

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

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/s/ HELENE DUHAMEL  
Helene Duhamel, Chair