

March 27, 2017

DOC Bill

SB 16 An Act to revise certain provisions regarding a violation for an escape from certain facilities, programs, or services located outside the penitentiary.

Bill revises South Dakota Codified Law 24-2-27 to clarify that 2nd degree escape is the appropriate charge to a penitentiary inmate escape from a facility, program or service maintained outside the penitentiary (extension of confinement).

1/10 First read in Senate and referred to Senate Judiciary

1/12 Senate Judiciary passed 7-0

1/13 Senate passed 32-0

1/17 First read in House and referred to House Judiciary

1/23 House Judiciary passed 13-0

1/24 House passed 67-0

2/1 Signed by Governor

Other DOC related bills

SB 117 An Act to increase accountability in South Dakota's criminal justice system.

Governor's Office bill requires UJS and DOC to set up minimum sanction period of incarceration for positive UA test; establishes a deferred imposition of sentence option; allows parolees who are eligible for earned discharge credits and serving a sentence subject to presumptive probation to be discharged from supervision upon completion of treatment programs if they have been on parole for 12 straight months and not received sanction for violating supervision, not absconded, not had parole violation report submitted and completed all supervision conditions; require DOC to file annual report to Oversight Council on parole infractions/sanctions.

1/26 First read in Senate and referred to Senate Judiciary

2/16 Senate Judiciary amended out Section 2 of the bill; passed as amended 5-2

2/22 Senate passed 28-6

2/23 First read in House and referred to House State Affairs

3/1 House State Affairs passed 11-0

3/6 House passed 55-11

3/15 Signed by Governor

HB 1205 An Act to provide for the sale of certain surplus real estate in Rapid City and to provide for the deposit of the proceeds.

Bill allows for sale of land in Rapid City that includes the Juvenile Corrections Agent office.

2/3 First read in House and referred to House Appropriations

2/16 House Appropriations passed 7-0

2/23 House passed 67-0

2/24 First read in Senate and referred to Senate Appropriations

3/2 Senate Appropriations passed 9-0

3/7 Senate passed 33-0

3/13 Signed by Governor

HB 1206 An Act to provide for the sale of certain surplus real estate located in Aurora County and to provide for the deposit of the proceeds.

Bill allows for sale of State Training School property.

2/3 First read in House and referred to House Appropriations

2/16 House Appropriations passed 7-0

2/23 House passed 67-0

2/24 First read in Senate and referred to Senate Appropriations

3/2 Senate Appropriations passed 8-0

3/7 Senate passed 33-0

3/13 Signed by Governor

HB 1209 An Act to provide for the sale of certain surplus real estate at the STAR Academy and to provide for the deposit of the proceeds.

Bill allows for sale of STAR Academy property.

2/3 First read in House and referred to House Appropriations

2/16 House Appropriations passed 6-1

2/23 Failed on House floor 31-36; intent to have vote reconsidered filed

2/23 Bill was reconsidered; House amended bill; passed as amended 46-21

2/24 First read in Senate and referred to Senate Appropriations

3/2 Senate Appropriations passed 8-0

3/7 Senate passed 20-15

3/13 Signed by Governor

SB 80 An Act to regulate the use of drones under certain conditions and to provide a penalty therefor.

Bill makes it a Class 1 misdemeanor to operate a drone over the grounds of a prison, correctional facility, jail or juvenile detention facility unless expressly authorized by the administrator. Makes it a Class 6 felony to use a drone to deliver contraband or controlled substances to a state prison or other correctional facility.

1/24 First read in Senate and referred to Senate State Affairs

2/13 Senate State Affairs amended; passed as amended 5-1

2/15 Senate passed 26-9

2/16 First read in House and referred to House Transportation

2/28 Scheduled in House Transportation

2/28 House Transportation amended; passed as amended 10-1

3/6 House passed 61-4

3/8 Conference committee amended; passed as amended 6-0

3/9 Senate adopted amended conference committee report 32-0; House adopted 63-3

3/14 Signed by Governor

SB 82 An Act to revise certain provisions regarding the review of juvenile corrections.

Original bill sought to revise existing statutes regarding the juvenile corrections monitor to allow a JCM to be appointed rather than require one be designated and require that all allegations of abuse/neglect be reported to Government Operations and Audit Committee (GOAC). Bill was amended in Senate Judiciary committee to require that DOC compile a confidential report of all allegations of abuse/neglect of individuals under DOC jurisdiction within private contract facilities and provide the report on a semi-annual basis to GOAC.

1/24 First read in Senate and referred to Senate Judiciary

1/31 Senate Judiciary amended; passed as amended 7-0

2/6 Senate passed 33-0
2/7 First read in House and referred to House Judiciary
2/27 House Judiciary passed 13-0
2/28 House passed 67-0
3/10 Signed by Governor

SB 26 An Act to revise the state automated victim notification system. Attorney General's Office bill allows participating victims to register directly with the Statewide Automated Victim Identification and Notification (SAVIN) system if they choose, and allows more notifications to come from the system instead of through other redundant agency information.

