South Dakota Courts State Fiscal Year 2022

Annual Statistical Report of the South Dakota Unified Judicial System

Chief Justice
Steven R. Jensen
State Court Administrator
Gregory Sattizahn

October 2022



South Dakota Unified Judicial System

Our mission: Justice for All

Our vision:

We are stewards of an open, effective, and accessible court system, worthy of the public's trust and confidence.

Members of the South Dakota Supreme Court in 2022



Justices of the Supreme Court, left to right: Hon. Patricia J. DeVaney, Pierre, Third District; Hon. Janine M. Kern, Rapid City, First District; Hon. Steven R. Jensen, Chief Justice, Dakota Dunes, Fourth District; Hon. Mark E. Salter, Sioux Falls, Second District; and Hon. Scott P. Myren, Aberdeen, Fifth District.



State of South Dakota Unified Judicial System Office of the State Court Administrator



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October 2022

Dear Friends:

It is my pleasure to present this Annual Report which highlights the workload and other activities undertaken by the Unified Judicial System from July 1, 2021 through June 30, 2022. This information is compiled and maintained by the State Court Administrator's Office and encompasses the work of South Dakota's Supreme Court, Circuit Courts, Magistrate Courts and the State Court Administrator's Office.

The statistics presented in this Annual Report would not be possible without the contributions of all our judicial personnel and the vital component they play in the process of reporting quality data. Should information you seek about the courts not be found in this Report nor on our website, please contact us.

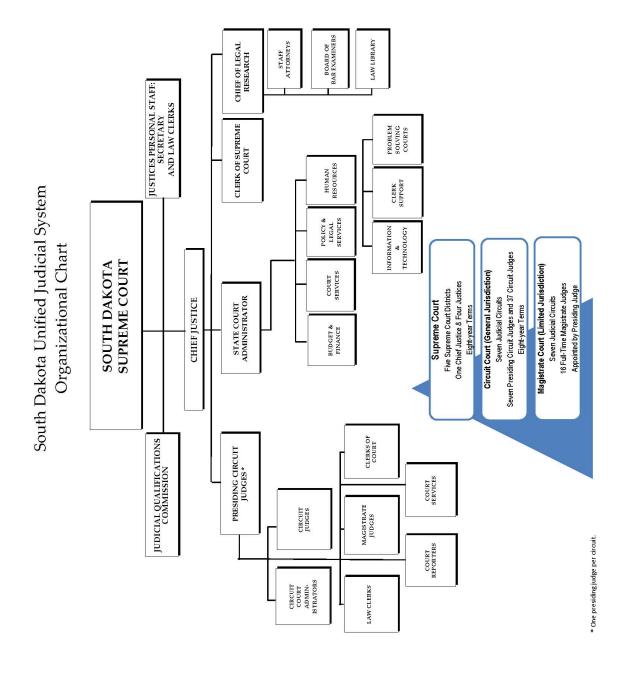
Sincerely,

Gregory Sattizahn

State Court Administrator

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Justice in the Balance: Courts Work for South Dakotans

There is much more to the work of the courts than the occasional high-profile case that attracts public attention. The bulk of our work involves everyday problems that affect South Dakotans.

Abused and Neglected Children

Our courts play a life-altering role in the lives of abused and neglected children. They decide whether to:

- Remove a child from a parent
- · Place a child in foster care
- Reunite a child and parent or terminate parental rights
- Allow adoption of a child

There is no greater responsibility of the judiciary than determining the best interest of a South Dakota child. In FY2022, South Dakota's courts presided over 525 Juvenile Abuse and Neglect cases.

Victims Seeking Protection

By issuing no-contact and protective orders, South Dakota's courts help shield victims of violence, abuse, and harassment from further harm. The majority of these are handled by parties representing themselves (without help from lawyers). In FY2022, South Dakota judges processed:

- 4,205 petitions for protection orders which included:
 - 2,356 domestic actions
 - 1,849 stalking actions

Clerk of Court offices then notify local law enforcement officials and the Department of Public Safety of every order.

Troubled Youth

South Dakota's court services officers, staff, and judges continuously work with thousands of troubled youth and their families to:

- Ensure community safety
- Hold young people accountable for their actions, including paying restitution to victims
- Influence behavioral changes
- Provide resources to assist families

During FY2022, CSOs worked with 330 youth to address their conduct without formal delinquency or CHINS petitions being filed. They also supervised 695 youth on formal probation and supervised another 48 juveniles via case service monitoring. In totality, the court handled:

4,311 juvenile delinquency and CHINS cases

Families in Turmoil

The problems of families in crisis demand a significant amount of court time and resources. In FY2022, South Dakota's courts handled:

- 3,829 divorce cases
- 4,432 child support modification and foreign child support cases
- 4,373 mental health and drug and alcohol commitment cases
- 1,482 adoption, guardianship, trust and termination of parental rights cases.

To assist these families, the UJS provides selfrepresented litigants with UJS approved forms, which include divorce and parenting time implementation and enforcement forms.

Justice in the Balance: Courts Work for South Dakotans (Cont.)

Civil Justice

South Dakotans from every walk of life, whether in their private or business relationships, rely on the courts to resolve their civil legal problems. Providing a forum for the effective resolution of these disputes is an essential part of the mission of the courts. In FY2022, our courts handled:

- 20,425 small claims cases
- 11,587 contract cases, liability and malpractice cases, employment issues, law and equity matters, and tort claims
- 2,732 probate cases
- 199 judicial review of agency action cases and expungement filings

Civil cases can take anywhere from months to years before they are resolved, depending on a variety of factors. As a result, the courts experience an overlap in civil cases from year to year.

The clerks of court offices are responsible for case processing and ensuring a sufficient pool of jurors are available for any trials.

Criminal Justice

Criminal cases dominate court time and resources. South Dakota's judges and court staff spend more time on criminal cases than on any other type of case. During FY2022, our courts heard:

- 12,560 felony and extradited cases
- 18,238 aggravated or serious misdemeanor cases, of which 45.1% (8,231) were 1st and 2nd
 offense (Class 1 Misdemeanor) DUI cases
- 16,451 contested Class 2 misdemeanor cases.
- 83,958 non-contested Class 2 misdemeanor matters were processed by clerks of court

In addition, court services officers formally supervised 9,182 cases in felony matters, 481 cases on misdemeanor matters, plus informally supervised another 152 cases via case service monitoring.

Collection of Money

While the court system does not generate revenue for its own sustainability, it is responsible for taking in and distributing fines, fees, penalties, and costs owed to victims, cities, counties, school districts, and the state. In FY2022, clerks of court receipted (along with other amounts) the following:

- \$3,483,342 for victims of crime
- \$8,552,010 for school districts
- \$74,673 for local domestic abuse programs
- \$264,791 for advocates and attorneys for abused and neglected children
- \$2,227,533 for court appointed attorneys, public defenders, and other legal aid
- \$411,501 for municipal general funds
- \$3,781,801 for county general funds
- \$263,324 for other state funds
- \$7,280,365 for court automation
- \$3,618,812 for law enforcement officer and judicial education and training

Case History Information and Other Services

South Dakota's employers, landlords, media, and the public rely on our clerks of court for accurate information about criminal defendants, sentencing histories, and money owed on judgments. In FY2022, there were 247,954 record search requests, 5,089 search warrants and 25,692 small claims filings processed.

