

Table 14. Unweighted Criminal Caseload, FY2010

COUNTIES	CLASS TWO MISDEMEANOR, PETTY & MUNICIPAL OFFENSES				CLASS ONE MISDEMEANOR					FELONY					Total Criminal Filings
	Fil-ings	Guilty Pleas	Dis- mis- sals	Jury Trials	Fil-ings	Pre- lim. Hrgs.	Guilty Pleas	Dis- mis- sals	Jury Trials	Fil-ings	Pre- lim. Hrgs.	Guilty Pleas	Dis- mis- sals	Jury Trials	
1st CIRCUIT															
Aurora	335	327	10	0	32	2	20	5	0	10	1	3	0	0	377
Bon Homme	502	441	45	0	55	2	36	3	0	38	1	6	2	0	595
Brule-Buffalo	1,089	997	76	0	166	13	117	21	0	63	7	14	13	0	1,318
Charles Mix	1,228	1,018	82	0	328	4	166	82	2	110	1	30	17	2	1,666
Clay	2,127	2,110	47	0	256	7	225	14	2	67	0	25	8	1	2,450
Davison	2,947	2,534	317	0	565	34	297	123	1	169	6	77	23	2	3,681
Douglas	422	416	11	0	22	3	15	3	0	5	0	0	0	0	449
Hanson	319	297	7	0	26	9	17	4	0	10	3	4	1	0	355
Hutchinson	434	391	9	0	49	8	39	0	0	13	2	4	1	0	496
McCook	851	718	74	0	67	10	42	13	1	35	17	8	13	0	953
Turner	809	780	61	0	93	20	61	29	0	23	2	9	3	0	925
Union	3,612	3,457	60	0	328	4	207	22	1	99	3	60	4	3	4,039
Yankton	2,844	2,498	157	0	496	3	350	28	0	216	2	57	10	3	3,556
1st CIR TOTAL	17,519	15,984	956	0	2,483	119	1,592	347	7	858	45	297	95	11	20,860
2nd CIRCUIT															
Lincoln	3,494	3,125	333	0	594	32	313	67	4	152	9	77	15	2	4,240
Minnehaha	38,634	30,868	7,569	0	5,586	62	2,744	1,021	21	1,846	14	677	243	31	46,066
2nd CIR TOTAL	42,128	33,993	7,902	0	6,180	94	3,057	1,088	25	1,998	23	754	258	33	50,306
3rd CIRCUIT															
Beadle	2,127	1,948	112	0	417	36	257	48	2	116	8	49	18	3	2,660
Brookings	3,937	3,729	100	0	567	135	423	38	3	94	12	53	19	0	4,598
Clark	390	387	13	0	23	0	16	3	0	1	0	0	1	0	414
Codington	3,464	3,117	458	0	746	47	501	80	2	213	9	72	26	2	4,423
Deuel	722	651	53	0	64	10	58	8	1	20	3	4	6	0	806
Grant	602	560	52	0	96	17	75	14	0	33	11	10	5	1	731
Hamlin	553	474	66	0	47	3	36	16	0	26	1	5	12	0	626
Hand	536	482	18	0	27	1	18	3	0	5	0	3	3	0	568
Jerauld	233	203	8	0	25	5	7	2	0	2	0	1	0	1	260
Kingsbury	792	744	33	0	44	5	38	3	1	18	1	8	0	0	854
Lake	1,546	1,390	178	0	237	45	149	45	1	50	3	23	11	0	1,833
Miner	223	195	22	0	13	0	7	7	0	6	0	5	2	0	242
Moody	1,923	1,662	110	0	174	43	101	19	0	34	5	13	2	1	2,131
Sanborn	311	281	14	0	14	1	8	5	0	10	0	2	3	0	335
3rd CIR TOTAL	17,359	15,823	1,237	0	2,494	348	1,694	291	10	628	53	248	108	8	20,481

