



2021 South Dakota Legislature
Senate Bill 16
ENROLLED

AN ACT

ENTITLED An Act to revise the requirements of setting discretionary parole dates by the board.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 24-15A-29 be AMENDED.

**24-15A-29. Discretionary parole date on revocation--Conditions--
Discretionary hearings.**

The board shall establish a discretionary parole date of not more than two years from the date of revocation if:

- (1) An offender's parole or suspended sentence is revoked and imposed following release to parole supervision; or
- (2) An offender's suspended sentence is revoked and imposed after the offender has been found noncompliant under § 24-15A-39.

Subsequent discretionary hearings shall be held at intervals of not more than two years. The board is not required to see an inmate for a discretionary parole hearing at two-year intervals following a revocation if the inmate receives an additional felony sentence that carries an initial parole date longer than two years from the revocation.

Section 2. That a NEW SECTION be added:

24-15A-29.1. Parole date on revocation prior to release.

If a suspended sentence is revoked and imposed prior to the initial parole date, a new initial parole date subject to § 24-15A-38 shall be calculated on the newly imposed incarceration term.

An Act to revise the requirements of setting discretionary parole dates by the board.

I certify that the attached Act originated in
the:
Senate as Bill No. 16

Received at this Executive Office
this ____ day of _____,
2021 at _____ M.

Secretary of the Senate

By _____
for the Governor

President of the Senate

The attached Act is hereby
approved this _____ day of
_____, A.D., 2021

Attest:

Secretary of the Senate

Governor

STATE OF SOUTH DAKOTA,

Office of the Secretary of State

ss.

Speaker of the House

Attest:

Filed _____, 2021
at _____ o'clock __ M.

Chief Clerk

Secretary of State

Senate Bill No. 16
File No. _____
Chapter No. _____

By _____
Asst. Secretary of State