In addition, the circuit clerks of court handled:

- 378 passport applications
- 347 weddings

The Clerk of the Supreme Court processed:

- 242 appeals
- 36 intermediate appeals
- 34 original proceedings
- 1,200 orders, writs, and judgments

The Board of Bar Examiners processed 136 applications from those seeking admission to practice law in South Dakota.

SUPREME COURT

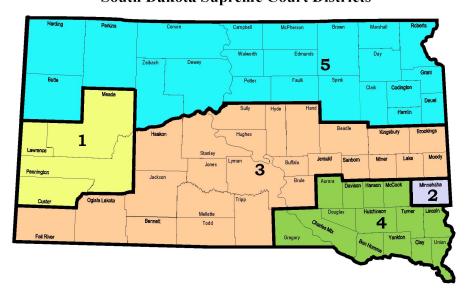
The South Dakota Supreme Court is the state's highest court and the court of last resort for state appellate actions. The Supreme Court is comprised of the chief justice, who is the administrative head of the Unified Judicial System, and four justices who are entrusted to deliver the final judicial authority on all matters involving the legal and judicial system of South Dakota.

Chief Justice and Four Justices Duties and Responsibilities of the Supreme Court include:

- ◆ Original jurisdiction in cases involving interests of the state;
- ▶ Issues original and remedial writs;
- ▶ Renders advisory opinions to Governor on issues involving executive power;
- Appellate jurisdiction over circuit court decisions;
- ▶ Rule-making authority over court practice and procedure;
- ▶ Administrative leadership for the legal and judicial system; and
- ▶ Controls admissions to and disciplines members of the State Bar.

Pursuant to a 1980 constitutional amendment, Supreme Court justices are appointed by the Governor from a list of nominees selected by the Judicial Qualifications Commission. All who sit on the Supreme Court must be licensed to practice law in the state and permanent justices must be voting residents of the district from which they are appointed at the time they take office (Map below).

South Dakota Supreme Court Districts



Supreme Court Workload

The workload of the Supreme Court is shown below and on the following page. The categories noted are those most commonly used within the Supreme Court.

"Intermediate Appeals" are appeals made during the progress of a case in circuit court. Intermediate appeals are accepted at the discretion of the Supreme Court.

"Notice of Review" is filed by an appellee (party against whom an appeal is taken) seeking review of a judgment or order entered in the same action from which an appeal has been taken. A notice of review is a separate filing but not a separate disposition since it is disposed of as part of the original appeal.

"Certificates of Probable Cause" are required before an appeal can be brought in a habeas corpus case.

"Summary Dispositions" are appeals that have been summarily affirmed or reversed on established grounds set forth in SDCL §15-26A-87.1. In these proceedings the Court, on its own motion, may affirm or reverse the judgment or order from which the appeal is taken. The Court must be unanimous in its decision to render a summary disposition, and the decision is set out in an order or memorandum opinion. The term "expedited appeal" is sometimes used because it usually takes less time to process appeals under this rule.

"Pending Cases" are cases which have been filed with the Court but in which no decision has been entered.

"Administrative, Judicial, Legal Research, Law Library and Bar Admissions" are all part of the workload within the Supreme Court.

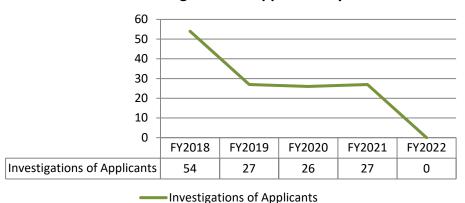


Chart 3. JQC Investigations of Applicants by Fiscal Year

South Dakota Unified Judicial System

Table 1. SUPREME COURT CASELOAD COMPARED BY FISCAL YEAR

Fiscal Year:	EV/0047	EV0040	EV/0040	EV/0000	EV0000
FILINGS:	FY2017	FY2018	FY2019	FY2020	FY2022
Appeals	244	276	244	242	240
Intermediate Appeals	25	31	244	36	40
Original Proceedings	56	60	31	34	44
Notice of Review	11	17	10	6	7
Certificates of Probable Cause	10	12	8	12	9
Reinstatements	0	2	0	0	0
Rehearings Granted	0	0	0	0	o
COMBINED FILINGS	346	398	317	330	340
DISPOSITIONS:	0 10		011		0 10
Appeals / Original Proceedings	103/126	69/86	78/90	80/89	78/83
Orders of Dismissal/Dispositional Remands	96	102	108	98	119
Denial of Intermediate Appeals	21	23	18	22	26
Original Proceedings (by Order)	46	41	32	20	27
Dispositive Remand	2	1	0	0	0
Summary Dispositions	84	70	89	80	77
COMBINED DISPOSITIONS	375	324	337	309	332
PENDING CASES:					
Submitted and Pending	20	40	44	51	50
Ready for Submission	41	46	42	22	29
Not Ready for Calendar	80	95	88	89	82
Other (in Suspense)	6	3	5	5	3
TOTAL PENDING CASES AT YEAR-END	147	184	179	167	164
ADMINISTRATIVE:					
Hearings on Rules and Related Matters	2	2	2	3	3
Internal Procedure Rules Adopted or Amended		3	2	3	1
Supreme Court Rules Adopted or Amended	22	15	6	9	16
Administrative Conferences	21	22	25	24	25
JUDICIAL:					
Orders, Writs and Judgments Entered	1130	1200	1180	1200	1220
Bar Admissions (includes reciprocity)	106	108	92	95	121
Bar Admissions (pursuant to SDCL 16-18-2)	15	14	15	10	4
Oral Arguments (Actions/Submission)	22/29	30/36	35/51	34/41	30/35
Cases Submitted on Briefs	132/144	117/133	114/122	104/112	92/106
Case Conference Days	17	20	23	24	23
LEGAL RESEARCH:					
Appeals Screened	346	398	317	330	340
Cases That Briefs Were Received In	190	195	173	185	189
Per Curiams Assigned	30	24	23	29	27
BAR ADMISSIONS:					
Applications Processed	188	174	122	136	230
Bar Inquiries Answered	1475	1450	1450	1450	1475

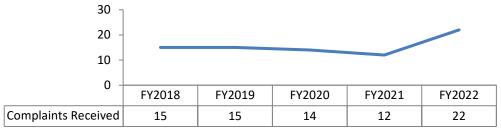
JUDICIAL QUALIFICATIONS COMMISSION

The authority for creation of the Judicial Qualifications Commission is granted by the South Dakota Constitution.

The seven-member commission is comprised of two circuit court judges, elected by the judicial conference; three members of the bar practicing law but no more than two of whom may be of the same political party and who must be appointed by a majority vote of the state bar commissioners; and two citizens, who are appointed by the Governor and who are not of the same political party. The term of office for a commission member is four years. No person may serve more than two terms as a member of the commission. The purpose of the Judicial Qualifications Commission is to:

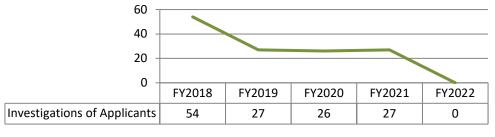
- Receive and investigate complaints against justices or judges;
- ◆ Conduct confidential hearings to determine whether complaints are justified;
- Recommend censure, removal or retirement of a judge to the Supreme Court;
- ▶ Investigate applicants for vacancies on the Supreme Court or circuit court bench; and
- Nominate two or more of the most qualified applicants to the Governor.