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	Fil- Filings	Guilty Pleas	Dis- mis- sals	Jury Trials	Fil- ings	Pre- lim. Hrgs.	Guilty Pleas	Dis- mis- sals	Jury Trials	Fil- ings	Pre- lim. Hrgs.	Guilty Pleas	Dis- mis- sals	Jury Trials	
4th CIRCUIT															
Butte	813	668	99	0	175	6	42	22	2	84	3	9	4	3	1,072
Corson	104	91	3	0	27	4	21	5	0	2	0	0	0	0	133
Dewey	50	40	5	0	23	0	16	2	1	2	1	2	0	0	75
Harding	264	245	5	0	19	4	12	3	0	8	2	2	1	0	291
Lawrence	3,687	3,286	411	0	800	0	248	106	3	222	2	45	33	6	4,709
Meade	3,640	3,290	260	0	717	3	262	57	0	144	3	71	23	4	4,501
Perkins	367	323	6	0	44	2	26	3	0	11	0	1	0	0	422
Ziebach	21	17	2	0	6	1	5	1	0	0	0	0	0	0	27
4th CIR TOTAL	8,946	7,960	791	0	1,811	20	632	199	6	473	11	130	61	13	11,230
5th CIRCUIT															
Brown	6,147	5,605	502	0	903	41	502	118	0	268	9	126	15	2	7,318
Campbell	124	116	1	0	4	1	5	2	0	4	0	0	3	0	132
Day	649	663	29	0	82	4	52	7	0	22	0	11	1	0	753
Edmunds	694	659	24	0	52	2	46	4	0	17	2	3	5	0	763
Faulk	156	140	3	0	21	2	14	2	0	1	1	0	0	0	178
Marshall	334	265	53	0	70	5	51	6	0	16	4	5	4	0	420
McPherson	95	88	4	0	17	0	15	0	0	8	1	2	0	0	120
Roberts	1,629	1,470	59	0	378	15	176	95	1	150	15	42	34	2	2,157
Spink	989	924	93	0	115	4	86	18	0	29	0	11	7	1	1,133
Walworth	1,255	1,077	129	0	280	32	195	36	1	85	24	7	25	1	1,620
5th CIR TOTAL	12,072	11,007	897	0	1,922	106	1,142	288	2	600	56	207	94	6	14,594
6th CIRCUIT															
Bennett	253	188	18	0	103	29	32	32	0	25	6	6	5	0	381
Gregory	275	212	11	0	70	25	24	4	1	15	10	3	1	0	360
Haakon	152	136	7	0	7	2	5	1	0	6	2	3	3	0	165
Hughes	2,459	2,261	138	0	500	20	218	53	0	135	6	51	14	4	3,094
Hyde	177	177	6	0	8	8	6	0	0	2	1	1	1	0	187
Jackson	467	389	32	0	49	6	27	9	0	13	4	3	3	0	529
Jones	123	118	5	0	5	2	6	1	0	2	0	0	0	0	130
Lyman	773	757	71	0	72	10	43	17	0	27	4	8	7	0	872
Mellette	243	208	9	0	41	12	27	9	1	18	9	2	2	0	302
Potter	366	347	10	0	16	1	12	1	0	5	0	2	2	0	387
Stanley	801	725	32	0	99	21	73	9	0	17	3	7	0	1	917
Sully	203	175	2	0	21	1	11	2	0	3	1	4	0	0	227
Todd-Tripp	696	604	50	0	125	51	61	9	0	31	15	12	6	0	852
6th CIR TOTAL	6,988	6,297	391	0	1,116	188	545	147	2	299	61	102	44	5	8,403
7th CIRCUIT															
Custer	1,982	1,837	115	0	136	22	64	15	1	46	13	10	6	3	2,164
Fall River-Shannon	1,441	1,296	470	0	225	29	130	27	0	47	6	21	20	1	1,713
Pennington	16,530	14,887	2,233	0	3,774	375	2,364	523	18	1,177	115	614	182	23	21,481
7th CIR TOTAL	19,953	18,020	2,818	0	4,135	426	2,558	565	19	1,270	134	645	208	27	25,358
STATE TOTALS	124,965	109,084	14,992	0	20,141	1,301	11,220	2,925	71	6,126	383	2,383	868	103	151,232

Criminal Caseload

The charts below compare criminal case filings for the past five fiscal years.

A summary of traffic offenses and fines is presented in Table 17. Total misdemeanor filings have decreased slightly over last fiscal year.

Felony Cases

Felony filings increased significantly over the past fiscal year (Chart 15). Felony jury trials have remained steady while guilty pleas have increased slightly.

