

STATE BOARD OF PARDONS AND PAROLES

Sioux Falls, South Dakota

October 16, 17, 18 and 19 2017

Parole Board meetings were held on October 16, 17, 18 and 19, 2017 at various locations in the State of South Dakota. A Parole Board meeting was held on October 19, 2017 at the South Dakota State Penitentiary commencing at 8:10 AM with the following present:

Mark Smith, Chair
Ken Albers, Vice Chair
Paige Bock, Member
Don Holloway, Member
Kevin Krull, Member
Myron Rau, 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
Savannah Murray, SD Board of Pardons and Paroles Intern
Val McGovern, Corrections Analyst
Catherine Schlimgen, Staff Attorney
Mike Vonsik, Board Office Manager

Quorum Present? Yes

Members who are absent today: Brad Lewandowski, Director of Field Services, Ashley McDonald, DOC Legal Counsel.

REPRESENTATIONS: Ashley McDonald, Department Of Corrections Legal Counsel representative was unavailable. Catherine Schlimgen, Staff Attorney was present and available for any questions.

SPECIAL GUESTS: Dusti Werner, Risk Reduction Manager. Kayla LaBrie, Behavioral Health. Josh Kulm, Parole Agent. Catherine Schlimgen, Staff Attorney. Liz Effling, Case Manager

MINUTES: Board Member Rau made motion to approve the minutes from the September, 2017 meeting of the Board. Board Member Krull seconded the motion. All members voting aye; the motion carried.

HEARING PANELS: South Dakota State Penitentiary held a 5th hearing room on Captains Row. Yankton Parole hearings were held in a new location this month. A request has been made to continue to hold hearings in this new location. Board Member Ritter Osborn will be unavailable on Tuesday in November 2017. Board Member Bock will be unavailable on Tuesday in November, 2017. Board Member Bock may be unavailable in December, 2017.

REVIEWED BY THE FULL BOARD:

NONE

APPEARANCES BEFORE THE FULL BOARD (NINE MEMBERS) IN SPRINGFIELD TUESDAY
OCTOBER 17, 2017:

The following inmate appeared before the full board. Board Member White Horse - Carda made motion to grant parole to Tall Grass. Board Member Bock seconded the motion. All members voting aye, the motion carried

Richard Tuve

The following inmate appeared before the full board. Vice Chair Albers made motion to grant parole. Board Member Rau seconded the motion. Board Chair Smith Board Member Bock and Board Member Krull voting nay, all other members voting aye; the motion carried.

Bradley Black

The following inmate appeared before the full board. Board Member Rau made motion to grant parole. Vice Chair Albers seconded the motion. Board Members Holloway, Riter Osborn, Krull, and Schroyer voting nay. All other members voting aye, the motion carried

Ralph Block

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

Stryker Clemons

The following inmate appeared before the full board. Board Member Krull made motion to grant parole. Board Member Schroyer seconded the motion. Board Chair Smith voting nay. All other members voting aye, the motion carried

Lucas Crow

APPEARANCES BEFORE THE FULL BOARD (NINE MEMBERS) IN SIOUX FALLS OCTOBER 19,
2017:

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

Buke Mardanlou

The following inmate appeared before the full board. Board Member Holloway made motion to deny parole and continue to expiration. Board Member Rau seconded the motion. All members voting aye, the motion carried

Artie Pawnee Leggins

The following inmate appeared before the full board. Board Member Rau made motion to grant parole to ISC to WI. Board Member Krull seconded the motion. Board Member Holloway and Vice Chair Albers voting nay. All other members voting aye, the motion carried

Kenneth Durrah

EARNED DISCHARGES:

NONE

RECESS: 9:45 am – 9:58 am

AGENDA ITEMS:

Director's Report: Director Clark reported on parole hearing numbers and non-compliance numbers. Information regarding extended confinement program was disseminated to the Board including an outline covering statutory authority, eligibility, supervision, along with the most recent statistics and impacts of the program. The amended board slips were implemented in August, 2017. The Corrections Commission visited the Penitentiary in September and observed Parole and Pardon hearings. SAVIN testing continues as parole hearing triggers continue to have some issues. We received 8 pardon applications in September. Staff had a web-ex with Heidi Kadoun and staff from Syscon to discuss ongoing COMS issues. A few of these issues have been resolved. Sarah Ball, Deputy ISC Officer celebrated 14 years with the State in September. Kathleen Bongers, Program Assistant celebrated 25 years last Friday October 13, 2017 with the State.

Director of Field Services Report: Brad Lewandowski was unavailable. Director Clark updated the board on his behalf. New agents Mark Schlosser, Justin Korth, John McQuiston and Amy Beyl are in phase three of field training. The South East region supervised 19 extended confinement cases in September. Agents participated in reality based training in Sioux Falls. Agent Harrison provided radio training to all SE Region agents in Sioux Falls. JCA agents continue to assist in adult parole supervision. Blake Lohr began his duties as the SWO agent in September. The North East region supervised 31 extended confinement cases in September. The NE region also had scenario training in Watertown. We have 6 participants in the Rapid City IMT program. The West region supervised 19 extended confinement cases. Additionally, the board was provided an update on the progress with establishing a Tribal program with Flandreau Sioux Tribe. Parole Agents around the state are in the process of completing Narcan Training and will be issued kits to carry with them in the field to address potentially opioid overdose.

Legal Issues Review: Ashley McDonald was unavailable. Catherine Schlimgen was available for any questions and had no updates for the board.

Behavioral Health Review: Tonya Honomichl and Kayla LaBrie were available. Tonya updated the board on several offenders who have either entered or are getting close to reentering the community.

Policy Review: 8.1.A.2 – Parole and Suspended Sentence Revocation Hearings. Board Member Krull made motion to approve the changes to the Policy. Board Member Rau seconded the motion. All members voting aye, the motion carried.

8.1. A.13 – Rescission of Parole – Vice Chair Albers made motion to approve the changes to the policy.

Board Member White Horse – Carda seconded the motion. All members voting aye, the motion carried.

8.1. A.5 – Parole Board decisions and the setting of the Next review date. Board Member Rau made motion to approve the changes to the policy. Board Member Krull seconded the motion. All members voting aye, the motion carried.

Board Training and COMS Updates: Traci Fredrikson updated the board on their training hours and upcoming training and additional training options we have. We will hold a training session in November lead by the sex offender management team outlining the assessment processes, programming and supervision strategies regarding sex offenders.

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

Matthew Gustafson

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 October 19, 2017 meeting of the Board. Board Member Holloway seconded the motion. All members voting aye; the motion carried. The meeting adjourned at 10:20 AM on Thursday October 19, 2017. The next board meeting is scheduled for November 16, 2017 at 8:00 a.m.

SD BOARD OF PARDONS AND PAROLES

Mark Smith, Board Chair

Doug Clark, Director

Submitted by:
Stacy Cole
Senior Secretary