

STATE BOARD OF PARDONS AND PAROLES

Sioux Falls, South Dakota  
August 9, 10,11 and 12, 2021

Parole Board meetings were held on August 9, 10,11 and 12, 2021 at various locations in the State of South Dakota. A Full Board meeting was held on Wednesday August 11, 2021 at the South Dakota State Penitentiary in Sioux Falls commencing 11:31 AM with the following present.

Myron Rau, Board Chair  
Gordy Swanson, Vice Chair  
Kirstin Aasen, Member  
Ken Albers, Member  
Gregg Gass, Member  
Peter Lieberman, Member (Zoom)  
Ed Ligtenberg, Member  
Chuck Schroyer, Member  
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 (Zoom)  
Val McGovern, Corrections Specialist  
Jessica Beek, Corrections Analyst Intern

Quorum Present? Yes

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

SPECIAL GUESTS: Dusti Werner Risk Reduction Manager, Ian Miller, Case Manager, Jerad Timmerman, Case Manager, Loranda Kenyon, South Dakota Prison System Attorney

HEARING PANELS: Auxiliary Member Riter-Osborn attended the Thursday Full Board meeting as Board Member Lieberman was unavailable.

AGENDA ITEMS:

APPEARED/REVIEWED BEFORE THE FULL BOARD (NINE MEMBERS) IN SIOUX FALLS  
WEDNESDAY, AUGUST 11, 2021:

The following offender appeared before the full board for a Parole hearing. Board Member Gass made a motion to grant parole with Board Order to continue to take all prescribed medication. Board Member Albers seconded the motion. All board members voting aye, the motion carried.

Jamaal McReynolds

The following offender appeared before the full board for a Parole hearing. Vice Chair Swanson made a motion to grant parole. Board Member Aasen seconded the motion. Board Member Albers and Board Chair Rau voting nay, all other board members voting aye, the motion carried.

Asa Wooden Knife

Sioux Falls, South Dakota  
August 9, 10, 11, and 12, 2021

Parole Board meetings were held on August 9, 10, 11, and 12, 2021 at various locations in the State of South Dakota. A Full Board meeting was held on Thursday August 12, 2021 at the South Dakota State Penitentiary in Sioux Falls commencing at 8:09 AM with the following present.

Myron Rau, Board Chair  
Gordy Swanson, Vice Chair  
Kirstin Aasen, Member  
Ken Albers, Member  
Gregg Gass, Member  
Ed Ligtenberg, Member  
Shannon Riter – Osborn Auxiliary Member (Zoom)  
Chuck Schroyer, Member  
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  
Jessica Beck, Corrections Analyst Intern

Quorum Present? Yes

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

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

SPECIAL GUESTS: Dusti Werner Risk Reduction Manager, Liz Effling, Corrections Specialist, Brenna Carlson, SOMP Manager, Jeff Neill, SOMP Case Manager, Riley DeGroot, Case Manager. The following attended over Zoom Renae Kueter, Case Manager, (Pierre), Nick Nyreen, Case Manager, Chanli Philips, Corrections Analyst, Lexi Hanson, Case Manger (Parole), Robert Mayer, ATG.

AGENDA ITEMS:

APPEARED/REVIEWED BEFORE THE FULL BOARD (NINE MEMBERS) IN SIOUX FALLS  
THURSDAY, AUGUST 12, 2021:

The following offender appeared before the full board for a Parole hearing. Board Member Albers made a motion to grant parole. Board Member Gass seconded the motion. All board members voting aye, the motion carried.

David Lund

The following offender appeared for a paper review by the full board for an early/partial discharge. Board Member Ligtenberg made a motion to deny. Board Member Gass seconded the motion. Vice Chair Swanson was unavailable, all other board members voting aye, the motion carried.

