

STATE BOARD OF PARDONS AND PAROLES

Sioux Falls, South Dakota  
January 10, 11, 12, and 13, 2022

Parole Board meetings were held on January 10, 11, 12, and 13, 2022 various locations in the State of South Dakota. A Full Board meeting was held on Thursday December 16, 2021 at the South Dakota State Penitentiary in Sioux Falls commencing 8:00 AM with the following present.

Myron Rau, Board Chair  
Gordy Swanson, Vice Chair  
Kirsten Aasen, Member  
Ken Albers, Member  
Gregg Gass, Member (Zoom)  
Chuck Schroyer, Member  
Peter Lieberman, Member (Zoom)  
Rev. Patricia White Horse – Carda, Member  
Brad Lewandowski, Director SD Board of Pardons and Paroles  
Karena Cassidy, Senior Secretary  
Stacy Cole, Corrections Analyst  
Traci Fredrikson, Operations Supervisor  
April Maeschen, Program Assistant I  
Val McGovern, Corrections Specialist

Quorum Present? Yes

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

ELECTION OF OFFICERS: Board Member Schroyer nominated Myron Rau as Board Chair of the South Dakota Board of Pardons and Paroles and nominated Gordon Swanson as Vice Chair of the South Dakota Board of Pardons and Paroles. Board Member Aasen seconded the motion. All Members voting aye, the motion carried.

SPECIAL GUESTS: Dusti Werner Risk Reduction Manager, and Terry Cummings Pierre Senior Secretary, via Zoom. Jerod Hettich, Case Manager, Jeff Neil, SOMP case manager, Liz Effling, Corrections Specialists, Andrew Rodriguez, Parole Agent, and Dr. Kaufman.

HEARING PANELS: N/A

MINUTES: Board Member Schroyer made a motion to approve the minutes from the December 2021 meeting of the Board. Board Member Aasen seconded the motion. All members voting aye; the motion carried.

AGENDA ITEMS:

APPEARED/REVIEWED BEFORE THE FULL BOARD (EIGHT MEMBERS) IN SIOUX FALLS  
THURSDAY, JANUARY 13, 2022:

The following offender appeared before the full board for a Parole hearing for a case review. Board Member Aasen made a motion to continue parole with the following conditions remaining in effect. - *Continue in CTP -May utilize only Pre-approved routes to home and work. -Polygraph in 60 days, then a review by board. -No unauthorized calls or other contact with former or current DOC staff. -Zero tolerance for any violations of parole or SOMP contract. Any violation is a violation of parole. -Must be Chaperoned while in the community excluding work and treatment.* Board Member Schroyer seconded the motion. All board members voting aye, the motion carried.

Troy Haase

The following offender appeared for a paper review by the full board for an early/partial discharge. Board Member Albers made a motion to grant final discharge. Board Member White Horse - Carda seconded the motion. All members voting aye, the motion carried.

Alex Prendez

The following offender appeared for a paper review by the full board for an early/partial discharge. Board Member Albers made a motion to grant final discharge. Board Member Aasen seconded the motion. All members voting aye, the motion carried.

Michael Martin

DIRECTOR'S REPORT: Director Lewandowski was available and updated the board on the following: Parole Board Office Board Member Ed Ligtenberg will not be seeking reappointment when his term ends in January 2022. Best wishes and thank you for your service, you will be missed!! Board Member White Horse-Carda will be resigning following January board week. Best wishes and thank you for your service, you will be missed!! Board Member Ken Albers has expressed interest in being reappointed as his term also ends in January. The board received training on due process with Catherine Schlimgen in December. Board Chair Rau and Vice-Chair Swanson, along with Stacy Cole and Traci Fredrikson, attended the Lifer's Group meeting on 12/14/21. The commutation paper review process was enhanced to include reasons for denial, board staff interviews prior to the paper review, and use of the SDMF tool during the review. The office received 13 pardon applications in November and hearings are being scheduled three months out. The governor took no clemency actions in December. There are currently three commutations and 31 pardons pending a final action from the Governor. Intern Jessica Beeck's last day was 11/23/21. This part-time internship was posted, interviews were conducted on 12/30/21, and an offer made on 01/03/22 to Breanna Kerr from USF. She will begin on 1/10/22. Congrats, Bri! The supplemental investigative summary (SIS) document used during parole hearings was updated to include the WNRA scores (Women's Risk/Need Assessment), which took the place of the LSI-R for female offenders. Board staff have taken on reviewing GTL tablet phone requests for inmates to help the institution while they deal with staffing issues. This work takes 15-20 hours a week. The board/board staff held 1,231 parole hearings, 52 commutation paper reviews, 10 commutation FB hearings, 737 disposition hearings, 293 early discharge hearings, 214 non-compliance hearings, 103 contested parole hearings, 81 pardon hearings, and issued 1,188 warrants in 2021.

DIRECTOR OF FIELD SERVICES REPORT: Kayla Stucky was available and updated the board on the following: Parole Board Office **Southeast Region Staff Update:** Agents utilized in the SE have a caseload average of 67.02. Agents utilized in the SE have a workload average of 107.84% Current staffing: No vacant positions; 6 agents in training (SF); 1 support staff in training; 1 support staff on extended leave. Chloe Sheridan started as the second SE Region secretary. Agents Drew Smith and Hector Santiago started in Sioux Falls on 12/6/21. Parole agent specialists continue conducting the Moving On class. The Southeast Region supervised 18 extended confinement cases. **Northeast Region Staff Update:** Agents utilized in the NE Region have an average caseload of 70.4. Agents utilized in the NE have an average workload of 106.73%. Current staffing: No vacant positions; 5 agents in training (1 Watertown, 2 Pierre, 1 Mitchell, 1 Aberdeen), 1 agent on extended leave. Agent Shay Potter began in Aberdeen on 12/6/21 Agent Will Uhrig started in Pierre on 12/9/21. Juvenile Corrections Agent Thury assists with supervision of 10 cases in the Watertown office. Juvenile Corrections Agent Shawn Davis is assisting with the supervision of 14 cases in the Mitchell office. The Northeast Region supervised 14 extended confinement cases. **West Region Staff Update:** Agents utilized in the West Region have an average caseload of 66.4. Agents utilized have an average workload of 98.59%. Current staffing: Two agents in training (Rapid City) and one vacant parole agent position. A conditional offer has been accepted and with an anticipated start date of 1/24/22. Parole agent specialists continue conducting the Moving On class. The West Region supervised 19 extended confinement cases.

Break 9:01 – 9:37

LEGAL ISSUES: Catherine Schlimgen was available and provided the following updates for the board:

- Updating review dates
- Auxiliary members
- Other information

BOARD TRAINING: Modernizing Parole Statutes: Guidance from Evidence-Based Practice.

POLICY REVIEW: The following policies were reviewed, and changes approved; 8.1.A.3 – Dispositional Meetings. Board Member Albers made a motion to approve the above policies. Board Member Aasen seconded the motion. All members voting aye, the motion carried

RECUSALLS:

N/A

DECISIONS: Board Member Schroyer made a motion to ratify and affirm all decisions: Board Member Aasen 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: The meeting adjourned at 10:17 AM, Thursday, January 13, 2022. The next board meeting is scheduled for February 17, 2022 at 8:00 a.m.

SD BOARD OF PARDONS AND PAROLES

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Myron Rau, Board Chair or Gordon Swanson, Vice Chair

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Brad Lewandowski, Director

Submitted by:  
Karena Cassidy  
Senior Secretary