

Committee: Senate Judiciary

Thursday, January 11, 2024 7:45 AM

Roll Call

Present: Sen. Diedrich, Sen. Hoffman, Sen. Mehlhaff, Sen. Rohl, Sen. Wheeler,
Sen. Stalzer, and Sen. Duhamel

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Duhamel

INFORMATIONAL BRIEFING

Marty Jackley, Attorney General South Dakota

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Kellie Wasko, Department of Corrections

SB 47 : revise the incentive program for juvenile diversion opportunities.

Presented by: Kristi Bunkers, Department of Corrections

Proponents: Greg Sattizahn, Unified Judicial System
Matthew McCaulley, SD States Attorneys Assn, Harrisburg
Lara Roetzel, Self, Rapid City

MOTION: DO PASS SB 47

Moved by: Diedrich
Second by: Wheeler
Action: Prevailed by Majority Members Elect (6-0-0-0)

Voting Yes: Diedrich, Mehlhaff, Rohl, Wheeler, Stalzer, and Duhamel

**HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED SB 47 AS UNCONTESTED
AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.**

**SB 24 : increase the maximum user fee for a participant submitting to wear a
drug patch under the 24/7 sobriety program.**

Presented by: Marty Jackley, Attorney General, Pierre

Proponents: Matthew McCaulley, SD States Attorneys Assn, Harrisburg

Opponents: Cash Anderson, South Dakota Association of Criminal Defense Lawyers, Rapid
City

MOTION: DO PASS SB 24

Moved by: Mehlhaff
Second by: Wheeler
Action: Prevailed by Majority Members Elect (6-0-0-0)

Voting Yes: Diedrich, Mehlhaff, Rohl, Wheeler, Stalzer, and Duhamel

SB 25 : revise provisions regarding possessing, manufacturing, or distributing child pornography.

Presented by: Marty Jackley, Attorney General, Pierre
Proponents: Matthew McCaulley, SD States Attorneys Assn, Harrisburg
 Katie Hruska, Governor's Office

THE CHAIR DEFERRED SB 25 UNTIL A LATER DATE

Moved by: Stalzer
Second by: Rohl
Action: Prevailed by voice vote

SB 27 : modify the criteria for removal from the sex offender registry.

Presented by: Marty Jackley, Attorney General, Pierre
Proponents: Matthew McCaulley, SD States Attorneys Assn, Harrisburg
Opponents: Cash Anderson, South Dakota Association of Criminal Defense Lawyers, Rapid City

THE CHAIR DEFERRED SB 27 UNTIL TUESDAY JANUARY 16TH

Moved by: Wheeler
Second by: Rohl
Action: Prevailed by voice vote

MOTION: ADJOURN

Moved by: Rohl
Second by: Wheeler
Action: Prevailed by voice vote

Doug Mortenson, Committee Secretary

/s/ HELENE DUHAMEL
Helene Duhamel, Chair