

**STATE OF SOUTH DAKOTA  
OFFICE OF THE GOVERNOR  
EXECUTIVE ORDER 2011-20**

**WHEREAS**, An Act to authorize South Dakota to participate in the Interstate Compact on Juveniles was passed by the South Dakota Legislature and signed by the Governor in 2004; and,

**WHEREAS**, Forty-nine states have enacted the juvenile compact into law; and,

**WHEREAS**, This Act requires that each member state create a State Council for Interstate Juvenile Supervision; and,

**WHEREAS**, This Act provides that the Compact Administrator shall be appointed by the Governor or State Council in consultation with the Legislature and Judiciary and serve as the State Commissioner to the Interstate Commission for Juveniles; and,

**WHEREAS**, 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, compact administrator, and deputy administrator; and,

**WHEREAS**, This Act applies to probationers who are governed through Judicial Branch functions and parolees who are governed through Executive Branch functions, and the duties and tasks associated with the interstate transfer responsibilities of these juvenile offenders have been historically and will continue to be conducted by the Judicial Branch of South Dakota state government; and,

**WHEREAS**, The Director of Trial Court Services for the Unified Judicial System has served as the Commissioner/Compact Administrator for juvenile parolees and juvenile probationers; and,

**WHEREAS**, The first meeting of the Interstate Commission for Juveniles was held in December, 2008; and,

**IT IS, THEREFORE, BY EXECUTIVE ORDER**, directed that the South Dakota State Council for Interstate Juvenile 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 the Interstate Commission for Juveniles,

Section 2. The Director of Trial Court Services for the Unified Judicial System shall be South Dakota's Commissioner and Compact Administrator and a member of the State Council.

Section 3. The Court Services Program Coordinator for the Unified Judicial System shall be South Dakota's Deputy Compact Administrator and a member of the State Council.

Section 4. Other members of the State Council and their appointing authorities shall be as follows:

- A. The Secretary of the Department of Corrections, appointed by the Governor;
- B. The Department of Corrections Director of Juvenile Services, or their designee, appointed by the Governor;
- C. A Circuit Court Judge, appointed by the Chief Justice of the South Dakota Supreme Court;
- D. A State Legislator, appointed by the South Dakota Legislature's Executive Board;
- E. A representative of a victims' group, appointed by the Governor;
- F. A state or local law enforcement officer, appointed by the Governor;
- G. A representative from the Department of Social Services Interstate Compact for the Placement of Children (ICPC), appointed by the Governor; and
- H. A Director, or their designee, from a state regional juvenile detention facility, appointed by the Governor.

Section 5. The individuals appointed to the positions of Director of Trial Court Services, Court Services Program Coordinator, Secretary of the Department of Corrections, Department of Corrections Director of Juvenile Services, or their designee, and Department of Social Services Interstate Compact for the Placement of Children (ICPC), or their designee, shall be continuous members of the State Council for the term that they are appointed to these positions.

Section 6. 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 a three year appointment or the end of an interim vacancy, the appointing power shall make a subsequent three year appointment.

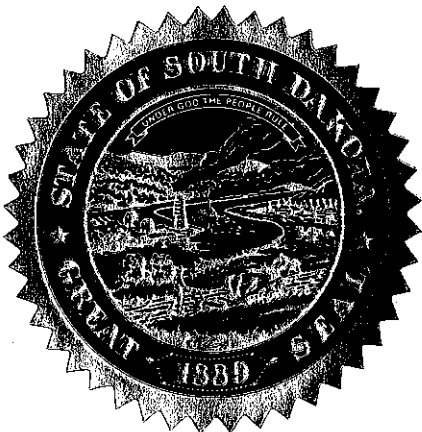
Section 7. The Council shall fulfill the duties outlined in the Act to authorize South Dakota to participate in the Interstate Compact on Juveniles.

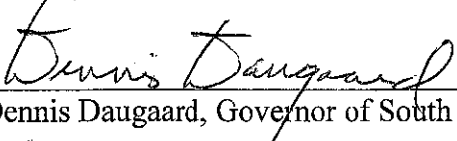
Section 8. The State Council shall appoint a Chair and Vice-Chair for the Council.

Section 9. The State Council shall meet at least two times a year.

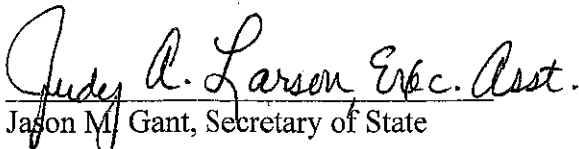
Section 10. The Unified Judicial System shall administer the State Council and the administrative costs of the Council will be divided on an equal basis between the Unified Judicial System and the Department of Corrections.

Dated in Pierre, South Dakota, this 18<sup>th</sup> Day of October, 2011.



  
Dennis Daugaard, Governor of South Dakota

ATTEST:

  
Jason M. Gant, Secretary of State