

STATE BOARD OF PARDONS AND PAROLES

Sioux Falls, South Dakota

July 10, 11, 12 and 13 2017

Parole Board meetings were held on July 10, 11, 12 and 13 2017 at various locations in the State of South Dakota. A Parole Board meeting was held on July 13, 2017 at the South Dakota State Penitentiary commencing at 8:03 AM with the following present:

Mark Smith, Chair  
Ken Albers, Vice Chair  
Paige Bock, Member  
Kevin Krull, Member  
Dave Nelson, Auxiliary Member  
Shannon Riter Osborn, Member  
Chuck Schroyer, Member  
Rev. Patricia White Horse-Carda, Member  
Doug Clark, Director of Parole  
Kathleen Bongers, Program Assistant  
Stacy Cole, Senior Secretary  
Traci Fredrikson, Corrections Specialist  
Bri Haugen, Intern  
Ashley McDonald, DOC Legal Counsel  
Val McGovern, Corrections Analyst  
Kayla Stucky, Corrections Specialist  
Mike Vonsik, Board Office Manager

Quorum Present? Yes

Members who are absent today: Don Holloway, Member, Myron Rau, Member

REPRESENTATIONS: Ashley McDonald, Department Of Corrections Legal Counsel representative, was available for questions.

SPECIAL GUESTS: Brenna Carlson, SOMP. Riley DeGroot, Case Manager, Dusti Werner, Risk Reduction manager. Kayla LaBrie, Behavioral Health. Tonya Honomichl, Behavioral Health. Amy Beyl, Parole Agent. Kayla Oelkers, Parole Agent. Catherine Schlimgen, Staff Attorney. Jessica Cook, Restricted Housing Manager.

MINUTES: Board Member Krull made motion to approve the minutes from the June, 2017 meeting of the Board. Board Member White Horse - Carda seconded the motion. All members voting aye; the motion carried. Board Member Schroyer made a subsequent motion to amend the June Minutes to reflect the recission hearing for Lolita Dion. Board Member White Horse – Carda seconded the motion. All members voting aye, the motion carried.

HEARING PANELS: There were 4 rooms run in Springfield in July 2017. Board Chair Smith was available and worked in July 2017. Board Member Smith will be unavailable in August 2017. Board Member Rau was unavailable in July 2017. Board Member Holloway was unavailable in July 2017. Board Member Bock was unavailable after 1:00PM on Tuesday July 11, 2017. Board Members Krull and White Horse - Carda will be unavailable in August 2017. Auxiliary Member Nelson will work in August 2017. Auxiliary Member Erlandson will work in August 2017. Board Member Schroyer will be unavailable in the afternoon on Thursday in September 2017. Board Member Ritter Osborn will be unavailable in November 2017.

REVIEWED BY THE FULL BOARD:

The following inmate was reviewed by the full board. Vice Chair Albers made motion to grant parole to his new number. Board Member Krull seconded the motion. All members voting aye, the motion carried

Jeremy Brink

The following inmate was reviewed by the full board. Auxiliary Member Nelson made motion to grant parole in October 2017. Board Member Schroyer seconded the motion. All members voting aye, the motion carried

Cornelius Milk

The following inmate was reviewed by the full board. Board Member Schroyer made motion to grant parole in October 2017. Board Member Krull seconded the motion. All members voting aye, the motion carried

Mohamed Abdikadir

APPEARANCES BEFORE THE FULL BOARD (NINE MEMBERS) IN SPRINGFIELD TUESDAY JULY 11, 2017:

The following inmate appeared before the full board. Board Member Schroyer made motion to grant parole to Kingdom Boundaries. Board Member Bock seconded the motion. All members voting aye, the motion carried

James Van Wyhe

The following inmate appeared before the full board. Board Member Bock made motion to grant parole to new number #27618. Board Member Schroyer seconded the motion. Board Members Simmons, Riter Osborn, Board Chair Smith and Vice Chair Albers voting nay, motion died. Vice Chair Albers made a second motion to deny parole and set out 8 months. Board Member Riter Osborn seconded the motion. All members voting aye; the motion carried.

