

March 2023



SOUTH DAKOTA BOARD OF PARDONS AND PAROLES
MINUTES

Jameson Annex
1600 N Drive
Sioux Falls, SD 57104

Parole Board meetings were held on March 1st, and March 13th, 14th, 15th, and 16th, 2023 in various locations in the State of South Dakota. A Full Board meeting was held on Wednesday, March 15th, 2023, commencing at 1:07 P.M. with the following present:

Present:

Myron Rau, Board Chair
Kirsten Aasen, Vice Chair
Ken Albers, Member
Peter Lieberman, Member
Jan Steele, Member
Patricia Meyers, Member
Vaughn Beck, Member
Shannon Riter-Osborn, Auxiliary Member (MS Teams)
Val McGovern, Executive Director of Board of Pardons and Paroles
Brad Lewandowski, Director of Parole
Traci Fredrikson, Operations Supervisor
Stacy Cole, Corrections Specialist
Eilish O'Toole, Program Assistant
Karena Cassidy, Senior Secretary
Jayden Clark, Parole Admin Intern
Georgia Will, Parole Admin Intern

Quorum Present? Yes

Absent: Board Member Kurt Hall, Board Member Chuck Schroyer

SPECIAL GUESTS: Tom Lais-Corrections Specialist, Travis Donelan-Case Manager, Bruce Brenna Carlson- SOMP Program Manager, Jeff Neill- SOMP, Kim Lippincott- Senior Case Manager, John Hult-Spotlight, KELO

AGENDA ITEMS:

APPEARED/REVIEWED BEFORE THE FULL BOARD IN SIOUX FALLS WEDNESDAY, March 15th, 2023:

The following offender appeared before the full board for a Parole hearing. Vice Chair Aasen made a motion to grant parole with GPS and SOMP recommendations, Board Member Myers

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seconded the motion. Board Members Steele, Myers, Beck, and Vice Chair Aasen voted aye, all other members voted nay, the motion failed. Board Member Albers made a motion to deny parole and set a next review in 8 months, Board Member Lieberman seconded the motion. All board members voted aye except Board Member Myers; motion carried.

Edward, Wayne

The following offender appeared before the full board for a Parole hearing. Board Member Albers made a motion to grant parole, Board Member Steele seconded the motion. All other board members supported the motion and voted aye, the motion carried.

Nelson, Diego

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Parole Board meetings were held on March 1st, and March 13th, 14th, 15th, and 16th, 2023 in various locations in the State of South Dakota. A Full Board meeting was held on Thursday, March 16th, 2023, commencing at 8:43A.M. with the following present:

Present:

Myron Rau, Board Chair
Kirsten Aasen, Vice Chair (MS Teams)
Ken Albers, Member (MS Teams)
Peter Lieberman, Member (MS Teams)
Jan Steele, Member
Patricia Meyers, Member
Vaughn Beck, Member
Shannon Riter-Osborn, Auxiliary Member (MS Teams)
Val McGovern, Executive Director of Board of Pardons and Paroles
Brad Lewandowski, Director of Parole
Traci Fredrikson, Operations Supervisor
Stacy Cole, Corrections Specialist
Eilish O'Toole, Program Assistant
Karena Cassidy, Senior Secretary
Jayden Clark, Parole Admin Intern

Quorum Present? Yes

Absent: Board Member Kurt Hall, Board Member Chuck Schroyer

COUNSEL PRESENT:

N/A

SPECIAL GUESTS: Tom Lais-Corrections Specialist, Travis Donelan-Case Manager, Bruce Berke-Case Manager, Eric Timmerman-Case Manager, Riley DeGroot- Case Manager, Sam Yost-Case Manager, Teresa Cummings- Program Assistant I, Andrew Rodriguez-Parole Agent, Travis Ripperda-Risk Reduction, Matthew Bonanno- Paralegal, John Hult-Spotlight, KELO

AGENDA ITEMS:



APPEARED/REVIEWED BEFORE THE FULL BOARD IN SIOUX FALLS THURSDAY
March 16th, 2023:

The following offender appeared before the full board for a Parole Review. Board Member Myers made a motion to have a 4-month review, and to approve every other week one on one meetings instead of weekly with his treatment provider, also approved for polygraph every 3 months. Board Member Beck seconded the motion, all board members voted aye, the motion carried.

Haas, Troy

The following offender appeared before the full board for a Parole hearing. Board Member Lieberman made a motion to grant parole, Board Member Steele seconded the motion. Board Members Steele, Liberman, Meyers, Beck and Chair Rau voted aye, all other board members voted nay, the motion carried.