Myron Van Nort

Break 10:05-10:22

DIRECTOR'S REPORT: Director Lewandowski was available and updated the board on the following: Parole Board Office All of July's hearings were held in person except for those that required staff intensive transports; guests attended on Zoom due to security staffing issues. August hearings will largely be conducted the same. •Board Chair Myron Rau celebrated 30 years of service to the State of South Dakota in 2019. Congratulations and thank you for your service! Page 2 of 10 •Board Member Ken Albers celebrated 10 years of service to the State of South Dakota in 2016 and was recognized and thanked for his service in July. Congratulations, Ken! •Director of Parole Brad Lewandowski celebrates 28 years with the State of South Dakota in July. Congratulations and thank you for your service! •Around 70% of offenders with SDDOC have now been fully vaccinated against COVID-19. Staff vaccination rates are not available. •Two DOC bills are now in effect as of 7/1/21 (Senate Bills 15 & 16) - one removed the requirement to recalculate sentences upon the imposition of suspended time and the other clarifies language regarding majority voting requirements for the parole board. Policy/document updates are underway to incorporate the statutory changes. •Board Member Aasen attended the virtual NIC Orientation for Parole Board Members at the end of July. Intern Lexi Hanon accepted a parole case manager position with Parole Services in Sioux Falls with a start date of 07/26/2021; her last day with the board office was 07/23; congratulations, Lexi! Rachel Boyer, a senior at the University of Sioux Falls, accepted the open intern position and began in the board office on 07/26/2021; she will have limited hours through the summer and increase to 20 hours/week when school starts. Welcome, Rachel! •The board received training on IPD updates and hearing packets in July. •New office furniture was purchased for the SF board office. The board is once again holding suspended sentence violation hearings on offenders who received in-system crimes. The office received 6 pardon applications in July and hearings are being scheduled three months out. The governor acted on 16 pardon in July, granting 14 and denying two; there are 20 pardons and 3 commutations recommended by the board pending a final decision. Changes are being implemented to enhance the parole violation process, including a new date calculation worksheet and only taking street time/imposing suspended time on the lengthiest transaction. •The early discharge paperwork was amended to be transaction specific; when all active transactions are concurrent, the board's decision applies to all transactions. When one or more transactions are consecutive, the transaction(s) the board wishes to act upon must be noted, generally the transaction with the TED furthest in the future

DIRECTOR OF FIELD SERVICES REPORT Kayla Stucky was unavailable, Director Lewandowski updated the board on the following. Southeast Region Staff Update: Agents utilized in the SE have a caseload average of 70.46. Agents utilized in the SE have a workload average of 111.94% Current Staffing: 0 vacant positions; 5 agents in training (SF), 3 agent case managers in training; 2 support staff in training (SF) Secretary Tory Arbach continues working half days at the Southeast and Downtown field offices Karisa Neels started as a Secretary on 8/1/2021. Secretary Arbach is leading Karisa's training. Tory will be stationed at the Downtown office while Karisa will be stationed at the Southeast office. Parole Agent Case Managers Alexa Hanson and Olivia Rausch and Parole Agents Jake Anderson and Rachel Harms started in the Sioux Falls Office and have begun initial Parole training. Parole Case Managers continue conducting the Moving On class. The Southeast Region supervised 9 extended confinement cases throughout the month of June. Mitchell JCA Grosdidier is assisting with the supervision of 16 indirect/minimum/medium cases for the Sioux Falls office. Northeast Region Staff Update: Agents utilized in the NE have an average caseload of 70.29. Agents utilized in the NE have an average workload of 108.16% Current Staffing: Four agents in training (1 SWO, 2 Watertown, 1 Pierre), two support staff in training (Mitchell, Brookings) 1 vacant position (1 Aberdeen). 1 agent is on extended leave. The Northeast Region supervised 12 extended confinement cases throughout the month of June. Juvenile Corrections Agent Thury assists with supervision of 21 cases in the Watertown office. Juvenile Corrections Agent Shawn Davis is assisting with the supervision of 19 cases in the Mitchell office. Juvenile Corrections Agent Haley Duchsherer has no cases assigned at the current time. West Region Staff Update: Agents utilized in the West Region have an average caseload of 107.80. Agents utilized in the West Region have an average workload of 107.80% Current Staffing: 3 agents in training, 2 case managers in training, 1 support staff in training (Spearfish). 2 vacant position (RC: new CM FTE; 1 Parole Agent position – Interviews occurred for these positions and a conditional offer has been accepted for the Parole Agent position. The candidate for the Case Manager position has declined the conditional offer; other candidates will be considered for a conditional offer). the West Region supervised 9 extended confinement cases throughout the month of June. Parole case managers continue conducting the Moving On Class.

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

- No updates of significance this month

BOARD TRAINING: Craig Nichols, Washed Clean Ministries.

POLICY REVIEW: The following policies were reviewed, and changes approved; 8.1.A.2-Parole/Suspended Sentence Revocation Hearings, 8.1.A.9-Executive Clemency-Pardons, 8.1.A.10-Executive Clemency-Commutations, 8.1.A.5-Parole Board Decisions and Setting of Next Review Dates.

RECUSALLS:

N/A

DECISIONS: Board Member Schroyer 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: The meeting adjourned at 11:52 Thursday, August 12, 2021. The next board meeting is scheduled for September 16, 2021 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