Chart 2. JQC Complaints Received by Fiscal Year



Complaints Received

Chart 3. JQC Investigations of Applicants by Fiscal Year



Investigations of Applicants

Chart 2. Judicial Qualifications Commission

Complaints Received and Dispositions

	FY2018	FY2019	FY2020	FY2021	FY2022
Written Complaints Received ¹	15	15	14	12	22
Complaints Disposed of ²	15	12	11	10	15
Type of Cases:					
Prisoner Complaints (Includes Habeas	1	3	2	0	1.
Corpus)					
Divorce/Child Custody/Child Support Issues	5	2	2	5	5
Protection Order Cases	1	2	1	0	1
Civil Trial Issues (Includes Decisions)	1.	2	2	0	5
Criminal Trial Issues (Includes Sentencing)	2	4	5	5	3
Personal Conduct	1.50	1	0	0	3
Small Claims	2	2	2	2	2
Guardianship/Conservatorship	0	1	0	0	0
Other	1	0	0	0	2
Nature of Claims in Complaints:					
Inappropriate Conduct/Abuse of Position	4	1	5	2	7
On Bench Abuse of Authority	2	3	0	1	4
Lack of Demeanor/Decorum	0	0	0	0	1
Bias/Appearance of Bias	4	3	5	2	5
Unhappy with Result	8	10	7	7	5
Commission Dispositions:					-
1. Dismissal due to:					
a. Insufficient Evidence to Proceed	0	1	0	0	2
(Unsigned Complaint and/or					
Complainant Uncooperative)					
b. Lack of Jurisdiction ³	0	0	0	0	0
c. Resigned Due to JQC Investigation	0	0	0	0	0
d. Unsubstantiated	0	0	0	0	0
e. No Violation Found	14	13	11	9	15
2. Private Reprimand	1	0	0	1	0
3. Deferred Disciplinary Agreement	0	0	0	0	0
4. Public Censure	0	0	0	0	0
5. Recommendation for Suspension	0	0	0	0	0
6. Recommendation for Removal/Retirement	0	0	0	0	0
JQC Applicants:					
Judicial Vacancies	8	6	5	4	1
Applicant Interviews	54	26	26	27	0
Investigation of Applicants	54	27	26	27	0

¹Written Complaints Received, Type of Cases and Nature of Claims in Complaints reflect complaints received in that fiscal year.

²Complaints Disposed of and Commission Dispositions reflect some complaints received in that fiscal year but not disposed of until the following fiscal year and some complaints that were both received and disposed of in this fiscal year.

³JQC does not have the authority to direct a judge to take legal action or to review a case for judicial error, mistake or other legal grounds. Those functions are for the State Supreme Court. Therefore, allegations stemming from a judge's ruling or exercise of discretion do not provide a basis (jurisdiction) for JQC action.

STATE COURT ADMINISTRATOR'S OFFICE

Under supervision of the Chief Justice, who is the administrative head of the Unified Judicial System, the State Court Administrator is the non-judicial officer who implements the rules and policies of the Supreme Court as they apply to the operations and administration of the courts. The State Court Administrator serves as the liaison between the judicial branch and the other branches of state and local government. To ensure efficient and responsive operation, the State Court Administrator's Office (SCAO) provides centralized administrative assistance and support services to the entire Unified Judicial System.

The following is a brief summary of the functions of the SCAO:

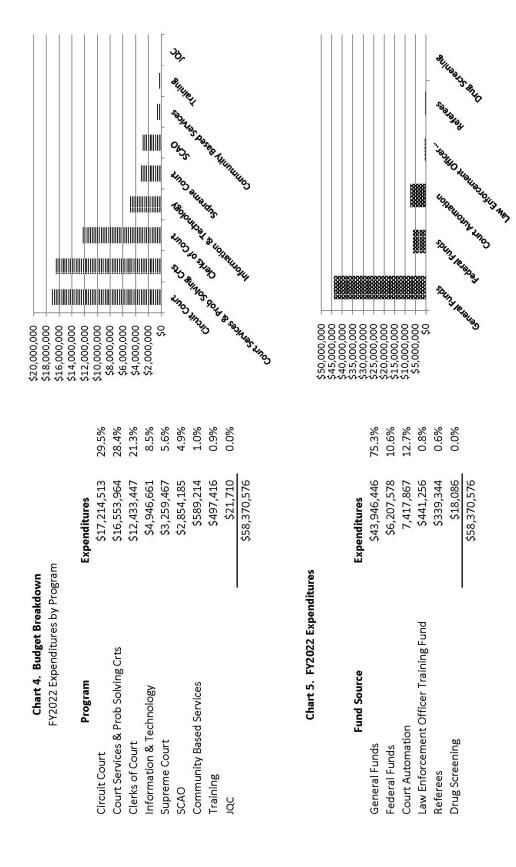
- Assists in the formulation of fundamental policies, principles, and standards for court administration in South Dakota including initiating, researching, developing, implementing, and evaluating proposed policies, principles, and standards;
- ▶ Facilitates cooperation, consultation, and exchange of information by and among the circuit courts, the State Court Administrator's Office, the Supreme Court, and national, state, and local offices and organizations directly concerned with court administration, including tribal entities;
- ▶ Fosters the use of the principles and techniques of modern management in the field of court and judicial administration; and
- ▶ Endeavors to improve administrative practice and procedure in all state courts in South Dakota as well as increase the services received by the public.

FINANCING THE JUDICIAL SYSTEM

The State Court Administrator's Office manages the fiscal operations of the Unified Judicial System. This office prepares and submits the annual budget, administers the annual operating budget, and manages a uniform accounting system for the receipt and disbursement of all funds handled by circuit and magistrate courts.

In addition to state funding, city and county governments are required by state law to pay for certain court-related expenses. Each county is responsible for supporting court operations by paying all jury and witness fees, transcript and interpreter costs, and attorney fees incurred while defending the indigent. Counties are also required to provide operational facilities for the court. Operational facilities include office space, courtrooms, jury rooms, and other space needed to support the court's operations. In addition, many counties maintain their own county law libraries, funded in part by a law library fee collected by the UJS on each civil filing made in circuit court.

FY2022 Expenditures



CIRCUIT COURT

Circuit courts are the state's trial courts of general jurisdiction through which the bulk of criminal proceedings and civil litigation are processed. South Dakota has seven judicial circuits (map on following page), 44 circuit judges and 16 magistrate judges. Circuit court judges are elected by the voters within the circuit where they serve. The judges must be voting residents of their circuit at the time they take office. In the event of a vacancy, the Governor appoints a replacement from a list of nominees selected by the Judicial Qualifications Commission.

7 Presiding Judges and 37 Circuit Court Judges in 7 Circuits have the following:

- Original jurisdiction in all civil and criminal actions,
- ▶ Exclusive jurisdiction in felony trials, arraignments and all types of civil actions except areas of concurrent jurisdiction shared with magistrate courts, and
- Appellate jurisdiction over magistrate court decisions.

MAGISTRATE COURT

Magistrate courts assist the circuit courts in disposing of misdemeanor criminal cases and minor civil actions. These courts have limited jurisdiction but make the judicial system more accessible to the public by providing a means of direct court contact for the average citizen. The jurisdiction of the magistrate court varies depending on whether a magistrate judge or a clerk magistrate presides. Clerk magistrates are not attorneys but are clerks who receive specialized training. They provide functions that need to be handled expeditiously. Both magistrate judges and clerk magistrates are appointed by the presiding judge.

