
Longevity payments (none for first year)	
Employer Contributions	17,280.
Increase in vacation and sick pay	6,000.
Overtime increase	3,000..
Basic School	7,200.
Replacement while at basic school (there would be none)	
Uniforms	1,800.
Physical examinations	1,800.
Increase liability insurance	1,200.
Badges, brass etc	1,200.

Grand total	\$ 125,880.
-------------	-------------

This is based on using the present personnel if they could qualify and pass all of the required testing, written, physical, etc. which is questionable. If we had to hire from the outside, the costs would be greater and there would be a question of liability to the present employees.

WITNESS STATEMENT

NAME Chuck O'Reilly, Shempf L & C Co. BILL NO. SB1  
ADDRESS Helena DATE \_\_\_\_\_  
WHOM DO YOU REPRESENT? Mt. Shempf & Peace Officers Assoc.  
SUPPORT ✓ OPPOSE \_\_\_\_\_ AMEND \_\_\_\_\_

PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.

Comments:

*Statement left w/ Secy.*

## VISITORS' REGISTER

COMMITTEE

BILL NO. SB 1DATE 6-23-86SPONSOR Maryanne

NAME (please print)	<del>RESIDENCE</del> Representing	SUPPORT	OPPOSE
Chuck O'Reilly	Mt. Sheriff's Assoc.	✓	

IF YOU CARE TO WRITE COMMENTS, ASK SECRETARY FOR WITNESS STATEMENT FORM.

PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.