

HOUSE BILL NO. 438

INTRODUCED BY PALMER, WOLFE, JOHNSON,
SLOAN, MCKITTRICK, HARPER, MELOY

A BILL FOR AN ACT ENTITLED: "AN ACT CREATING AN ADVISORY COUNCIL TO ADVISE THE DEPARTMENT OF INSTITUTIONS ON CORRECTIONAL MATTERS AND TO SUBMIT NOMINEES TO THE GOVERNOR FOR APPOINTMENT TO THE BOARD OF PARDONS."

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

Section 1. Corrections advisory council created -- composition. (1) There is a corrections advisory council appointed for staggered terms of one (1), two (2), three (3), four (4) and five (5) years initially. As these terms expire, replacement terms shall be for five (5) years. The appointments shall be made by the governor in accordance with section 82A-110.

(2) The council shall consist of five (5) persons, including a person formerly convicted of a felony who has not been under the supervision of any correctional or probation authority for at least five (5) years. The other four (4) shall be chosen from among the following categories:

- (a) parole officer,
- (b) criminologist,

- (c) social worker,
- (d) behavioral scientist,
- (e) educator.

(3) The advisory council is allocated to the department of institutions.

Section 2. Duties of advisory council. The corrections advisory council shall advise the department of institutions, the warden of the Montana state prison, the superintendents of the state juvenile correctional facilities, the board of pardons, and other state and local agencies on all matters related to the field of corrections including:

- (1) the establishment and operation of rehabilitation and education programs;
- (2) the operation of the prisoner furlough program;
- (3) internal policies of management of correctional facilities which are related to the rights of prisoners; and
- (4) the coordination of all correctional functions provided by the various state and local agencies.

Section 3. Vacancies. Whenever a vacancy occurs on the board of pardons, the corrections advisory council shall submit a list of five (5) qualified nominees to the governor and the governor shall fill the vacancy from the list.

-End-

March 24, 1975

SENATE COMMITTEE ON EDUCATION
AMENDMENTS TO HOUSE BILL NO. 538

That House Bill No. 538, third reading, be amended as follows:

1. Amend title, line 7.
Following: "THE"
Strike: "FIVE PERCENT (5%)"
Insert: "eight percent (8%)"
2. Amend page 1, section 1, line 22.
Following: "is"
Strike: "five percent (5%)"
Insert: "eight percent (8%)"
3. Amend page 2, section 1, line 1.
Following: "The"
Strike: "five percent (5%)"
Insert: "eight percent (8%)"
4. Amend page 2, section 1, line 7.
Following: "the"
Strike: "five percent (5%)"
Insert: "eight percent (8%)"
5. Amend page 3, section 1, line 1.
Strike: "five percent (5%)"
Insert: "eight percent (8%)"
6. Amend page 3, section 1, line 5.
Strike: "five percent (5%)"
Insert: "eight percent (8%)"