Magistrate Judges:

16 full-time in 7 circuits:

* Are Committing magistrates for all courts

Conduct:

- * Preliminary hearings for all criminal prosecutions;
- * Trials of criminal misdemeanor;
- * Trials of civil actions if the debt; damage, claim or value of the property involved does not exceed \$12,000; and
- * Small claims proceedings if the debt, damage, claim, or value of the property involved does not exceed \$12,000.

Clerk Magistrates (Specially-Trained):

Functions usually performed by clerks:

Concurrent jurisdiction with magistrate courts to:

- * Receive depositions;
- * Issue warrants;
- * Conduct certain preliminary hearings;
- * Set bail:
- * Appoint counsel;
- * Accept pleas for Class 2 misdemeanors;
- * Conduct hearings for petty offenses;
- * Render judgments for uncontested small claims; and
- * Perform marriages.

Union Lincoln Moody Deuel Brookings Clay Roberts Lake (Bon Homme | Yankton Davison Hanson McCook Kingsbury Miner က Hutchinson Marshall Clark Day Sanborn Beadle South Dakota Judicial Circuits and Counties Ines Mix Douglas Brown Faulk Spink Jerauld Edmunds McPherson Hyde D Hughes Sully Walworth 9 Trip(Lyman Jones Stanley Mellette Todd Dewey Zeibach Bennett Oglala Lakota Perkins Meade Pennington Buffe Fall River

South Dakota Unified Judicial System

Table 3. South Dakota Unified Judicial System Statewide Workload Five-Year Caseload Filings

,	FY2018	FY2019	FY2020	FY2021	FY2022
	Filings	Filings	Filings	Filings	Filings
Class 2 Misdemeanor Non-Contested¹ Filings Class 2 Misdemeanor Contested¹ Filings Class 1 Misdemeanor Filings Felony & Extradited Filings TOTAL CRIMINAL	92,388	83,911	74,903	66,515	83,958
	21,868	29,265	26,433	26,756	16,451
	21,724	22,027	20,559	19,629	18,238
	11,586	12,318	12,536	13,572	12,560
	147,566	147,521	134,431	126,472	131,207
Divorce Filings	4,362	4,058	4,061	4,056	3,729
Protection Order Filings	4,571	4,549	4,223	4,072	4,205
Modification Proceedings/UIFSA Filings	7,315	6,439	6,032	5,365	4,432
Juvenile Dependency & Neglect Filings	564	662	590	602	525
Juvenile Delinquency & CHINS Filings Juvenile Citations ² Adoptions/Guardianships/Trusts/Term of Parental Rights Filings Probate (Informal) Filings	4,134 2,510 1,308 2,204 245	4,457 1,475 1,247 2,206 254	4,573 1,338 1,491 2,077	3,756 1,183 1,420 2,333 246	3,213 1,088 1,482 2,439
Mortal Illness & Drug & Alcohol Commitment Filings Civil Filings Small Claims Filings Search Warrants Administrative Appeals & Expungements TOTAL CIVIL FILINGS	4,797	5,050	4,893	4,759	4,373
	13,311	14,138	12,949	13,021	11,786
	28,156	26,389	26,630	25,938	20,425
	3,825	4,246	4,173	4,646	5,108
	171	173	203	216	199
	77,473	75,343	73,502	71,613	63,317
TOTAL CRIMINAL & CIVIL FILINGS MISCELLANEOUS ACTIVITIES Supreme Court Appeals Record Searches & Money Judgment Searches³ Passport Applications Weddings	225,039	222,864	207,933	198,085	194,524
	266	246	285	235	240
	183,436	217,147	220,367	217,607	348,637
	764	720	794	476	566
	610	535	416	376	438

[†] Includes petty offense filings and municipal ordinance violations. ² Beginning in FY2017, Juvenile Citations were included. ³ Includes PARS Searches and no-feesearches

Civil Caseload

The following chart compares various types of civil (non-criminal) and juvenile caseload filings for the past five fiscal years.

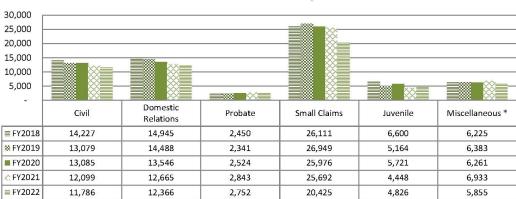
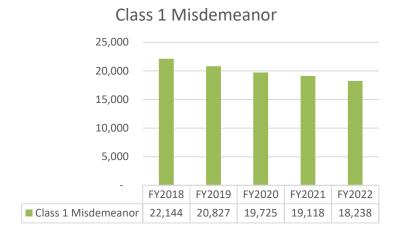


Chart 6. Civil Caseload Comparison

^{*} Miscellaneous includes Adoptions, Guardianships, Trusts, Mental Illness, Termination of Parental Rights and Drug & Alcohol Commitment filings.

The following chart below compares criminal case filings for the past five fiscal years.

Felony & Extradited 13,600 13,400 13,200 13,000 12,800 12,600 12,400 12,200 12,000 11,800 11,600 FY2018 FY2019 FY2020 FY2021 FY2022 ■ Felony & Extradited 12,259 12,527 13,476 13,380 13,105



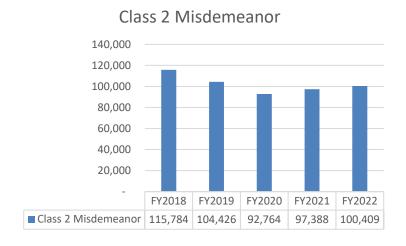
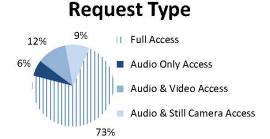
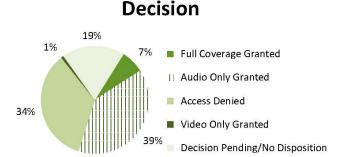


Table 4. Expanded Media Coverage Summary Statewide South Dakota Unified Judicial System FY2012 through FY2022 Combined

The Supreme Court of South Dakota adopted court rules effective July 1, 2011, that allowed for the expanded media coverage of the trial courts in South Dakota. Under these rules expanded media coverage consisting of audio, still photo, or video coverage is allowable when parties and the court all agree that such coverage should be permitted. In addition, audio coverage of a proceeding is allowed when the court determines that such audio coverage is appropriate, even if all parties have not consented to expanded media coverage. Under either option, certain proceedings such as juvenile hearings and portions of other proceedings closed by state law are not subject to expanded media coverage. The judge also retains the power to terminate coverage if such action is determined appropriate. The Supreme Court has permitted expanded media coverage of its proceedings since 2001. The information below is a summary of the requests in the trial courts since FY2012.