Chart 14. Criminal Filings Comparison

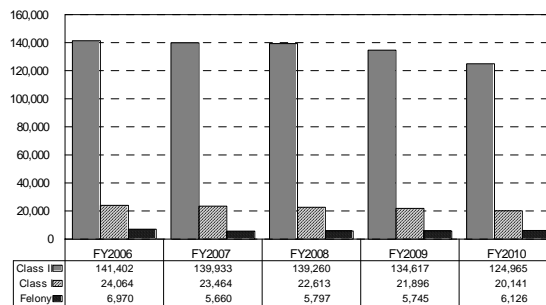


Chart 15. Felony Caseload Comparisons

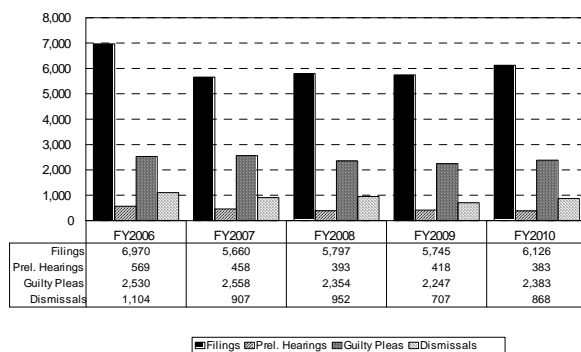


Chart 16. Five-Year Jury Trial Comparison

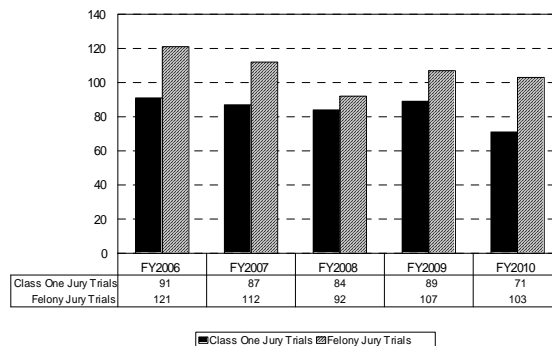


Chart 17. Class I Misdemeanor Caseload Comparison

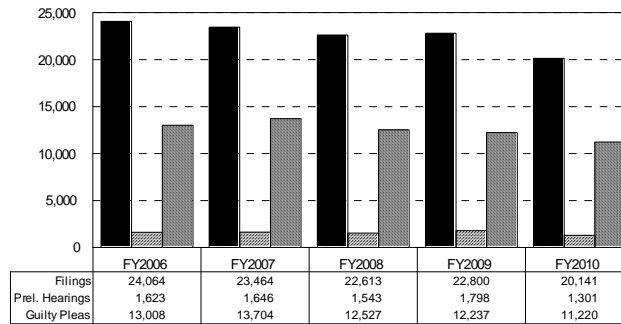
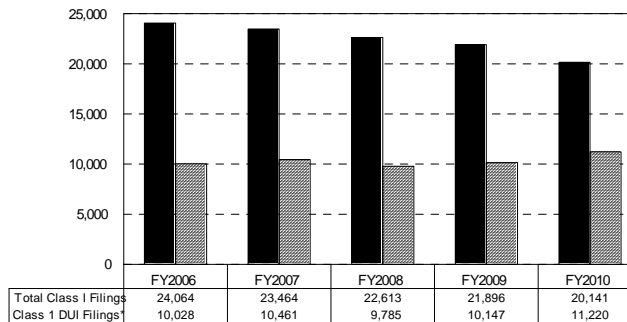


Chart 18 compares Total Class 1 misdemeanor filings with Class 1 misdemeanor DUI filings (first and second offenses.)

In FY2006, DUI offenses accounted for 41.7% of total Class 1 misdemeanor filings. This past fiscal year Class 1 DUI violations represent approximately 40.6% of the total Class 1 violations down slightly.

Chart 18. Comparison - Total Class I Misdemeanor Filings to Class I DUI Filings



Class 2 Misdemeanors

Chart 21 shows that Class 2 misdemeanor filings and guilty pleas continue to decrease.

Chart 22 shows that Class 2 misdemeanor dismissals have remained relatively steady since FY2006. Of the 14,992 Class 2 dismissals reported for FY2010, 11,748 or 78.3% were for “financial responsibility” arrests. Financial responsibility arrests (SDCL 32-35-113) are made when a driver is stopped by a law enforcement officer for a traffic violation and the driver cannot produce proof of financial responsibility (usually an auto insurance card). If the defendant can later produce such proof for a clerk-magistrate, the charge is dismissed.

Some other Class 2 misdemeanor dismissals occur when a traffic case is removed from active court files because a defendant’s driver’s license has been suspended by the Office of Driver Improvement for failure to appear or pay a fine after a period of six months. In order to have a license reinstated, the defendant must have the court issue an order. Then the defendant must pay a substantial cash penalty to the Department of Commerce and Regulation. The defendant also faces the possibility of an additional criminal charge for failing to appear in court on the original violation.

Table 16 (page 46) lists Class 2 misdemeanor, municipal ordinances and petty offense traffic violations for the fiscal year. The offenses in the detailed list include those with 50 arrests or more. Those with an SDCL Code prefix of 99 are municipal ordinance violations.

**Chart 21. Comparison
Class 2 Caseload Filings and Guilty Pleas**

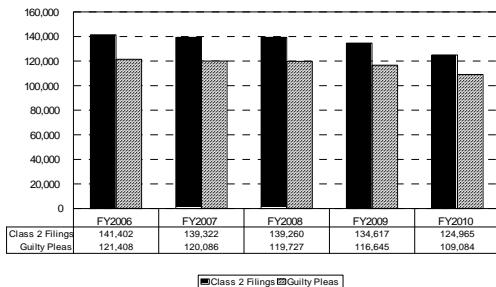


Chart 22. Comparison - Class 2 Dismissals

