

STATE BOARD OF PARDONS AND PAROLES

Sioux Falls, South Dakota

April 13, 14, 15 and 16, 2015

Parole Board meetings were held on April 13, 14, 15 and 16, 2015 at various locations in the State of South Dakota. A Parole Board meeting was held on April 16, 2015 at the South Dakota State Penitentiary commencing at 8:00 AM with the following present:

Kay Nikolas, Chair
Mark Smith, Vice Chair
Ken Albers, Member
Greg Erlandson, Member
Don Holloway, Member
Kevin Krull, Member
Dave Nelson, Member
Myron Rau, Member
Ed Ligtенberg, Director
Mike Vonsik, Board Office Manager
Traci Fredrikson, Corrections Specialist
Val McGovern, Corrections Analyst
Kathleen Bongers, Program Assistant
Stacy Cole, Senior Secretary

Quorum Present? Yes

Members who are absent today are: Rev. Patricia White Horse – Carda and Pat Pardy, DOC Legal Counsel

REPRESENTATIONS: Pat Pardy, Department Of Corrections Legal Counsel was unavailable.

SPECIAL GUESTS: McKenzie Grim of Behavioral Health appeared and was available for any questions.

MINUTES: Board Member Rau made motion to approve the minutes from the March 2015 meeting of the Board. Board Member Erlandson seconded the motion. All members voting aye; the motion carried.

HEARING PANELS: Board Member Krull was unavailable for hearings on Monday and Tuesday and Board Member White Horse – Carda was unavailable Tuesday through Thursday. Board Member Albers went to Yankton on Monday. Board Chair Nikolas will go to Pierre in May. Board Member White Horse – Carda will be unavailable in June, 2015. Board Member Nelson will be unavailable in May, 2015. Board Member Rau will be unavailable in July, 2015. Board Member Krull will be unavailable in August, 2015. Board Member Smith will be unavailable in August, 2015. Board Member Holloway will be unavailable in July and August, 2015.

REVIEWED BY THE FULL BOARD:

The following inmate was considered for parole by the full board. Board Member Albers made motion to grant parole to new number; motion died for lack of a second. Board member Holloway made a substitute motion to deny and continue to expiration; Board Chair Nikolas seconded the motion. Board Members Nelson and Albers opposed; all other members voting aye; the motion carried

Thomas Oaks

The following inmate was considered for an Early Discharge by the full board. Board Member Nelson made motion to grant an early discharge; Board Member Albers seconded the motion; all others voting aye; the motion carried.

Wayne Miller

APPEARANCES BEFORE THE FULL BOARD:

The following inmate appeared before the full board. Board member Albers made motion to grant parole with the conditions of scram, an assessment, AA and look at CTP or halfway house. Board member Rau seconded the motion; Board Member Erlandson made a motion to put out until May 2015 for a paper review and have an assessment for mental health and CD. Board Member Krull seconded the motion; all other members voting aye; the motion carried

Kevin Lesesne

The following inmate appeared before the full Board. Board member Albers made motion to grant parole. Board member Holloway seconded the motion; all other members voting aye; the motion carried

Travis Callies

APPEARANCES BEFORE THE FULL BOARD (SIX MEMBERS) IN SPRINGFIELD:

The following inmate appeared before the full Board. Board member Holloway made motion to deny parole and set out two years. Board Member Albers seconded the motion; Board Member Albers amended the motion to deny and set out one year; motion died for lack of second; Board Member Nelson voted nay; all other members voting aye; the motion carried.

Ronald Goodsell

The following inmate appeared before the full Board. Board Member Nelson made motion to grant parole to CTP in Rapid City with minimum of 6 months on scram or 24/7 after release from CTP. Board Member Erlandson seconded the motion; all members voting aye; the motion carried.

Wayne Center

The following inmate appeared before the full Board. Board Member Holloway made motion to deny and set out two years. Board Member Erlandson seconded the motion; Nikolas, Albers, Rau, and Nelson all voting nay; motion failed. Board members Albers made motion to grant parole; motion died for lack of a second. Board Member Nelson made motion to deny and set next review date in December 2015; Board member Rau seconded the motion; Board member Erlandson dissenting; all others voting aye; motion carried.

Tony Kenyon

The following inmate appeared before the full Board. Board member Erlandson made motion to grant parole to CTP. Board member Rau seconded the motion; Board member Nelson recused; all other members voting aye; the motion carried

James Shafer

Board Chair Nikolas called a recess from 8:46 am to 9:02 am

AGENDA ITEMS:

Director's Report: Director Ligtenberg updated us on the Tribal Pilot Program. Parole revocations are up for April. No significant changes to report.

Director of Field Services Report: Doug Clark appeared on behalf of Parole Services. Doug shared contact standard findings for each region. Reported on the workload study and shared the success of this study.

Legal Issues Review: Pat Pardy was unavailable. No issues to report.

Behavioral Health Review: McKenzie Grim appeared on behalf of behavioral health. McKenzie updated us on 5 cases that have discharged their sentences or have been released back to the community.

Policy Review 8.1.A.13 was reviewed and approved with the changes as outlined by Board office Manager Vonsik. 8.1. A.11 has no proposed changes but will be reviewed and is subject to approval at the May, 2015 meeting.

Board Training Review and COMS Update: Traci Fredrikson updated us on some training sessions. Tonya will be available to provide this training in May, 2015. MRT and the Native American curriculum are in the works to get on the agenda. The START program was introduced and explained.

Review of Full Board Appearances for May: Board members reviewed a number of parole applicants who have been recommended for a personal appearance before the full board in May or later.

Decisions: Board member Albers made motion to ratify and affirm all decisions; Board Member Krull seconded the motion. All members voting aye; the motion carried.

Recusals:

Board Member Krull recused himself from the following hearings:

Robert Reynolds

Board Member Nelson recused himself from the following hearing:

Roger Reuer
James Shafer
Kevin Lesesne
Travis Callies

Board Chair Nikolas recused herself from the following hearing:

Ronald Goodsell

ATTACHMENTS – DECISIONS: Please refer to the attached listing entitled Board Decisions for all parole violations, suspended sentence violations, non compliance, discretionary parole, early discharge, and rescission decisions made by the Board this month.

Adjournment: Board Member Erlandson made motion to adjourn the April 2015 meeting of the Board. Board member Nelson seconded the motion. All members voting aye; the motion carried.

The meeting adjourned at 10:49 am on Thursday, April 16, 2015. The next board meeting is scheduled for May 14, 2015 at 8:00 a.m.

APRIL 13, 14, 15 and 16, 2015

SD BOARD OF PARDONS AND PAROLES

Kay Nikolas, Chair

Ed Ligtenberg, Director

Submitted by:
Stacy Cole
Senior Secretary