CIRCUIT	1st	2nd	3rd	4th	5th	6th	7th	TOTAL
# of Requests Received	23	66	14	2	10	7	6	128
Request Type:								
Full Access	15	57	7	1	6	1	6	93
Audio Only Access	1	0	6	0	1	0	0	8
Audio & Video Access	4	7	0	0	0	4	0	15
Audio & Still Camera Access	3	2	1.	1	3	2	0	12
Decision:								
Full Coverage Granted	0	6	2	0	0	1	0	9
Audio Only Granted	10	31	3	0	1	5	0	50
Access Denied	12	14	2	2	7	1	6	44
Video Only Granted	0	1	0	0	0	0	0	1
Decision Pending/No Disposition	1	14	7	0	2	0	0	24





Statewide: Total requests

FY 2021	FY 2022
2920	3204

Statewide: Top 10 languages requested

2021			2022		
Spanish	1024	35%	Spanish	1437	45%
Arabic	329	11%	Arabic	365	11%
Kunama	286	10%	Kunama	213	7%
Dinka	246	8%	Tigrinya	197	6%
Somali	219	8%	Dinka	150	5%
Nepali	174	6%	Somali	150	5%
Tigrinya	134	5%	Nepali	144	4%
Swahili	121	4%	Swahili	107	3%
Amharic	98	3%	Amharic	101	3%
Vietnamese	45	2%	Lao	67	2%

First Circuit	FY 2021	FY 2022
Davison	2	3
Hutchinson	2	7
Union		3
Yankton	1	3
Total	5	16

Second Circuit	FY 2021	FY 2022
Lincoln	46	149
Minnehaha	2818	2969
Total	2864	3118

Third Circuit	FY 2021	FY 2022
Beadle	2	3
Codington	2	0
Sanborn	22	1
Total	4	4

Fourth Circuit	FY 2021	FY 2022
Butte	1	1
Harding	1	1
Meade	1	inn.
Total	3	2

Fifth Circuit	FY 2021	FY 2022
Brown	21	14
Campbell	2	0
Edmunds	1	1
Roberts	4	122
Total	28	15

Sixth Circuit	FY 2021	FY 2022
Haakon		1
Hughes	2	4
Hyde	100	1
Potter	1	
Total	3	6

Seventh Circuit	FY 2021	FY 2022
Pennington	13	39
Custer		4
Total	13	43

Requested Languages

First Circuit: Arabic, Burmese, Spanish, and Sudanese
Second Circuit: Amharic, Anuak, Arabic, Aramaic, Bosnian,
Burmese, Cambodian, Chinese, Creoles and Pidgins, Cuer,
Dinka, French, Grebo, Haitian, Hebrew, Hindi, Karen, Kayah,
Kinyarwanda, Kirundi, Krahn, Kunama, Lao, Liberian,
Mandarin, Mandingo, Mimi, Nepali, Nilo-Saharan language,
Philippine language, Pohnpeian, Quechua, Romanian, Russian,
Salishan Languages, Serbian, Somali, Spanish, Sudanese,
Sundanese, Swahili, Thai, Tigrinya, Ukrainian, and Vietnamese
Third Circuit: Burmese, Chuukese, Karen, Kirundi, and Spanish
Fourth Circuit: Spanish and Russian
Fifth Circuit: Hakha Chin, Russian, Spanish, and Vietnamese

Table 6. South Dakota Unified Judicial System Preliminary Hearings and Trials Held Reports by Circuit and Statewide

First Judicial Circuit

	Hearings Held			
Hearing Type		Class II	Class I	
	Petty Offenses	<u>Misdemeanors</u>	<u>Misdemeanors</u>	<u>Felonies</u>
Preliminary Hearing	1	0	Ö	29
Court Trial	0	41	5	2
Habitual Offender Court Trial	0	0	0	0
Jury Trial	0	5	6	4
Consolidated Jury Trial	0	0	0	0

Second Judicial Circuit

		Hearings	s Held	
Hearing Type		Class II	Class I	
	Petty Offenses	<u>Misdemeanors</u>	Misdemeanors	<u>Felonies</u>
Preliminary Hearing	0	0	2	424
Court Trial	9	134	8	7
Habitual Offender Court Trial	0	0	0	0
Jury Trial	0	1	19	28
Consolidated Jury Trial	0	0	0	0

Third Judicial Circuit

Hearings	

Hearing Type		Class II	Class I			
	Petty Offenses	<u>Misdemeanors</u>	<u>Misdemeanors</u>	<u>Felonies</u>		
Preliminary Hearing	0	1	1	78		
Court Trial	0	52	10	8		
Habitual Offender Court Trial	0	0	0	0		
Jury Trial	0	0	5	8		
Consolidated Jury Trial	0	0	0	0		

Fourth Judicial Circuit

Hearings Held

		i roui ii iga	7 1 PG 104	
Hearing Type		Class II	Class	
	Petty Offenses	<u>Misdemeanors</u>	<u>Misdemeanors</u>	<u>Felonies</u>
Preliminary Hearing	0	0	1	8
Court Trial	0	48	12	11
Habitual Offender Court Trial	0	0	0	0
Jury Trial	0	0	0	5
Consolidated Jury Trial	0	0	0	0

Fifth Judicial Circuit

Hearings Held

	riedi nigo rieta				
Hearing Type		Class II	Class		
	Petty Offenses	<u>Misdemeanors</u>	<u>Misdemeanors</u>	<u>Felonies</u>	
Preliminary Hearing	0	0	4	58	
Court Trial	1	13	2	0	
Habitual Offender Court Trial	0	0	0	0	
Jury Trial	0	0	2	5	
Consolidated Jury Trial	0	0	0	0	

South Dakota Unified Judicial System Preliminary Hearings and Trials Held Reports by Circuit and Statewide (Cont.)

Sixth Judicial Circuit

Hearings Held

Hearing Type		Class II	Class	
	Petty Offenses	<u>Misdemeanors</u>	<u>Misdemeanors</u>	<u>Felonies</u>
Preliminary Hearing	0	0	1	40
Court Trial	0	9	2	0
Habitual Offender Court Trial	0	0	0	1
Jury Trial	0	0	0	1
Consolidated Jury Trial	0	0	0	0
Habitual Offender Jury Trial Trial	0	0	0	1

Seventh Judicial Circuit

Hearings Held

Hearing Type	Petty Offenses	Class II <u>Misdemeanors</u>	Class I <u>Misdemeanors</u>	<u>Felonies</u>
Preliminary Hearing	0	3	3	250
Court Trial	2	54	7	2
Habitual Offender Court Trial	0	0	0	0
Jury Trial	0	0	9	26
Consolidated Jury Trial	0	0	0	0

Statewide

Hearings Held

Hearing Type		Class II	Class	
	Petty Offenses	<u>Misdemeanors</u>	<u>Misdemeanors</u>	<u>Felonies</u>
Preliminary Hearing		4	12	887
Court Trial	12	351	46	30
Habitual Offender Court Trial	0	0	0	1
Jury Trial	0	6	41	77
Consolidated Jury Trial	0	0	0	0
Habitual Offender Jury Trial	Ü	0	0	Ĩ

RECEIPTS

Chart 8 below shows various types of receipts for the past five fiscal years. (See Appendix A for definitions of receipt categories or the UJS website for further receipt information by county and circuit).

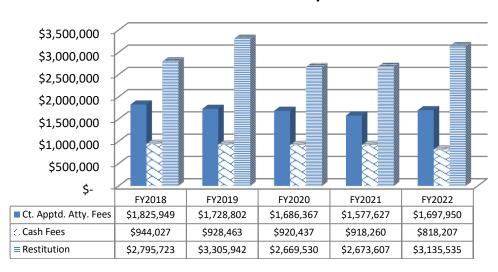


Chart 8. Court-Appointed Attorney Fees, Cash Fees and Restitution Receipts

Chart 9 below shows court automation receipts for the past five fiscal years. Court Automation is a surcharge assessed on all criminal prosecutions and civil actions to fund court automation costs.

