

Montana State Senate



The Treasure State

SENATOR JASON ELLSWORTH
PRESIDENT OF THE SENATE

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MONTANA STATE LEGISLATURE
SUBPOENA FOR PRODUCTION OF RECORDS

HOME ADDRESS:
1073 GOLF COURSE RD
HAMILTON, MT 59840

TO: The Honorable Mike Menahan, Chairman
Montana Judicial Standards Commission
301 S. Park, Suite 328
PO Box 203005
Helena, MT 59620-3005

THE MONTANA STATE LEGISLATURE, to the Chairman of the Montana Judicial Standards Commission ("Commission"), Mike Menahan.

Pursuant to the Legislature Investigative Powers provisions of Title 5, Chapter 5, Part 1, MCA, and section 5-5-107, MCA, you are hereby required to provide the following to the Office of the President of the Montana Senate (Capitol Building Room 306) by no later than Thursday, September 5, 2024, at noon:

A report that contains the information required by section 3-1-1126(1)-(7), MCA. See also section 5-11-222(1)(a) and (2)(r), MCA (requiring the report by September 1, 2024).

The requested information will be used by the Senate Select Committee on Judicial Oversight and Reform ("Committee") for the purpose of educating the Committee so that it may continue to formulate policy and prepare legislation for preintroduction during the 2025 Legislative Session regarding the supervision and oversight of judges. The Committee will also consider whether to introduce legislation regarding the disclosure of proceedings of the

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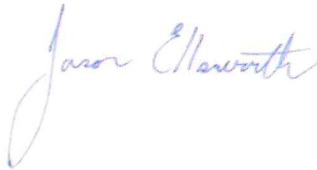
Commission as authorized by Article VII, Section 11(4), of the Montana Constitution. See Senate Bill No. 313 (2023). Lastly, the Committee recognizes that the essential functions of the Commission are paid through legislative appropriations as opposed to the assessment of costs and fees as identified in *Harris v. Smartt*, 2003 MT 135. Given the Senate's direct involvement in the appropriation process, the Committee desires to analyze the nature of all complaints and grievances to further understand the Commission's workload.

For failure to produce the information requested in this subpoena, you may be liable to the punishment for contempt pursuant to section 5-5-109, MCA.

The subpoena is issued by the Committee and is signed by the President of the Senate in accordance with section 5-5-107(3), MCA.

DATED in Helena, Montana, this 29th of August 2024.

By:

A handwritten signature in blue ink that reads "Jason Ellsworth". The signature is written in a cursive style with a large, looping initial "J".

Jason Ellsworth, President of the Montana Senate