1/10 First read in Senate and referred to Senate Judiciary
1/19 Senate Judiciary passed 7-0
1/20 Senate passed 30-0
1/23 First read in House and referred to House Judiciary
2/3 House Judiciary passed 12-0
2/6 House passed 67-0
2/15 Signed by Governor

SB 28 An Act to revise the exceptions to presumptive probation. Attorney General's Office bill removes certain violent and other serious crimes from presumptive probation.

1/10 First read in Senate and referred to Senate Judiciary
2/16 Senate Judiciary passed 7-0
2/21 Senate passed 34-0
2/22 First read in House and referred to House Judiciary
3/1 House Judiciary passed 12-0
3/2 House passed 63-0
3/14 Signed by Governor

SB 29 An Act to provide for the use of mobile breath alcohol testing in the 24/7 sobriety program. Attorney General's Office bill allows for expanding the 24/7 program testing methods to include the use of mobile breath alcohol testing devices.

1/10 First read in Senate and referred to Senate Judiciary
1/19 Senate Judiciary passed 7-0
1/20 Senate passed 30-0
1/23 First read in House and referred to House Judiciary
3/1 House Judiciary passed 12-0
3/2 House passed 63-0
3/10 Signed by Governor

HB 1099 An Act to require a sentence of life imprisonment for certain persons with severe mental illness and to provide for a determination of severe mental illness in those cases. Bill adds a section to capital punishment statutes to state that the death penalty cannot be imposed upon any person with a severe mental illness with significantly impaired capacity at the time the offense was committed. Bill also defines that term and the process for determining severe mental illness.

1/25 First read in House and referred to House State Affairs
2/13 House State Affairs deferred to 41st Day 8-4

HB 1146 An Act to authorize parole for inmates that require extensive or chronic medical care.
Bill includes medical needs as part of Parole Board decisions.

2/1 First read in House and referred to House Judiciary

2/15 Bill was withdrawn by sponsor

HB 1183 An Act to provide and revise certain provisions regarding mental health procedures in criminal justice, to make an appropriation therefor, and to declare an emergency.

Bill requires development of mental health screening pilot programs for jails, including screening tools to collect data on the number of people positive for signs and symptoms of acute psychiatric disturbances and disorder. Bill also requires DOC staff to receive training on recognizing the signs and symptoms of mental health problems and defusing mental health crises and for DOC to collect data on recidivism outcomes of parolees receiving treatment and interventions and report to a 14-member Oversight Council.

2/2 First read in House and referred to House Judiciary

2/22 House Judiciary amended twice; passed as amended 11-1

2/23 House passed 50-17

2/24 First read in Senate and referred to Senate Health & Human Services

2/27 Senate Health & Human Services amended; passed as amended 4-2

3/1 Senate passed 32-3

3/15 Signed by Governor

SB 32 An Act to revise the General Appropriations Act for fiscal year 2017.

Bill revises the FY 2017 budget bill regarding operating expenses and personal services.

1/10 First read in Senate and referred to Joint Committee on Appropriations

3/9 Joint Appropriations amended, passed as amended 18-0

3/9 Senate passed 33-2

3/10 House passed 62-5

3/16 Signed by Governor

SB 178 An Act to appropriate money for the ordinary expenses of the legislative, judicial, and executive departments of the state, the expenses of state institutions, interest on the public debt, and for common schools.

Bill is Governor's Office FY 18 general budget bill.

3/10 First read in Senate and assigned to Joint Appropriations

3/10 Joint Appropriations passed

3/10 Senate passed 33-2; House passed 63-4

3/16 Signed by Governor

Executive Appointments

Paige W. Bock/Board of Pardons and Parole, Attorney General Appointment

1/12 First read in Senate and referred to Senate Judiciary

1/19 Senate Judiciary recommended advise and consent 7-0

1/20 Senate confirmed appointment 30-0

Kevin Krull/Board of Pardons and Parole, Chief Justice Appointment

1/17 First read in Senate and referred to Senate Judiciary

1/26 Senate Judiciary recommended advise and consent 5-0

1/31 Senate confirmed appointment 31-0

Myron Rau/Board of Pardons and Parole, Attorney General Appointment

1/19 First read in Senate and referred to Senate Judiciary

2/14 Senate Judiciary recommended advise and consent 7-0

2/16 Senate confirmed appointment 34-0

Brian Zeeb/Interstate Commission for Adult Offender Supervision, Attorney General Re-appointment

1/12 First read in Senate and referred to Senate Judiciary

1/19 Senate Judiciary recommended advise and consent 7-0

1/20 Senate confirmed re-appointment 30-0