



## POLICY DIRECTIVE

Policy:	<b>DOC 1.5.11 REPORTING OF ADMISSION OR RELEASE OF ARSONISTS</b>
Effective Date:	02/01/1998 <span style="float: right;">Page 1 of 1</span>
Revision Date(s):	11/15/2011; 04/24/2026
Signature/Title:	/s/ Eric Strauss, Director

### I. POLICY

The Department requires all Department and contracted facilities and programs to provide written notification to the Department of Justice when they admit or release offenders who are convicted of arson or acquitted of arson on the grounds of mental disease or defect, in accordance with 53-1-104, MCA.

### II. APPLICABILITY

All divisions, facilities, and programs Department-owned and contracted, as specified in contract.

### III. DEFINITIONS (see Glossary)

### IV. REQUIREMENTS

#### A. Requirements

1. By statute, 53-1-104, MCA, the following entities must provide written notice prepared on Department letterhead to the Fire Marshal, Department of Justice:
  - a. a Montana prison
  - b. a Montana youth correctional facility
  - c. a county or city detention facility
2. The required *Arson Admit Notice* and *Arson Release Notice* must contain:
  - a. the name of the convicted arsonist
  - b. where the offender is or will be located; and
  - c. the type of fire in which the offender was involved.

### V. CLOSING

Questions about this policy should be directed to the appropriate facility administrator.

### VI. REFERENCES

- A. §§ 45-6-102; 45-6-103; 53-1-104, MCA

### VII. FORMS

*Arson Admit Notice*  
*Arson Release Notice*