

**STATE OF SOUTH DAKOTA
OFFICE OF THE GOVERNOR
EXECUTIVE ORDER 2022-05**

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 that consists 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 Director of Parole serves as the compact administrator for adult parolees and the Director of Court Services serves as the compact administrator for adult probationers:

IT IS, THEREFORE, BY EXECUTIVE ORDER, Reaffirmed and Directed that the South Dakota State Council for Interstate Adult Offender Supervision continue and be 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 Director of Parole 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 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 Director of Parole, Director of Court Services, and Secretary of Corrections shall be continuous members of the State Council for the term they hold 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 Council shall appoint a chair from its membership who shall serve in that capacity until another appointment is made by the Council.

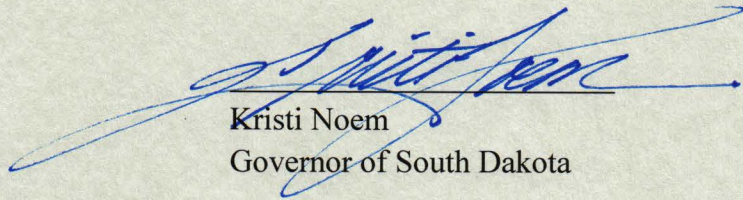
Section 8. The State Council shall meet at least two times each year.

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.

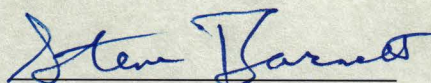
Section 10. This Order shall continue as long as the State of South Dakota is a member state of the Revised Interstate Compact for Adult Offender Supervision or unless otherwise rescinded. This Order replaces Executive Order 2017-11.

Dated in Pierre, South Dakota this 23rd day of May, 2022.




Kristi Noem
Governor of South Dakota

ATTEST:


Steve Barnett
Secretary of State