

**STATE OF SOUTH DAKOTA
OFFICE OF THE GOVERNOR
EXECUTIVE ORDER 2012-12**

WHEREAS, An Act to authorize South Dakota to participate in the Revised Interstate Compact for Adult Offender Supervision was passed by the South Dakota Legislature and signed by the Governor in February, 2001; and,

WHEREAS, All states and territories have enacted the compact into law; and,

WHEREAS, This Act requires that each member state create a State Council for Interstate Adult Offender Supervision and that this Council is responsible to appoint the Compact Administrator as the State Commissioner to the Interstate Commission for Adult Offender Supervision; and,

WHEREAS, This Act provides that the compacting states create an Interstate Commission for Adult Offender Supervision which will consist of commissioners appointed by the State Councils; and,

WHEREAS, While this Act provides that each member state determine the membership of its own State Council, its membership must include at least one representative from the Legislative, Judicial, and Executive Branches of government, victims' groups, and compact administrators; and,

WHEREAS, This Act applies to parolees who are governed through Executive Branch functions and probationers who are governed through Judicial Branch functions, and the duties and tasks associated with the interstate transfer of these offenders have been historically and will continue to be shared between the Executive and Judicial branches of South Dakota State government; and,

WHEREAS, The Executive Director of the Board of Pardons and Paroles serves as the compact administrator for adult parolees and the Director of Trial Court Services serves as the compact administrator for adult probationers; and,

WHEREAS, The first meeting of the Interstate Compact for Adult Offender Supervision occurred in November of 2002; and,

IT IS, THEREFORE, BY EXECUTIVE ORDER, Directed that the South Dakota State Council for Interstate Adult Offender Supervision be established and authorized to function in compliance with the following sections of this Order:

General Provisions

Section 1. The name of this council is the South Dakota Council for Interstate Adult Offender Supervision.

Section 2. The Executive Director of the Board of Pardons and Paroles for the state of South Dakota shall be South Dakota's Compact Administrator and a member of the State Council.

Section 3. Other members of the State Council and their appointing authorities shall be as follows:

- a) The Director of Trial Court Services, appointed by the Chief Justice of the State Supreme Court;
- b) A Circuit Court Judge, appointed by the Chief Justice of the State Supreme Court;
- c) A State Legislator, appointed by the South Dakota Legislature's Executive Board;
- d) The Secretary of Corrections, appointed by the Governor;
- e) A representative of a victims' group appointed by the South Dakota Attorney General; and
- f) A state or local law enforcement officer appointed by the South Dakota Attorney General.

Section 4. The individuals appointed to the positions of Executive Director of the Board of Pardons and Paroles, the Director of Trial Court Services, and the Secretary of Corrections shall be continuous members of the State Council for the term they are appointed to these positions.

Section 5. Other members of the Council shall serve terms of three years. Members are eligible for reappointment. Each member shall serve until their successor takes office, and, in the case of a vacancy, either at the end of three years or an interim vacancy, the appointing power shall make a subsequent three-year appointment.

Section 6. The Council shall fulfill the duties outlined in the Act to authorize South Dakota to participate in the Revised Interstate Compact for Adult Offender Supervision.

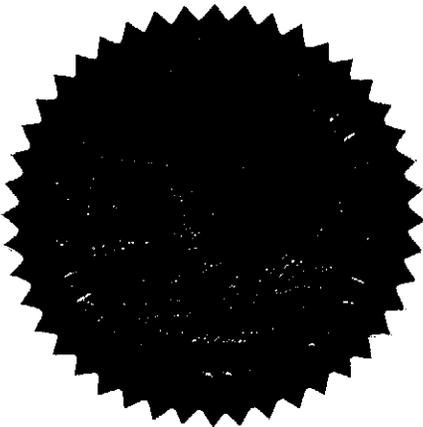
Section 7. The Executive Director of the Board of Pardons and Paroles and the Director of Trial Court Services shall serve as co-chairs for the State Council.

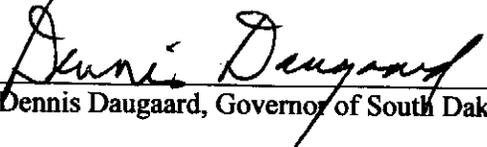
Section 8. The State Council shall meet at least two times a year.

Section 9. The Department of Corrections shall administer the State Council and the administrative costs of the Council will be provided on a shared basis between the Department of Corrections and the Unified Judicial System.

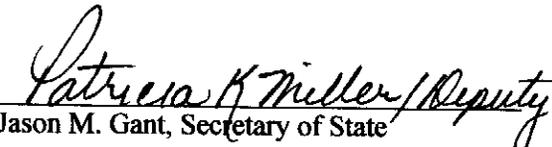
This Order shall expire on December 31, 2017.

Dated in Pierre, South Dakota, the Ninth Day of October 2012.




Dennis Dugaard, Governor of South Dakota

Attest:


Jason M. Gant, Secretary of State