Dornbusch, James

Guest: Arnold Dornbush- Father (MS Teams)

The following offender appeared before the full board for a Parole hearing. Board Member Beck made a motion to grant parole, Board Member Albers made a substitute motion to deny and set out 6 months, Board Member Aasen seconded the motion. Board Members Lieberman, Albers, Riter-Osborn, Meyers and Vice Chair Aasen voted aye, all other members voted nay, the motion carried.

Clark, Rocky

The following offender appeared before the full board for a Parole hearing. Board Member Lieberman made a motion to grant parole, Board Member Steele seconded the motion. All other board members voted aye, except Board Member Riter-Osborn and Vice Chair Aasen, the motion carried.

Wiyaka, Wambli

The following offender was discussed among the parole board regarding his parole plan. Board Member Beck made a motion to remove Serenity Hills as a Board Order and allow the agent and/or transitional case manager to decide the appropriate plan. Board Member Meyers seconded the motion, all board members voted aye, the motion carried.

Murphy, Jonathan



HEARING PANELS: Board Member Steele attended RCC hearings on 2/13/23 virtually. Board Member Lieberman attended DSP hearings on February 14th virtually. No other significant changes.

BOARD TRAINING: N/A

MINUTES: Board Member Beck made a motion to approve the minutes for the February 2023 meeting of the Board. Board Member Myers seconded the motion. All members voted aye; the motion carried.

BOARD REPORT: Director McGovern was available and updated the board on the following:

An extra days of parole board hearings were scheduled and conducted on February 1st, 2023. Chair Rau and Vice Chair Aasen reviewed approximately 62 parole violation waivers as well as early discharge applications/clemency and commutation cases. Paperwork is being processed so that Chair Rau and Board Member Schroyer can attend the annual APAI meeting April 16th-19th in Kansas City, MO. There were 11 pardon applications received in the month of February and the current set out period is to July 2023. Director McGovern has continued to complete validation inquiries submitted by the Department of Public Safety to ensure fidelity in NCIC entries/clears. Governor Noem acted on 3 clemency recommendations on February 23rd. There are currently 41 pending review and the set-out time period is July 2023. The State Senate has approved the Governor's appointment of Jan Steele to the Board of Pardons and Paroles. The appointment was confirmed on a 34-0 vote February 21st. Traci Fredrikson's last day with DOC Admin was on March 7th, 2023. We wish her well with the next chapter of her career.

FIELD SERVICES REPORT: Assistant Director Kayla Stucky was available and updated the board on the following:

Field Services Staffing Update

Open positions: 9 agent positions (2 SF, 2 RC, 1 Brookings, 1 Mitchell, 1 Spearfish, 1 Pierre; 1 SWO); 1 secretary position (SF); 1 Parole Administrative Supervisor position (SF). Conditional Offers have been accepted for both the Mitchell and Pierre positions. Agents in training: 6 (4 in Sioux Falls, 2 in Rapid City). Extended Leaves: 2 agents (Sioux Falls and Brookings); both returning early March. Upcoming Extended Leaves: 2 agents (Sioux Falls), Administrative Duty: 1 (Sioux Falls). Resignations: 2 Terrence Davis (2/28/2023), SWO Meagan Lively (02/22/2023). Upcoming Resignations; Amanda Schaefer (3/10/2023); Justin Korth – TBD, accepted conditional offer with VA – will have official resignation within the coming weeks; Traci Fredrikson (3/6/2023). Agents Bre Kerr (Sioux Falls) and Jason Goodall (Rapid City) began employment. Agents Engelstad and Anderson (Sioux Falls) are covering the Brookings caseloads due to a vacancy and extended leave. Supervisor Carrels is covering Watertown cases and some SWO cases due to Agent Miller covering the SWO caseload with Agent Lively's resignation.

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Interviews occurred for Sioux Falls, Pierre, Rapid City/Spearfish, and Mitchell. In-State offenders minus absconders: 2632, in-State absconders: 427, statewide caseload average: 71.14, statewide workload average: 97.10%.

POLICY REVIEW: N/A

RECUSALS: N/A

DECISIONS: Board Member Lieberman made a motion to ratify and affirm all decisions: Board Member Beck seconded the motion. All members voting aye; the motion carried.

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

ADJOURNMENT: The meeting adjourned at 11:58 A.M. The next full board meeting is scheduled for April 13th, 2023.

BOARD OF PARDONS AND PAROLES

Myron Rau, Board Chair or Kirsten Aasen, Vice Chair

Val McGovern, Executive Director

Submitted by:
Val McGovern
Executive Director of
Board of Pardons and Paroles