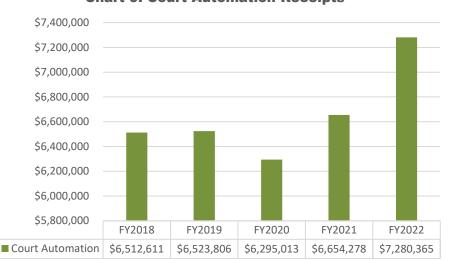


Chart 9. Court Automation Receipts

DISBURSEMENTS

Charts on this page illustrate the volume of receipts disbursed by clerks of court.

Disbursements to cities are primarily city fines collected by the court system. The amount remitted to the cities is 65% of the total city fines, forfeitures, and penalties and 100% of city costs. The remaining 35% is remitted to the state general fund.

Disbursements to the state include liquidated costs and the 35% of city fines mentioned above.

Disbursements to counties include state fines - including funds returned to school districts in accordance with Article VIII, \S 3, of the South Dakota Constitution - costs, forfeitures, and various fees for civil filings.

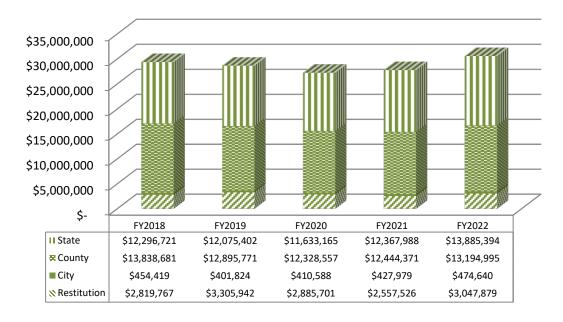


Chart 10. Select Revenue Disbursements

Table 6. CLERK OF COURT RECEIPTS AND DISBURSEMENTS COMPARISON

RECEIPTS \$\$\$	FY2018	FY2019	FY2020	FY2021	FY2022
ADULT COMPACT FEES	21,250	21,930	20.217	18,273	16,25
ALIMONY	12	612	12	12	77
CASH FEES	944,027	928,463	920,437	918,260	818,20
CHILD SUPPORT *	6,850	8,956	6,380	20,471	7,72
CITY COSTS	7,331	5,686	6,980	6,285	7,48
CITY FINES	666,878	608,109	615,890	651,165	618,80
CITY FORFEITURES	000,010	421	153	051,105	40
CITY PENALTIES	6,032	4,284	6,869	3,241	2,34
CIVIL PASS THROUGH	15,448	192,155	12,144	1,916	3,69
The state of the state of the state of	15,448	192,133	55	5,673	4,2
CIVIL PENALTIES	24,848	20,000	34,115	Disposition and the second	18.6
COLLECTIONS AGENCY PASS THROUGH		20,909		19,964	
COUNTY COSTS	641,192	604,614	614,894	624,329	659,1
COUNTY FINES	10,012	5,600	6,107	6,702	9,1
COUNTY FORFEITURES	6,490	1,800	1,710	2,450	51
COUNTY PENALTIES	217	260	240	571	1,1.
COURT APPOINTED ATTORNEY FEES **	1,825,949	1,728,802	1,686,367	1,577,627	1,697,9
DIVORCE FEES	117,400	124,950	119,100	122,800	117,6
DOMESTIC ABUSE SURCHARGE	15,170	13,742	14,576	16,600	15,8
DRAW DOWN ACCOUNTS	5,466,796	5,979,049	5,773,131	6,340,119	7,400,0
DRUG CONTROL FEE	128,992	140,943	134,117	103,183	96,1
DRUG TEST FEES AND MONITORING FEES	14,070	12,451	8,552	5,593	10,9
DUICOST	213,468	195,607	193,505	185,603	205,2
NTEREST-BEARING TRUST FUNDS	237,473	71	1,043,593	552	37,3
LAW LIBRARY FEES	140,507	139,701	139,679	135,310	122,9
LIQUIDATED COSTS	3,976,940	3,654,420	3,288,225	4,115,047	4,413,1
MARRIAGE FEES	10,480	9,660	7,300	6,940	8,7
CHILD SUPPORT MODIFICATION FEES	111,525	121,050	112,632	107,126	102,7
NSF CHECK CHARGES	4,315	4,229	2,821	2,510	2,1
OTHER-OVERPAYMENTS	16,193	23,015	29,470	33,610	38,0
PASSPORT FEES	17,955	23,275	13,405	9,415	14,1
PETTY OFFENSE	313,371	267,804	212,498	249,302	340,4
POSTAGE (SMALL CLAIMS)	229,991	243,579	242,988	239,615	198,8
POSTED BONDS	12,427,217	8,184,533	7,871,342	12,545,786	12,443,1
RESTITUTION	2,795,723	3,056,942	2,669,530	2,673,607	3,135,5
SEARCH FEE-LEOTF	1,020,138	1,094,720	1,087,404	1,194,775	1,383,3
SFPD - DRUG FEE	22,318	34,261	22,288	23,192	22,5
STATE COSTS	65,308	65,811	80,382	84,902	77,2
STATE FINES	8,132,943	7,665,881	7,016,550	7,289,914	7,633,2
STATE FORFEITURES	430,369	414,050	388,980	358,755	540,6
STATE PENALTIES	834,609	778,446	782,307	1,014,578	918,7
SURCHARGE-COURT AUTOMATION	6,512,608	6,523,806	6,295,013	6,654,278	7,280,3
SURCHARGE-VICTIM COMPENSATION	245,067	398,829	391,559	415,087	435,4
TRUST FUND	318,970	91,170	2,143	721,057	25,4
TOTAL RECEIVED \$\$\$	\$47,996,603	\$43,394,593	\$41,875,662	\$48,506,195	\$50,886,8
DISBURSEMENTS \$\$\$	FY2018	FY2019	FY2020	FY2021	FY2022
ALIMONY	12	612	12	12	7
BOND REFUNDS (Converted Bonds, Odyssey)	11,112,930	9,930,398	7,666,101	7,733,397	7,137,4
CHILD SUPPORT *	6,850	8,956	6,380	20,471	7,7
CIVIL PASS THROUGH	77,463	287,141	25,744	2,559	3,6
COLLECTION AGENCY PASS THROUGH	26,710	22,340	31,258	22,589	17,6
DRAW DOWN ACCOUNTS	5,352,582	5,234,567	5,770,754	6,273,708	7,329,0
nterest-bearing trust funds	230,260	689,245	7,501	1,039,407	37,3
OVERPAYMENTS	16,724	20,761	27,996	36,461	34,7
REMIT TO SIOUX FALLS POLICE DEPARTMENT	22,255	33,425	23,184	22,478	23,1
REMITTED TO ATTORNEY GENERAL (DRUG FUND)	128,152	138,361	135,546	105,643	97,4
REMITTED TO CITY	454,419	401,824	410,588	427,979	474,6
REMITTED TO COUNTY	13,838,681	12,895,771	12,328,557	12,444,371	13,194,9
REMITTED TO STATE	12,296,721	12,075,402	11,633,165	12,367,988	13,885,3
RESTITUTION	2,819,767	2,907,107	2,885,701	2,557,526	3,047,8
A A CONTRACTOR (BACKAR A MACA SACASA PROPE)	236,519	239,885	243,416	240,673	201,9
SMALL CLAIMS POSTAGE					
small claims postage Irust fund	_	221,141	174,325	609,665	65,6

^{*} Reduction in Child Support collection reflect statutory changes shifting collection responsibilities to Department of Social Services effective October 1, 1998.

