

STATE BOARD OF PARDONS AND PAROLES

Sioux Falls, South Dakota

May 13, 14, 15 and 16, 2019

Parole Board meetings were held on May 13, 14, 15 and 16, 2019 at various locations in the State of South Dakota. A Parole Board meeting was held on May 16, 2019 at the South Dakota State Penitentiary- Jameson Annex commencing at 8:12 AM with the following present:

Mark Smith, Board Chair
Ken Albers, Vice Chair
Gregg Gass, Member
Ed Ligtenberg, Member
Chuck Schroyer, Member
Rev. Patricia White Horse - Carda
Doug Clark, Director of Parole
Stacy Cole, Senior Secretary
Traci Fredrikson, Corrections Specialist
April Maeschen, Board office Intern
Val McGovern, Corrections Analyst
Autumn Ramsdell, Board office Intern

Quorum Present? Yes

REPRESENTATIONS: Catherine Schlimgen, Staff Attorney representative, was available for questions.

SPECIAL GUESTS: Liz Effling, Case Manager. Justin Korth, Parole Agent. Haley Adams, Parole Agent. Brandon LaBrie, Case Manager. Rick Leslie, Director of Transfer and Classification. Dusti Werner, Risk Reduction Manager.

MINUTES: Board Member Ligtenberg made motion to approve the minutes from the April 2019 meeting of the Board. Board Member White Horse - Carda seconded the motion. All members voting aye; the motion carried.

HEARING PANELS: Board Member Riter – Osborn was unavailable Tuesday through Thursday May 14 – 16, 2019. Board Member Krull was unavailable May 13 – 16, 2019. Auxiliary Member Nelson worked on Wednesday afternoon May 15, 2019 for Pardons, Auxiliary Member Erlandson worked in Rapid City on Monday May 13, 2019 and Wednesday afternoon May 15, 2019 for Pardons. Auxiliary Member Bock attended Parole hearings on Wednesday May 15, 2019. Board Member Rau was unavailable on Thursday May 16, 2019. Board Member Rau will be unavailable June 12 and 13, 2019. Board Member Riter – Osborn will be unavailable in June 2019. Board Chair Smith will be unavailable in July 2019. Board Member Krull will be unavailable in August 2019.

RECESS: - 09:17 AM – 09:24 AM

AGENDA ITEMS:

APPEARED/REVIEWED BEFORE THE FULL BOARD (SIX MEMBERS) IN SIOUX FALLS THURSDAY MAY 16, 2019:

The following inmate appeared before the full board. Vice Chair Albers made a motion to deny parole and set out one year. Board Member Ligtenberg seconded the motion. All Members voting aye, the motion carried.

Andrew Spotted Elk

The following inmate was a paper review before the full board. Vice Chair Albers made a motion to grant parole to his new number, #35769. Board Member Ligtenberg seconded the motion. All members voting aye, the motion carried.

Rory Watson

The following inmate was a paper review before the full board. Board Member Gass made a motion to grant parole. Vice Chair Albers seconded the motion. All members voting aye, the motion carried.

Ferrell Thunderhawk

The following Parolee was reviewed by the full board for an early final discharge. Vice Chair Albers made a motion to grant an early final discharge. Board Member Ligtenberg seconded the motion. All members voting aye, the motion carried.

William Tomlin

Director's Report: Director Clark updated the board on the following:
The Board was trained in March on the LSS Young Mothers Reentry Program and Domestic Violence MRT. Training in May included parole electronic monitoring. Program Assistant Kathleen Bongers retired on May 8, 2019 and Senior Secretary Stacy Cole was selected to fill the position. ICAOS Commissioner Doug Clark attended a face-to-face meeting of the Rules Committee in Louisville, KY on 04/09. The office received 12 pardon applications in April and hearings are being scheduled 2 months out. Governor Noem recently approved 18 of the 19 clemency cases recommended by the Board in February and March. Inmate Nicole Thode was recommended for upcoming commutation personal appearance hearing. BIT completed revisions to the pardon website which upgraded the security and added a victim section to the expedited pardon application. DOC senior staff attended training in Fort Pierre April 30-May 2 which focused on employee engagement, LEAN projects, and generational differences. Parole Annual Training occurred in April 9-11. Topics included Gender Responsivity, Mental

Health First Aide, programming updates, institutional mandatories, and DT re-certification. Director Clark reported to the Board that Corrections Specialist Traci Fredrikson was nominated and selected for entry into the next cohort of the Governor's Leadership Development Program representing the DOC; and that Board Office intern Autumn Ramsdell accepted the senior support staff position in the Sioux Falls field office. Director Clark also presented a process change involving sending email notices of upcoming parole cases meeting the full Board criteria to various agencies and points of contact once the case is referred for Full Board consideration.

