

May 2023



SOUTH DAKOTA BOARD OF PARDONS AND PAROLES
MINUTES

Jameson Annex
1600 N Drive
Sioux Falls, SD 57104

Parole Board meetings were held on April 26th, 2023, and May 8th, 9th, 10th & 11th, 2023 in various locations in the State of South Dakota. A Full Board meeting was held on Wednesday, May 10th, 2023, commencing at 12:33 P.M. with the following present:

Present:

Myron Rau, Board Chair
Kirsten Aasen, Vice Chair
Peter Lieberman, Member
Jan Steele, Member
Patricia Meyers, Member
Vaughn Beck, Member
Charles Schroyer, Member
Val McGovern, Executive Director of Board of Pardons and Paroles
Stacy Cole, Corrections Specialist
Eilish O'Toole, Corrections Analyst
Karena Cassidy, Senior Secretary
Jayden Clark, Parole Admin Intern
Georgia Will, Parole Admin Intern

Quorum Present? Yes

Absent: Board Member Ken Albers

SPECIAL GUESTS: Tom Lais-Corrections Specialist, Riley DeGroot-Senior Case Manager, , Liz Effling-Corrections Specialist, Travis Ripperda-Risk Reduction, Beth Warden-Dakota News Now, Brenna Carlson-SOMP Program Manager, Hector Santiago-Crespo-Parole Agent

AGENDA ITEMS:

APPEARED/REVIEWED BEFORE THE FULL BOARD IN SIOUX FALLS WEDNESDAY, May 10th, 2023:

The following offender's **commutation hearing** was continued to July 2023.

Hughes, Wilson

May 2023



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

Shaw, John

Guests: Kristine Forrest (mother)

The following offender appeared before the full board for a Parole hearing. Board Member Meyers made a motion to grant parole to new number, Board Member Aasen seconded the motion. All other board members supported the motion and voted aye, except Board Member Hall, the motion carried.

Brill, Monte

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Parole Board meetings were held on April 26th, 2023, and May 8th, 9th, 10th & 11th, 2023 in various locations in the State of South Dakota. A Full Board meeting was held on Thursday, May 11th, 2023, commencing at 8:40 A.M. with the following present:

Present:

Myron Rau, Board Chair
Kirsten Aasen, Vice Chair
Peter Lieberman, Member
Jan Steele, Member
Patricia Meyers, Member
Vaughn Beck, Member
Charles Schroyer, Member
Val McGovern, Executive Director of Board of Pardons and Paroles
Stacy Cole, Corrections Specialist
Eilish O'Toole, Corrections Analyst
Karena Cassidy, Senior Secretary
Georgia Will, Parole Admin Intern

Quorum Present? Yes

Absent: Board Member Ken Albers

COUNSEL PRESENT:

N/A

SPECIAL GUESTS: Riley DeGroot- Senior Case Manager, Travis Donelan- Transitional Case Manager, Travis Ripperda- Risk Reduction, Liz Effling-Corrections Specialist, Kim Lippincott- Senior Unit Case Manager, Eric Timmerman- Case Manager



AGENDA ITEMS:

APPEARED/REVIEWED BEFORE THE FULL BOARD IN SIOUX FALLS THURSDAY,
May 11th, 2023:

The following offender appeared before the full board for a Parole hearing. Board Member Meyers made a motion to grant parole, Board Member Lieberman seconded the motion. All other board members voted aye; except Board Member Beck, the motion carried.

Steele, Wesley

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

Hughbanks, Kevin

Guests:

Martha Hughbanks- mother, Terry Knutson-Friend, spiritual advisor, Jeff Haverhaults-Kingdom Boundaries Director

The following offender appeared before the full board for a paper review Parole hearing, he was seen by Board Member Albers and Chair Rau April 12th, 2023. Board Member Schroyer made a motion to grant parole to new number, Board Member Hall seconded the motion. All other board members voted aye; the motion carried.

Hamilton, Joshua

The following offender appeared in front of the full board for a Parole hearing. Board Member Beck made a motion to Deny parole and set his next discretionary hearing for November 2023. Board Member Hall seconded the motion. All other board members voted aye; the motion carried.

Hodgson, Orion

HEARING PANELS: Board Member Albers and Board Member Hall attended RCC hearing on 5/8/23 virtually. Board Member Albers was not present May 9th, 10th and 11th. Board Member Schroyer was present at parole hearing at SDSP on May 10th instead of JPA, he was a two panel with Chair Rau. No other significant changes.

BOARD TRAINING: N/A



MINUTES: Board Member Schroyer made a motion to approve the minutes for the April 2023 meeting of the Board. Board Member Steele 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 April 26th, 2023. Chair Rau and Vice Chair Aasen reviewed approximately 72 parole violation waivers as well as early discharge and commutation cases. Governor Noem acted on 4/18/23 on pending clemency cases and she fully approved 7 pardons, partially approved 1 pardon and denied 1 pardon and 1 commutation. The revised SDMF coding sheets are in the process of being used by the board. There were 23 pardon applications received in the month of April and the current set out period is to November 2023. There are currently 45 pending clemency cases pending a decision by Governor Noem.

Director McGovern has continued to complete validation inquiries submitted by the Department of Public Safety to ensure fidelity in NCIC entries/clears. There has also been follow up regarding renewal/updating certifications with Criminal Justice Information Services (CJIS), there is now an annual requirement of certification, parole admin staff and board members will need to remain in compliance with this expectation. Director McGovern continues to audit the Top 50 absconder warrants in NCIC to assure they are active. Legal Counsel Addyson Aguirre is now sending monthly updates to the board regarding pending/resolved litigations that directly involve the parole board. Board Chair Rau and Board Member Schroyer attended the annual APAI training in Kansas City, April 16th- 19th. Some of the training topics were parole decision making, risk assessments, trauma informed accountability, electronic pardon process, interstate compact, elderly parole, and evidence-based decision-making (parole revocations), victim/offender dialogue program (KS).

FIELD SERVICES REPORT: Assistant Director Kayla Stucky was not available for the field report, a field report was provided to the board and there was no questions/comments.

POLICY REVIEW: Director McGovern discussed with the board the final component that needed to be changed and updated in policy **8.1.A.5**. The policy was previously review on 2/16/23, however there has been a proposed change to attachment #1 of the policy, the board slip will now include month/year under deny parole and next review date and the reason/month/year under continue hearing to. The revised SDMF form was also approved by the board. Board Member Schroyer made a motion to approve the changes/updates, Board Member Steele seconded the motion, all other members voted aye, motion carried.

Policy **8.1.A.10** was also discussed, there was a proposed change to the notice sent to the State's Attorney when applying for a commutation. The verbiage will now have more clarification on the crime and sentence information. Board Vice Chair Aasen made a motion to approve this

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change/update, Board Member Beck seconded the motion, all other board members voted aye, the motion carried.

RECUSALS: N/A

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 11:51 A.M. The next full board meeting is scheduled for June 14th, 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