

SENATE BILL NO. 218

INTRODUCED BY VAN VALKENBURG

IN THE SENATE

January 19, 1983	Introduced and referred to Committee on Judiciary.
February 2, 1983	Committee recommend bill do pass. Report adopted.
February 3, 1983	Bill printed and placed on members' desks.
February 7, 1983	Second reading, do pass.
February 8, 1983	Correctly engrossed.
February 9, 1983	Third reading, passed. Ayes, 49; Noes, 0. Transmitted to House.

IN THE HOUSE

February 10, 1983	Introduced and referred to Committee on Judiciary.
March 5, 1983	Committee recommend bill be concurred in. Report adopted.
March 7, 1983	Second reading, concurred in.
March 8, 1983	Third reading, concurred in.

IN THE SENATE

March 9, 1983	Returned to Senate. Sent to enrolling. Reported correctly enrolled.
---------------	--

1 *Senate* BILL NO. *218*
 2 INTRODUCED BY *Van Valkenburg*
 3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT GRANTING THE SHERIFF
 5 DISCRETION IN THE SEGREGATION OF PRISONERS CONFINED IN THE
 6 COUNTY JAIL; AND REQUIRING JUVENILES TO BE CONFINED UNDER
 7 CONDITIONS COMPLYING WITH OTHER PROVISIONS OF LAW; AMENDING
 8 SECTION 7-32-2221, MCA."

9
 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Section 7-32-2221, MCA, is amended to read:

12 "7-32-2221. Segregation of prisoners. (1) Each county
 13 jail must contain a sufficient number of rooms to allow the
 14 sheriff to separately confine classes of prisoners as may be
 15 necessary to the security and safety of those prisoners and
 16 the jail. ~~all persons belonging to either one of the~~
 17 ~~following classes to be confined separately and distinctly~~
 18 ~~from persons belonging to either of the other classes~~

19 ~~(a) persons committed on criminal process and detained~~
 20 ~~for trial;~~

21 ~~(b) persons already convicted of crime and held under~~
 22 ~~sentence;~~

23 ~~(c) persons detained as witnesses or held under civil~~
 24 ~~process or under an order imposing punishment for a~~
 25 ~~contempt;~~

1 (2) Persons who are violent, disturbed, or inebriated
 2 ~~committed on criminal process and detained for trial~~
 3 ~~persons convicted and under sentence and persons committed~~
 4 ~~upon civil process~~ must not be kept or put into the same
 5 room with other prisoners, nor shall male and female
 6 prisoners (except husband and wife) be kept or put into the
 7 same room.

8 (3) Juveniles may be confined only under conditions
 9 that comply with 41-5-306(2).

-End-

INTRODUCED BILL

Approved by Committee
on Judiciary

1 *Monte* BILL NO. *218*
2 INTRODUCED BY *Van Valkenburg*
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT GRANTING THE SHERIFF
5 DISCRETION IN THE SEGREGATION OF PRISONERS CONFINED IN THE
6 COUNTY JAIL; AND REQUIRING JUVENILES TO BE CONFINED UNDER
7 CONDITIONS COMPLYING WITH OTHER PROVISIONS OF LAW; AMENDING
8 SECTION 7-32-2221, MCA."
9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11 Section 1. Section 7-32-2221, MCA, is amended to read:
12 "7-32-2221. Segregation of prisoners. (1) Each county
13 jail must contain a sufficient number of rooms to allow the
14 sheriff to separately confine classes of prisoners as may be
15 necessary to the security and safety of those prisoners and
16 the jail. ~~all persons belonging to either one of the~~
17 ~~following classes to be confined separately and distinctly~~
18 ~~from persons belonging to either of the other classes:~~
19 ~~(a) persons committed on criminal process and detained~~
20 ~~for trial;~~
21 ~~(b) persons already convicted of crime and held under~~
22 ~~sentences;~~
23 ~~(c) persons detained as witnesses or held under civil~~
24 ~~process or under an order imposing punishment for~~
25 ~~contempt.~~

1 (2) ~~Persons who are violent, disturbed, or inebriated~~
2 ~~committed on criminal process and detained for trial~~
3 ~~persons convicted and under sentence, and persons committed~~
4 ~~upon civil process~~ must not be kept or put into the same
5 room with other prisoners, nor shall male and female
6 prisoners (except husband and wife) be kept or put into the
7 same room.
8 (3) Juveniles may be confined only under conditions
9 that comply with 41-5-306(2).

-End-

1 *Senate* BILL NO. *218*
 2 INTRODUCED BY *Van Valkenburg*
 3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT GRANTING THE SHERIFF
 5 DISCRETION IN THE SEGREGATION OF PRISONERS CONFINED IN THE
 6 COUNTY JAIL; AND REQUIRING JUVENILES TO BE CONFINED UNDER
 7 CONDITIONS COMPLYING WITH OTHER PROVISIONS OF LAW; AMENDING
 8 SECTION 7-32-2221, MCA."
 9

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

11 Section 1. Section 7-32-2221, MCA, is amended to read:

12 "7-32-2221. Segregation of prisoners. (1) Each county
 13 jail must contain a sufficient number of rooms to allow the
 14 sheriff to separately confine classes of prisoners as may be
 15 necessary to the security and safety of those prisoners and
 16 the jail. all persons belonging to either one of the
 17 following classes to be confined separately and distinctly
 18 from persons belonging to either of the other classes:

19 (a) ~~persons committed on criminal process and detained~~
 20 ~~for trial;~~

21 (b) ~~persons already convicted of crime and held under~~
 22 ~~sentences;~~

23 (c) ~~persons detained as witnesses or held under civil~~
 24 ~~process or under an order imposing punishment for a~~
 25 ~~contempt;~~

1 (2) ~~Persons who are violent, disturbed, or inebriated~~
 2 ~~committed on criminal process and detained for trial~~
 3 ~~persons convicted and under sentence and persons committed~~
 4 ~~upon civil process must not be kept or put into the same~~
 5 ~~room with other prisoners, nor shall male and female~~
 6 ~~prisoners (except husband and wife) be kept or put into the~~
 7 ~~same room.~~

8 (3) Juveniles may be confined only under conditions
 9 that comply with 41-5-306(2).

-End-

SENATE BILL NO. 218

INTRODUCED BY VAN VALKENBURG

A BILL FOR AN ACT ENTITLED: "AN ACT GRANTING THE SHERIFF DISCRETION IN THE SEGREGATION OF PRISONERS CONFINED IN THE COUNTY JAIL; AND REQUIRING JUVENILES TO BE CONFINED UNDER CONDITIONS COMPLYING WITH OTHER PROVISIONS OF LAW; AMENDING SECTION 7-32-2221, MCA."

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

Section 1. Section 7-32-2221, MCA, is amended to read:

"7-32-2221. Segregation of prisoners. (1) Each county jail must contain a sufficient number of rooms to allow the sheriff to separately confine classes of prisoners as may be necessary to the security and safety of those prisoners and the jail. ~~It~~ persons belonging to either one of the following classes to be confined separately and distinctly from persons belonging to either of the other classes:

(a) persons committed on criminal process and detained for trial;

(b) persons already convicted of crime and held under sentence;

(c) persons detained as witnesses or held under civil process or under an order imposing punishment for contempt.

(2) Persons who are violent, disturbed, or inebriated committed on criminal process and detained for trial, persons convicted and under sentence, and persons committed upon civil process must not be kept or put into the same room with other prisoners, nor shall male and female prisoners (except husband and wife) be kept or put into the same room.

(3) Juveniles may be confined only under conditions that comply with 41-5-306(2).

-End-