

TITLE 17
DEPARTMENT OF CORRECTIONS
ARTICLE 17:10
GENERAL PROVISIONS

Chapter

- 17:10:01 Definitions.
- 17:10:02 General rules.
- 17:10:03 Declaratory Rulings.
- 17:10:04 Contested cases, Repealed.
- 17:10:05 Complaints, Repealed.
- 17:10:06 Jails, Void
- 17:10:07 Reinvestment Fund

CHAPTER 17:10:07
REINVESTMENT FUND

Section

- 17:10:07:01 Trend line projection method.
- 17:10:07:02 Probation projections.
- 17:10:07:03 Payments based on prorated share.

17:10:07:01. **Trend line projection method.** The trend line and probation projections pursuant to SDCL 1-15-36 are based on the average annual percentage change in the end of the fiscal year count of adult felony probationers from fiscal year 2009 to fiscal year 2013, inclusive. The projected probation count for any county with an average annual increase of less than one

percent is based on a zero percent growth rate. The projected probation count for any county with an average annual increase within the range of one percent to ten percent is based on the actual average increase. The projected probation count for any county with an average annual increase of ten percent or more is based on an increase of ten percent. The table below provides end of fiscal year adult felony probation counts for fiscal years 2009 to 2013, inclusive, the average annual percent change, and the factor used to make probation projections:

County	FY09	FY10	FY11	FY12	FY13	5-Year Average Annual Percent Change	Projection Factor
Aurora	6	6	5	3	4	-5.83%	0.00%
Beadle	73	67	94	109	97	9.26%	9.26%
Bennett	6	7	9	9	19	39.09%	10.00%
Bon Homme	0	3	5	9	10	39.44%	10.00%
Brookings	100	101	114	139	144	9.85%	9.85%
Brown	253	228	235	284	302	5.09%	5.09%
Brule	24	25	26	26	33	8.77%	8.77%
Buffalo	0	0	0	0	1	0.00%	0.00%
Butte	37	43	50	59	76	19.83%	10.00%
Campbell	0	0	0	2	3	12.50%	10.00%
Charles Mix	48	41	44	54	74	13.12%	10.00%
Clark	4	3	4	5	12	43.33%	10.00%
Clay	46	48	57	71	90	18.60%	10.00%
Codington	107	110	136	169	177	13.86%	10.00%
Corson	1	1	1	2	4	50.00%	10.00%
Custer	30	28	29	32	33	2.59%	2.59%
Davison	120	138	152	169	168	8.93%	8.93%
Day	0	0	3	7	15	61.90%	10.00%
Deuel	5	8	9	10	8	15.90%	10.00%
Dewey	4	4	5	7	8	19.82%	10.00%
Douglas	1	2	3	5	5	54.17%	10.00%
Edmunds	2	2	3	4	11	64.58%	10.00%
Fall River	49	42	49	56	57	4.61%	4.61%
Faulk	2	2	4	4	3	18.75%	10.00%
Grant	0	0	1	5	10	125.00%	10.00%
Gregory	3	4	6	7	8	28.57%	10.00%
Haakon	6	6	4	6	7	8.33%	8.33%
Hamlin	7	7	3	3	3	-14.29%	0.00%
Hand	0	0	0	0	2	0.00%	0.00%
Hanson	0	0	0	0	0	0.00%	0.00%

Harding	2	0	1	2	3	12.50%	10.00%
Hughes	77	81	94	118	134	15.08%	10.00%
Hutchinson	11	14	11	12	15	9.98%	9.98%
Hyde	0	0	1	2	1	12.50%	10.00%
Jackson	13	12	14	15	15	4.03%	4.03%
Jerauld	0	0	0	2	7	62.50%	10.00%
Jones	8	7	7	4	5	-7.59%	0.00%
Kingsbury	0	0	1	2	8	75.00%	10.00%
Lake	60	57	52	40	40	-9.21%	0.00%
Lawrence	114	126	120	124	143	6.11%	6.11%
Lincoln	60	55	39	23	74	35.82%	10.00%
Lyman	19	18	14	16	19	1.39%	1.39%
Marshall	0	0	0	1	6	125.00%	10.00%
McCook	5	6	8	9	11	22.01%	10.00%
McPherson	0	0	0	0	1	0.00%	0.00%
Meade	133	116	139	167	189	10.09%	10.00%
Mellette	10	10	10	13	9	-0.19%	0.00%
Miner	0	0	0	1	1	0.00%	0.00%
Minnehaha	710	797	947	1105	1284	15.99%	10.00%
Moody	0	0	0	1	16	375.00%	10.00%
Pennington	651	632	660	812	1006	12.11%	10.00%
Perkins	8	12	15	19	23	30.68%	10.00%
Potter	1	1	2	4	4	25.00%	10.00%
Roberts	57	70	78	101	106	17.17%	10.00%
Sanborn	0	0	0	0	2	0.00%	0.00%
Shannon	2	2	2	2	2	0.00%	0.00%
Spink	2	4	10	19	20	86.32%	10.00%
Stanley	10	12	11	10	15	13.14%	10.00%
Sully	6	4	3	7	6	15.18%	10.00%
Todd	3	3	4	7	10	37.80%	10.00%
Tripp	31	33	32	31	26	-3.96%	0.00%
Turner	21	21	22	20	24	3.92%	3.92%
Union	79	76	73	96	107	8.81%	8.81%
Walworth	61	66	62	73	59	0.17%	0.00%
Yankton	151	163	197	209	233	11.60%	10.00%
Ziebach	2	2	2	2	3	12.50%	10.00%

Source:

General Authority: 1-15-36.