** Court Appointed Attorney Fees included on this page include only those amounts collected by the Unified Judicial System. These amounts do not include payments made directly to county auditors or treasurers, city collection agents, or sums recovered by counties pursuant to a statutory lien.

Table 6. Court Services Activities - FY2018 to FY2022

SERVICE CATEGORIES	FY2018	FY2019	FY2020	FY2021	FY2022	
Juvenile Service:					*	
Pre-hearing Social Case Studies	98	210	270	223	199	
90-Day Diversion Services Added	572	416	409	287	330	
Placed on Probation During FY	1,546	1,626	1,296	1,039	1,054	
Active Probation Cases at End of FY	780	819	656	572	600	
Restitution Collected	\$90,415	\$71,810	\$100,157	\$76,694	\$93,478	
5	F.					
Case Services Monitoring:			2 -27			
Placed in Program During FY	154	119	99	66	73	
Active Cases at End of FY	85	75	59	18	48	
Interstate Compact Cases-In	7	11	15	8	17	
Interstate Compact Cases-Out	23	26	18	22	16	
Intensive Probation:	ĺ					
Placed In Program During FY	116	98	104	73	70	
Transferred In	0.00	98			78	
Transferred III Transferred Out	0	0	0	0	0	
JIPP Unavailable	5	1	4	1	10	
Successfully Completed Program		74	48	53	31	
	44 19	13	48 24	20	15	
Failed Program and sent to DOC		32	18		19	
Failed Program (Other)	44	100000	175,030	22	63	
Active Cases at End of FY	94	72	82	59	99	
Adult Service, Misdemeanor:						
Pre-Sentence Investigation Reports	92	31	23	20	18	
Placed on Probation During FY	321	268	198	154	170	
On Probation at End of FY	507	407	348	311	299	
Restitution Collected	\$882,719	\$753,619	\$704,700	\$703,363	\$820,635	
Adult Service, Felony:						
Pre-Sentence Investigation Reports	3,127	3,962	3,336	3,101	3,001	
Placed on Probation During FY	3,811	4,033	3,775	3,055	3,363	
On Probation at End of FY	6,052	6,560	9,583	5,819	6,034	
Restitution Collected	\$916,093	\$1,309,935	\$1,105,319	\$1,269,124	\$1,525,770	
C C M M D CEC	·rs					
Case Services Monitoring Program (F&N		o. i	6.1	اء ہ	Ţ,	
Placed in Program During FY Active Cases at End of FY	102	84	94	55	4	
Active Cases at End of FY	233	232	198	148	84	
Adult Interstate Compact Caseload (F&M):						
Total Placed on Probation - In & Out	294	291	245	223	253	
On Probation at End of FY	1,110	1,100	1,007	932	913	
	-,	-,	-,,-,-, •			

STANDARD PROBATION SUPERVISION COSTS Court Services Department FY 2022

(Personal, Operating, Community Based Services)

120		A STREET, STREET, SQUARE	OCC.
120	COURT	Services	Officer

Juvenile cases under supervision as of 6/30/2022 679
Adult cases under supervision as of 6/30/2022 7246
Total 7925

199 Juvenile Social Histories (11 hours per)

3001 Adult Felony Pre-Sentence Investigations (11 hours per) 18 Misdemeanor Pre-Sentence Investigations (3 hours per)

FY 2022 Expenditures (actual)

Personal Services \$ 11,153,804
Operating Services \$ 651,183
Community Based Services \$ 396,623
\$12,201,610

Cost per Court Services Officer per hour = \$48.88 Cost for Felony Pre-Sentence Investigation = \$537.68 Cost for Social History = \$537.68 Cost for Misdemeanor Pre-Sentence Investigation = \$146.64

> Total Cost of Prepared Reports for FY 2022 \$ 1,723,214 Cost for Supervision for FY 2022 \$10,478,396

Average Daily Cost of Standard Probation Supervision FY 2022

<u>ADULT</u>

•	Intensive Probation	\$15.64		
•	High Supervision Probationer (1.81 hours per month)	\$ 4.08		
•	Medium Supervision Probationer (1.27 hours per month)			
•	• Low Supervision Probationer (.60 hours per month)			
	Administrative Supervision Probationer (.08 hours per month)	\$.18		
•	Case Service Monitoring Case (.08 hours per month)	\$.18		
	<u>JUVENILE</u>			
•	Intensive Probation	\$19.55		
•	Intensive Probation High Supervision Probationer (2.89 hours per month)	\$19.55 \$ 6.52		
•				
•	High Supervision Probationer (2.89 hours per month)	\$ 6.52		
•	High Supervision Probationer (2.89 hours per month) Medium Supervision Probationer (2.45 hours per month)	\$ 6.52 \$ 5.53		
•	High Supervision Probationer (2.89 hours per month) Medium Supervision Probationer (2.45 hours per month) Low Supervision Probationer (.91 hours per month)	\$ 6.52 \$ 5.53 \$ 2.05		
•	High Supervision Probationer (2.89 hours per month) Medium Supervision Probationer (2.45 hours per month) Low Supervision Probationer (.91 hours per month) Administrative Supervision Probationer (.32 hours per month)	\$ 6.52 \$ 5.53 \$ 2.05 \$.72		
•	High Supervision Probationer (2.89 hours per month) Medium Supervision Probationer (2.45 hours per month) Low Supervision Probationer (.91 hours per month) Administrative Supervision Probationer (.32 hours per month) Informal Diversion Case (.36 hours per month)	\$ 6.52 \$ 5.53 \$ 2.05 \$.72 \$.81		

Moody Tumer Lake Kingsbury Miner 3 Bon Homme Hutchinson Day Sanborn Beadle D Problem Solving Courts
South Dakota Unified Judicial System Faulk Spink Edmunds Brule McPherson Buffalo Hyde Hughes Sully Walworth Tripp Jones Stanley 9 Mental Health Court Mellette Todd Dewey Veterans Court Jackson Ziebach 4 Oglala Lakota Perkins **Drug and DUI Court** Meade Drug Court DUI Court Pennington Fall River Butte Custer

Revised 11/1/2021

APPENDIX A

Definitions of Receipt Categories

<u>Adult Compact Fees:</u> A fee of \$50.00 charged to all South Dakota supervised felony and applicable misdemeanor cases/clients who request a transfer of their probation supervision to another state.

Alimony Payments: An allowance for support made under court order to a legally separated or divorced person by the former provider. Monies received are receipted and disbursed to the person as provided by the court order.

<u>Cash Fees:</u> Fees charged for filing various civil actions. This money is paid into the county general fund. <u>Child Support:</u> Payments ordered by the court from one party in a divorce action to the other party as financial support for the children involved. Effective October 1, 1998, all child support payments made as a result of a new or modified court order will be processed through the South Dakota Dept. of Social Services. <u>Civil Pass Through:</u> Payments ordered by the court from one party to be paid to the court for the benefit of another or a third party in a civil action.

<u>Child Support Modification Fees:</u> A \$50 fee for any petition or motion to modify a child support order. This fee is deposited into the "equal access to our courts" fund to be awarded as grant funds to legal services entities.

