

STATE BOARD OF PARDONS AND PAROLES

Sioux Falls, South Dakota

May 11, 12, 13 and 14, 2015

Parole Board meetings were held on May 11, 12, 13 and 14, 2015 at various locations in the State of South Dakota. A Parole Board meeting was held on May 14, 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  
Myron Rau, Member  
Ed Ligtenberg, Director  
Doug Clark, Director of Parole Services  
Pat Pardy, Department Of Corrections Legal Counsel  
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: Dave Nelson, Member, Rev. Patricia White Horse – Carda, Member

REPRESENTATIONS: Pat Pardy, Department Of Corrections Legal Counsel was available for questions.

SPECIAL GUESTS: McKenzie Grim and Tonya Honomichl of Behavioral Health appeared and were available for any questions. Doug Williams gave us an update on his progress with the Tribal Pilot. Becca Bedard, Parole Agent. Lauren Kulwicki, Intern for Central Records, and NSU traveling class.

MINUTES: Vice Chair Smith made motion to approve the minutes from the April, 2015 meeting of the Board. Board Member Erlandson seconded the motion. All members voting aye; the motion carried.

HEARING PANELS: Board Member Patricia White Horse – Carda was unavailable Thursday May 14, 2015. Board Member Nelson was unavailable in May 2015. Board Chair Nikolas will be unavailable on Monday June 15, 2015. Board Member Albers will go to Yankton and Board Member Rau will go to SDSP in June. 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 Erlandson made motion to grant parole. Board member Holloway seconded the motion; all other members voting aye; the motion carried

Luke Bina

The following inmate was considered for parole by the full board. Board Member Erlandson made motion to grant parole to the Arch. Board Member Krull seconded the motion; all other members voting aye; the motion carried

Kevin Lesesne

APPEARANCES BEFORE THE FULL BOARD:

The following inmate appeared before the full board. Board Member Erlandson made a motion to grant parole with the condition of after releasing from CTP with 6 months (or longer, at his parole agents discretion) of alcohol supervision. Board Member Krull seconded the motion; Board Member Holloway and Board Member Albers opposed; all other members voting aye; the motion carried

Robert Davis

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

Dustyn Taylor

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

The following inmate appeared before the full board. Board member Albers made motion to grant parole. Board Member White Horse - Carda seconded the motion; Board Members Krull, Smith, and Nikolas opposed, Board Member Albers made a second motion to deny parole and set out 6 months, Board Member Krull seconded the motion; all other members voting aye; the motion carried.

Vernon Sarah

The following inmate appeared before the full board. Board Member Albers made motion to grant parole following recommendations of the SOMP program. Board Chair Nikolas seconded the motion; all members voting aye; the motion carried.

Chad Bettin

The following inmate appeared before the full board. Board Member Albers made motion to grant parole following recommendations of the SOMP program. Motion died for lack of a second. Vice Chair Smith made motion to deny parole and set out 1 year until May 2016. Board Member Krull seconded the motion; Board Members Albers and Nikolas opposed; all others voting aye; the motion carried.

William Dasch

The following inmate appeared before the full Board. Vice Chair Smith made motion to grant parole. Board Member Rau seconded the motion; all other members voting aye; the motion carried

Cisco Eagle Feather - Pigney

Board Chair Nikolas called a recess from 9:20 am to 9:32 am

AGENDA ITEMS:

Director's Report: Director Ligtenberg updated us on statistical numbers. We are seeing a higher number of non-compliance numbers. No significant changes to report.

Director of Field Services Report: Doug Clark appeared on behalf of Parole Services. Mr. Clark reports that parole services are seeing average numbers. We are seeing the case loads even out, also gave us an update on the case load study. No significant changes to report.

Legal Issues Review: Pat Pardy had no issues to report.

Behavioral Health Review: Tonya Honomichl and McKenzie Grim appeared on behalf of behavioral health. Tonya and McKenzie updated us on 6 SMI cases that have discharged their sentences or have been released back to the community.

Policy Review: 8.1. A.11 was reviewed and approved by the board. Board Member Erlandson made motion to approve the policy, Board Member Holloway seconded the motion; all members voting aye, the motion carried.

Board Training Review and COMS Update: Traci Fredrikson updated us on some training sessions. Traci is setting up a future training session with Richard Stroker National Parole Resource Center (NPRC).

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

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

Recusals:

Board Member Krull recused himself from the following hearings:

Donald Nequette

Board Chair Nikolas recused herself from the following hearing:

Leeann Robertson

May 11, 12, 13 and 14, 2015

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 Albers made motion to adjourn the June 2015 meeting of the Board. Board member Rau seconded the motion. All members voting aye; the motion carried.

The meeting adjourned at 11:59 AM on Thursday, May 14, 2015. The next board meeting is scheduled for June 18, 2015 at 8:00 a.m.

SD BOARD OF PARDONS AND PAROLES

---

Kay Nikolas, Chair

---

Doug Clark, Director

Submitted by:  
Stacy Cole  
Senior Secretary