Jeremy Knutson

The following inmate appeared before the full board. Board Member Schroyer made motion to grant parole to his new #26389. Board Member Bock seconded the motion. All members voting aye, the motion carried

Luis Castro

APPEARANCES BEFORE THE FULL BOARD (NINE MEMBERS) IN SIOUX FALLS JULY 13, 2017:

The following inmate appeared before the full board for his 6 month case review. Auxiliary Member Nelson made motion to continue supervision with a step down to his GPS monitoring. Board Member Krull seconded the motion. All members voting aye, the motion carried

Toby Ferguson

The following inmate appeared before the full board. Board Member Schroyer made motion to grant parole to plan. Auxiliary Member Nelson seconded the motion. All members voting aye, the motion carried

Joel Galan

The following inmate appeared before the full board. Board Member Krull made motion to continue him for 60 days in order to come up with a new parole plan. Board Member Riter Osborn seconded the motion. Auxiliary Member Nelson voting nay. All other members voting aye, the motion carried

Prentice Flood

The following inmate appeared before the full board. Vice Chair Albers made motion to grant parole once he has successfully completed the Restrictive Housing program and then will parole to CTP in Yankton. Board Member Schroyer seconded the motion. All members voting aye, the motion carried

Dustin Emery

The following inmate appeared before the full board. Board Member Schroyer made motion to grant parole following the completion of CD treatment. Board Member Krull seconded the motion. All members voting aye, the motion carried

Derek Bad Wound

The following inmate appeared before the full board for a recession hearing. Board Member Schroyer made motion to grant parole. Board Member White Horse - Carda seconded the motion. Vice Chair Albers voting nay. All other members voting aye, the motion carried

Lolita Dion

EARNED DISCHARGES:

The following inmate was reviewed for an earned final discharge. Board Chair Smith made a motion to grant a full earned discharge. Vice Chair Albers seconded the motion. Auxillary Member Nelson voting nay. All other members voting aye, the motion carried.

Hampton Schieffer

The following inmate was reviewed for an earned final discharge. Board Chair Smith made a motion to grant a partial discharge of two years. Board Member Riter Osborn seconded the motion. All members voting aye, the motion carried.

Adam Bucciarelli

The following inmate was reviewed for an earned final discharge. Vice Chair Albers made a motion to deny a full/partial discharge. Board Member Krull seconded the motion. All members voting aye, the motion carried.

Dwight Crigger

The following inmate was reviewed for an earned final discharge. Board Member Krull made a motion to deny a full earned discharge. Vice Chair Albers seconded the motion. Auxillary Member Nelson abstaining. All members voting aye, the motion carried.

Jared Schwiebach

RECESS: 9:55 AM – 10:10AM

AGENDA ITEMS:

Director's Report: Director Clark reported on parole hearing numbers and non -compliance numbers. Dispositional hearing numbers are down. Mr. Clark discussed future training sessions. Director Clark introduced our new Intern Savannah Murray and said good bye to our previous intern Brianna Haugen. We are approximately two to three months out in scheduling pardons. Director Clark and Corrections Specialist Fredrikson met with Data Systems manager Heidi Kadoun and EBP manager Kim Edson to discuss the future CITRIX applications that are still being used. We are looking at converting the commutation history data to an Access data entry/hearing scheduling/generating notices functionalities to take the place of the Executive Clemency and Parole hearings data base.

Director of Field Services Report: Brad Lewandowski was unavailable. Kayla Stucky appeared on his behalf and up dated the board on happenings in the field. She reports the numbers are consistent. Workloads for each region are still in the 90's. We have one open parole agent position open in the state. We have one agent who is away right now performing his military duty and will return later this month. We have one agent going to leave for military service next month.

Legal Issues Review: Ashley McDonald was available for any questions. Ashley addressed conflicts of interest. She provided the Parole Board with the forms that would be necessary to fill out to disclose that information. The Parole Board does have legal authority to give good time back to inmates that are currently still serving their sentence, but have flatted a sentence that good time may have been taken from.

Behavioral Health Review: Tonya Honomichl and Kayla LaBrie were available and updated the board on several SMI cases that will be flatting or going out into the community.

Policy Review: 8.1.A.7 Policy Early Discharge review was given to the board and they will review and approve this policy in August 2017

Board Training and COMS Updates: Traci Fredrikson spoke about and handed out to the board about a new version of an amended version of our current board slip. Traci also informed the board they will still need to get a few more hours of training in the next 6 months.

Review of Full Board Appearances for August: Board members reviewed a number of parole applicants who have been recommended for a personal appearance before the full board in August, 2017 or later.

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

Recusals:

Board Member Krull recused himself from the following hearing(s):

Lloyd White Face

Board Chair Smith recused himself from the following hearing(s):

Prentice Flood

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

Adjournment: Vice Chair Albers made motion to adjourn the July 13, 2017 meeting of the Board. Board Member Holloway seconded the motion. All members voting aye; the motion carried. The meeting adjourned at 11:54AM on Thursday July 13, 2017. The next board meeting is scheduled for August 17, 2017 at 8:00 a.m.

SD BOARD OF PARDONS AND PAROLES

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Mark Smith, Board Chair

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Doug Clark, Director

Submitted by:  
Stacy Cole  
Senior Secretary