

HOUSE BILL NO. 912

INTRODUCED BY S. KELLY, M. CUNNINGHAM, B. MERCER, A. REGIER, T. SHARP

A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING LAWS RELATED TO BEHAVIORAL HEALTH; CREATING A SECURE FORENSIC FACILITY; PROVIDING MINIMUM REQUIREMENTS FOR THE FACILITY AND ITS SERVICES; ALLOWING THE BEHAVIORAL HEALTH SYSTEM FOR FUTURE GENERATIONS FUND TO SUPPORT THE CONSTRUCTION OF NEW PROPERTY TO SUPPORT BEHAVIORAL HEALTH SETTINGS AND IMMEDIATE CARE FACILITIES; PROVIDING AN APPROPRIATION; AMENDING SECTION 50-1-119, MCA; AND PROVIDING AN EFFECTIVE DATE."

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

**NEW SECTION. Section 1. Establishment of secure forensic facility.** (1) The department of ~~public health and human services administration~~ shall oversee the construction and operation of a secure forensic facility to provide care, treatment, and security for individuals who have been adjudicated as guilty but mentally ill, not guilty by reason of mental illness, or in need of forensic evaluations or competency restoration prior to legal proceedings.

(2) The facility must be designed to house a ~~maximum of at least~~ 70 patients.

(3) The facility must be located ~~east of a line running north and south through Big Timber, in~~ eastern Montana, at a site determined by the department in consultation with other appropriate state agencies.

**NEW SECTION. Section 2. Facility design and services.** (1) The secure forensic facility established in [section 1] must provide:

- (a) secure housing units designed to meet the needs of forensic patients;
- (b) onsite psychiatric and medical treatment services;
- (c) competency restoration programs;
- (d) rehabilitation and reintegration services;
- (e) adequate security measures to ensure the safety of patients, staff, and the public; and

# Amendment - 1st Reading-white - Requested by: (H) Human Services

- 2025

69th Legislature 2025

Drafter: Milly Allen,

HB0912.001.003

1            **NEW SECTION. Section 4. Appropriation.** (1) There is appropriated \$60 million from the behavioral  
2 health system for future generations fund established in 17-2-102 for the biennium beginning July 1, 2025, to  
3 the department of ~~public health and human services administration~~ for the purpose of planning, designing,  
4 constructing, and equipping the secure forensic facility established in [section 1].

5            (2) Any unexpended funds remaining after the completion of the facility must revert to the  
6 behavioral health system for future generations fund established in 17-2-102.

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8            **NEW SECTION. Section 5. Effective date.** [This act] is effective July 1, 2025.

9            - END -