<u>City/County Fines/Penalties:</u> Fines/penalties collected for city/county ordinance violations. City/county fines/penalties are paid into the city/county general fund (65%) and state general fund (35%) for services provided by the Unified Judicial System.

<u>City/County Costs:</u> Costs levied in conjunction with city/county fines as reimbursement to the city/county for an identifiable amount spent by the city/county in prosecuting a case. These funds are paid into the city/county general fund.

<u>City/County Forfeitures:</u> Forfeitures of bail bonds posted for violations of city/county ordinances. These funds are paid into the city/county general fund (65%) and state general fund (35%).

<u>Collection Agency Pass Through</u>: Payments received from a party that is passed through the courts to the Obligation Recovery Center.

<u>Court-Appointed Attorney Fees:</u> Costs recovered from defendants to reimburse the county general fund for payment of the defendant's court-appointed attorney. The money is paid to the county treasury.

<u>Divorce Fees:</u> A fee of \$50.00 charged for filing a divorce action. Half of the fee is deposited in the county domestic abuse program fund and the remaining half in the county general fund.

<u>Domestic Abuse Surcharge:</u> A fee of \$25.00 assessed to any defendant convicted of a crime involving domestic violence or domestic abuse. Costs are remitted to the county to deposit into the county domestic violence program fund.

<u>Draw Down Accounts</u>: Deposit accounts created by law firms, businesses and other individuals to pay for filing fees, small claims fees, postage, record searches and other miscellaneous charges.

<u>Drug Control Fee:</u> Fees paid to the Attorney General to be deposited in the Drug Control Fund for the purpose of assisting local law enforcement agencies in drug control and drug offender apprehension efforts. <u>Drug Testing and Monitoring Fees:</u> Fees charged to probationers to cover the cost of drug testing or monitoring while on probation.

DUI Costs: (32-12-48): If a defendant is convicted driving under the influence, at the conclusion of the period of revocation ordered by the court and if future proof is filed with the Department of Public Safety as required by chapter 32-35, the defendant may submit an application for a driver license, accompanied by a fee of seventy-five dollars if revocation of the license was for a conviction under § 32-23-2, one hundred twenty-five dollars if revocation of the license was for a conviction under § 32-23-3, or one hundred seventy-five dollars if revocation of the license was for a conviction under § 32-23-4.6, or 32-23-4.7.

<u>Interest-Bearing Trust Funds:</u> Interest-bearing money deposited with a clerk pending a decision regarding ownership.

<u>Law Library Fee:</u> A fee of \$2.00 or \$5.00 charged in addition to the civil case filing fee and used to support the county law library.

<u>Liquidated Costs: 23-3-53:</u> Collection by clerk of courts-Transmittal to state treasurer-Disposition. After a determination by the court of the amount due, the clerk of courts shall collect the amount due and transmit monthly to the state treasurer. The state treasurer shall place thirty dollars of the forty dollar fee into the law enforcement officers training fund, six dollars of the forty dollar fee into the court-appointed attorney and public defender payment fund, two dollars of the forty dollar fee into the court-appointed special advocates fund, one dollar of the forty dollar fee into the 911 telecommunicator training fund, and one dollar of the forty dollar fee into the abused and neglected child defense fund.

<u>Marriage Fees:</u> Fees collected for processing marriage license applications. These funds are paid into the state general fund.

APPENDIX A (Cont.)

<u>Modification Petitions and Motions Fees (Except Title 28 benefits):</u> A fee of \$50.00 for child support modification filings. These funds are paid into the state general fund.

NSF Check Charges: A fee of \$30.00 charged to a person who issues to the state or a political subdivision a check or other draft that is not honored by the person's bank.

Other-Overpayments: Collections that do not fit any of the foregoing categories.

<u>Passport Fees:</u> 16-2-27.1. Fees collected for processing U.S. passport applications. These funds are paid into the state general fund.

Petty Offense Judgment: A judgment of \$20.00 assessed for minor state violations designated as petty offenses. The money is deposited in the county treasury.

Postage-Small Claims: Postage fees charged for processing small claims actions.

<u>Posted Bonds</u>: Bonds are posted in conjunction with a criminal case. This money is either forfeited, used to pay subsequent fines and costs, or returned to the defendant or depositor. Undertakings are posted in civil cases and appeals. Non-interest trusts are posted until the legal owner is determined or located. Court appointed attorney fees are posted as pre-payment for future CAAF costs incurred.

Restitution: Money which the court collects from a defendant to reimburse the victim for monetary loss caused by the crime. The money is paid to the victim.

<u>State Costs:</u> Money which the court collects from a defendant to reimburse the victim for monetary loss caused by the crime. The money is paid to the victim.

<u>State Fines/Penalties:</u> Fines/penalties collected for violation of state laws. These fines and penalties are paid to the county treasury for eventual transfer to the school district of the county in which the violation occurred.

<u>State Forfeitures:</u> Forfeitures of bonds posted for violations of state law. This money is paid into the county general fund.

<u>Surcharge-Court Automation Fund: 16-2-39.</u> A fee on all criminal prosecutions and civil actions to fund court automation costs. The following is the court automation fee schedule (updated June 30, 2015):

Civil actions, probate proceedings	, \$40.00	All Class 2 misdemeanors (violation	
other judicial proceedings		of state law)	\$23.50
Small claims where the amount ir	ı	All violations of county or	
controversy is: \$0 to \$3,999.99	\$ 6.00	municipal ordinances	\$17.50
\$4,000 to \$12,000	\$ 8.00	All violations of administrative rules	
All felony criminal cases	\$61.50	with criminal penalties	\$17.50
All Class 1 misdemeanors	\$41.50	All appeals, original actions or other	
		actions filed with the Supreme Court	\$50.00

- -Electronic Filing Fees: A fee of \$1.00 per page (\$10 minimum) for incoming fax filings. A fee of \$1 per page (\$5 minimum) for outgoing electronic transmission of any opinion, record, or paper from an active or inactive file in the clerk's custody.
- --Record Searches: 16-2-29.5. A fee of \$20.00 for each name search of court records if the search is requested by a person who is not a party named in a state or federal action. \$15.00 of the \$20.00 fee goes to the Court Automation Fund and \$5.00 goes to the law enforcement officers training fund. A fee of \$5.00 for each name search of court records if the search is being conducted in conjunction with a state or federal court action and the person making the records search request so certifies.
- **--Web Judgment Searches:** A fee of \$4 for each name or date search for civil judgments and \$1 per judgment card.
- --Non-Resident Attorney Admissions: A \$100.00 portion of the \$200.00 admission fee in paid to the Supreme Court and the remaining \$100.00 portion is paid to the state bar.

<u>Surcharge-Victims Compensation Fund:</u> A fee of \$5.00 assessed in any criminal action for a violation of state law or county or municipal ordinance, in addition to any other liquidated cost, penalty, assessment, surcharge, or fine provided by law; it shall be levied a crime victims compensation surcharge on each Class 2 misdemeanor, Class 1 misdemeanor, or felony conviction.

^{*}Most receipts collected according to SDCL 16-2-29, unless otherwise noted.

APPENDIX B - Web Resources

http://ujs.sd.gov

Coming Soon

Compiled by The State Court Administrator's Office Pierre, South Dakota October 2022

Any questions or comments regarding the Annual Report should be directed to the State Court Administrator's Office, 500 East Capitol Avenue, Pierre, SD 57501-5070.

This Annual Report document is only available online. An abbreviated version is also available online or by calling (605) 773-3474.