Director of Field Services Report: Brad Lewandowski was unavailable. Director Clark updated the board on the following information:

A pilot Parole Services case manager position has been advertised in the SF Parole Office. Katie Howard started in the Sioux Falls office 9/10/18. She completed training March 9th and is considered a proficient agent. Kim Vyhlidal started in the Sioux Falls office 9/24/18. She will complete training when she returns from leave, which started 3/20/2019. Mitchell JCA Grosdidier is assisting in the supervision of approximately 15 minimum/medium cases for the Sioux Falls office. Yankton JCA Boese is assisting in the supervision of 29 CTP cases. The Yankton office is moved locations on April 1, 2019. An agent returned from a short-extended leave March 11.

An agent began extended leave 3/18/2019 and is expected to be out for 5 months.

An agent is on light duty 3/4/2019 – 4/4/2019. Agent Buitter has submitted her resignation effective 5/10/2019. This position has been listed and interviews conducted. Background checks are being completed to determine conditional offers. The Sioux Falls office is preparing for multiple extended leaves, a resignation, and new agent training in the coming months. The coverage plan includes caseload distribution and assistance from the Northeast Region. The Southeast Region supervised 29 extended confinement cases this month. Proficient agents (not including agents in training or supervisor) have an average caseload of 82.37.

Northeast Region Staff Update:

Darnell Hart has been hired as the new SWO Agent and has begun new agent training. The tribal caseload was transferred to SWO Hart on February 1 and she is supervising 49 offenders under the guidance of FTO Hofland and Watertown Agent Beyl. Agent Kollars (Brookings) is assisting the Flandreau Santee Sioux Tribe Support Team with supervision of 8 cases. JCA Kelsey Thilmony continues to assist the Aberdeen office in the supervision of 44 parole cases. JCA Hannah Carda continues to assist in the supervision of 42 cases in Pierre. Mitchell JCA Ryan Van Genderen continues to assist in supervision responsibilities of 10 parolees at Stepping Stones and 11 cases in the community. The NE Region supervised 35 extended confinement cases this month. Proficient agents (agents out of training, not including supervisor) have an average caseload of 76.40.

West Region Staff Update:

The West Region supervised 27 extended confinement cases this month. JCA Jen Leighty is assisting with the supervision of 50 cases in Rapid City, including all CTP cases. One agent began extended leave 2/28/2019 and is expected to return in 3 months.

Agent Gray submitted his retirement effective 4/8/2019. The vacant agent position has been listed and closes April 8th. Agent Buntain attended Pennington County's

RBD/SCRAM training. Proficient agents (agents out of training, not including supervisor) have an average caseload of 83.44.

Legal Issues: Catherine Schlingen was available and updated the board on the following items:

Offenders Boocock and Reck: Both pertain to parole date calculations and the violent/non-violent issue. Have both appealed to the Supreme Court and are scheduled on the May non-oral calendar.

Parolee Erickson: Parole withheld due to IPD non-compliance. Circuit court dismissed for mootness when Erickson later paroled. Erickson has appealed the dismissal.

Board Training and COMS Updates: Traci Fredrikson was available and updated the board on some training opportunities that will be happening in 2019. Ed Ligtenberg, Shannon Riter – Osborn and Gregg Gass are going to attend NIC – orientation for Parole Board Members in September 2019. We will proceed with Pardons as we have been until further discussions and decisions regarding modifying the process are completed. Parole Agents Haley Adams and Josh Kulm trained the board on electronic monitoring.

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

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: Board Member Ligtenberg made motion to adjourn the May 16, 2019 meeting of the Board. Vice Chair Albers seconded the motion. All members voting aye; the motion carried. The meeting adjourned at 10:19 AM on Thursday May 16, 2019. The next board meeting is scheduled for June 13, 2019 at 8:00 a.m.

SD BOARD OF PARDONS AND PAROLES

Mark Smith, Board Chair

Doug Clark, Director

Submitted by:
Stacy Cole
Program Assistant