Law Implemented: 1-15-36.

17:10:07:02. **Probation projections.** The projected end of fiscal year probation count for each county for fiscal year 2014 is calculated by increasing the fiscal year 2013 actual

probation count by the factor as indicated in §17:10:07:01. The projected end of fiscal year probation counts for each county for fiscal years 2015 to 2017, inclusive, are calculated by increasing the projected count from the previous fiscal year rounded to the nearest whole number by the projection factor. The table below contains projected end of fiscal year adult felony probation count used to determine payments under SDCL 1-15-36:

County	FY13 Actual Probation Counts	Projection Factor	FY14 Projected	FY15 Projected	FY16 Projected	FY17 Projected
Aurora	4	0.00%	4	4	4	4
Beadle	97	9.26%	106	116	127	138
Bennett	19	10.00%	21	23	25	28
Bon Homme	10	10.00%	11	12	13	15
Brookings	144	9.85%	158	174	191	210
Brown	302	5.09%	317	334	351	368
Brule	33	8.77%	36	39	42	46
Buffalo	1	0.00%	1	1	1	1
Butte	76	10.00%	84	92	101	111
Campbell	3	10.00%	3	4	4	4
Charles Mix	74	10.00%	81	90	98	108
Clark	12	10.00%	13	15	16	18
Clay	90	10.00%	99	109	120	132
Codington	177	10.00%	195	214	236	259
Corson	4	10.00%	4	5	5	6
Custer	33	2.59%	34	35	36	37
Davison	168	8.93%	183	199	217	237
Day	15	10.00%	17	18	20	22
Deuel	8	10.00%	9	10	11	12
Dewey	8	10.00%	9	10	11	12
Douglas	5	10.00%	6	6	7	7
Edmunds	11	10.00%	12	13	15	16
Fall River	57	4.61%	60	62	65	68
Faulk	3	10.00%	3	4	4	4
Grant	10	10.00%	11	12	13	15
Gregory	8	10.00%	9	10	11	12
Haakon	7	8.33%	8	8	9	10
Hamlin	3	0.00%	3	3	3	3

Hand	2	0.00%	2	2	2	2
Hanson	0	0.00%	0	0	0	0
Harding	3	10.00%	3	4	4	4
Hughes	134	10.00%	147	162	178	196
Hutchinson	15	9.98%	16	18	20	22
Hyde	1	10.00%	1	1	1	1
Jackson	15	4.03%	16	16	17	18
Jerauld	7	10.00%	8	8	9	10
Jones	5	0.00%	5	5	5	5
Kingsbury	8	10.00%	9	10	11	12
Lake	40	0.00%	40	40	40	40
Lawrence	143	6.11%	152	161	171	181
Lincoln	74	10.00%	81	90	98	108
Lyman	19	1.39%	19	20	20	20
Marshall	6	10.00%	7	7	8	9
McCook	11	10.00%	12	13	15	16
McPherson	1	0.00%	1	1	1	1
Meade	189	10.00%	208	229	252	277
Mellette	9	0.00%	9	9	9	9
Miner	1	0.00%	1	1	1	1
Minnehaha	1284	10.00%	1412	1554	1709	1880
Moody	16	10.00%	18	19	21	23
Pennington	1006	10.00%	1107	1217	1339	1473
Perkins	23	10.00%	25	28	31	34
Potter	4	10.00%	4	5	5	6
Roberts	106	10.00%	117	128	141	155
Sanborn	2	0.00%	2	2	2	2
Shannon	2	0.00%	2	2	2	2
Spink	20	10.00%	22	24	27	29
Stanley	15	10.00%	17	18	20	22
Sully	6	10.00%	7	7	8	9
Todd	10	10.00%	11	12	13	15
Tripp	26	0.00%	26	26	26	26
Turner	24	3.92%	25	26	27	28
Union	107	8.81%	116	127	138	150
Walworth	59	0.00%	59	59	59	59
Yankton	233	10.00%	256	282	310	341
Ziebach	3	10.00%	3	4	4	4

Source:

General Authority: 1-15-36.

Law Implemented: 1-15-36.

17:10:07:03. **Payments based on prorated share.** If the total compensation amount in a fiscal year exceeds the total available appropriation, compensation shall be made on a prorated share to fully expend available funds.

Source:

General Authority: 1-15-36.

Law Implemented: 1-15-36.