

SENATE BILL NO. 448
INTRODUCED BY M. ANDERSON
BY REQUEST OF THE SENATE JUDICIARY COMMITTEE

IN THE SENATE

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| February 12, 1981 | Introduced and referred to Committee on Finance and Claims. |
| | Fiscal note requested. |
| February 17, 1981 | Fiscal note returned. Committee recommend bill do pass. Report adopted. |
| February 18, 1981 | Bill printed and placed on members' desks. |
| February 19, 1981 | Second reading, do pass. |
| February 20, 1981 | Correctly engrossed. |
| February 21, 1981 | Third reading, passed. Ayes, 49; Noes, 0. Transmitted to House. |

IN THE HOUSE

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|-------------------|---|
| February 23, 1981 | Introduced and referred to Committee on Fish and Game. |
| February 24, 1981 | Rereferred to Committee on Judiciary. |
| March 19, 1981 | Committee recommend bill be concurred in. Report adopted. |
| March 27, 1981 | Second reading, concurred in. |
| March 30, 1981 | On motion rules suspended and bill allowed to be transmitted on the 71st legislative day. Motion adopted. |
| March 31, 1981 | Third reading, concurred in. Ayes, 88; Noes, 11. |

IN THE SENATE

April 1, 1981

Returned from House. Concurred
in. Sent to enrolling.

Reported correctly enrolled.

1 *Senate* BILL NO. 448
2 INTRODUCED BY *Mike Johnson*

3 BY REQUEST OF THE SENATE JUDICIARY COMMITTEE

4

5 A BILL FOR AN ACT ENTITLED: "AN ACT TO PERMIT THE
6 DEPARTMENT OF INSTITUTIONS TO CONTRACT WITH PUBLIC OR
7 PRIVATE CORPORATIONS FOR THE CONFINEMENT OF SELECTED
8 INMATES; AMENDING SECTION 53-30-106, MCA."

9

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

11 Section 1. Section 53-30-106, MCA, is amended to read:
12 "53-30-106. Contracts for confinement of inmates in
13 other institutions. (1) When the state prison is inadequate
14 to contain an inmate sentenced to confinement there, the
15 department of institutions ~~shall~~ may enter into contracts
16 with the federal government, other states, or the
17 commissioners of counties that have suitable jails for
18 confining inmates sentenced to the state prison.

19 (2) Within budgetary limits, the department may also
20 enter into contracts with public or private corporations for
21 the confinement of selected inmates where suitable programs
22 have been established."

-End-

INTRODUCED BILL

SB 248

STATE OF MONTANA

REQUEST NO. 368-81

FISCAL NOTE

Form BD-15

In compliance with a written request received February 13, 1981, there is hereby submitted a Fiscal Note for SB 448 pursuant to Title 5, Chapter 4, Part 2 of the Montana Code Annotated (MCA).

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

Description of Proposed Legislation: "An act to permit the Department of Institutions to contract with public or private corporations for confinement of selected inmates; amending section 53-30-106, MCA."

Assumptions:

- 1) This legislation merely provides a statutory basis for the Department of Institutions' existing arrangements with several community placement facilities for inmates.
- 2) This legislation expressly restricts its authorization to "within budgetary limits."

Fiscal Impact:

We do not expect this legislation to have any impact on the Department of Institutions' revenues or expenditures.

Technical Note:

This legislation authorizes the Department of Institutions to contract with "public or private corporations," but does not mention any other forms of business entity. It is not clear whether or not this restriction is intended.

David M. Leedy

BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 2-18-81

Approved by Committee
on Finance & Claims

1 *Agnesa* BILL NO. 448
2 INTRODUCED BY *Mike Anderson*

3 BY REQUEST OF THE SENATE JUDICIARY COMMITTEE

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-End-

SECOND READING
SB 448

1 *Agnew* BILL NO. 448
2 INTRODUCED BY *Walter Juddson*
3 BY REQUEST OF THE SENATE JUDICIARY COMMITTEE

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THIRD READING

SB 248

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REFERENCE BILL
SB 448