



## OFFICE OF THE SECRETARY

Hillsview Plaza, 3800 East Highway 34

c/o 500 East Capitol Avenue

Pierre, South Dakota 57501-5070

Phone: (605) 773-5990 | TTY: (605) 773-6412

FAX: (605) 773-5483

Website: [dhs.sd.gov](http://dhs.sd.gov)

David Schied  
PO Box 321  
Spearfish, SD 57783

November 15, 2022

RE: Records Request

Dear Mr. Schied,

The Department of Human Services has received your records request dated November 3, 2022. The request is for records including emails, memorandums, handwritten documents, telephone calls and other forms of communication “associated with notifications for, about or on [your] behalf pertaining to [your] disability and the possible need for intervention” and including, but not limited to reporting of abuse or neglect.

Your request for these internal documents is denied as correspondence, memoranda, working papers, and records of telephone calls of public officials or employees are not open records pursuant to SDCL 1-27-5(12); personal correspondence, memoranda, notes, or other personal records or documents of any public official or employee are not open records pursuant to SDCL 1-27-5 (19); and all privileged documents are also exempted from public disclosure pursuant to SDCL 1-27-5(4). All records pertaining to adult protective services are further protected pursuant to SDCL 1-36A-29.1.

The Department has received a referral for services, dated October 31, 2022. Pursuant to SDCL 1-36A-29, a copy is included with this response.

South Dakota’s open records procedures can be found at SDCL 1-27-35 through 1-27-41.

Sincerely,



Jenna E. Howell  
Senior Department Counsel

### Non-Discrimination

The Department of Human Services does not exclude, deny benefits to, or otherwise discriminate against any person on the basis of actual or perceived race, color, religion, national origin, sex, age, gender identity, sexual orientation or disability in admission or access to, or treatment or employment in its programs, activities, or services. For more information about this policy or to file a Discrimination Complaint you may contact: Discrimination Coordinator, Legal Services, 3800 E. Hwy 34, c/o 500 E Capitol Ave., Pierre SD 57501. Phone: 605.773.5990. Email: [dhsinfo@state.sd.us](mailto:dhsinfo@state.sd.us).

**From:** [infodhs@state.sd.us](mailto:infodhs@state.sd.us) <[infodhs@state.sd.us](mailto:infodhs@state.sd.us)>  
**Sent:** Monday, October 31, 2022 9:30 AM  
**To:** [apalmer@wsdca.org](mailto:apalmer@wsdca.org); Dakota At Home <[DakotaAtHome@state.sd.us](mailto:DakotaAtHome@state.sd.us)>  
**Subject:** Make a Referral Form

## **MAKE A REFERRAL FORM**

### **REFERRALS INFORMATION**

**First Name:** David

**Last Name:** Schied

**Street Address:** PO Box 321

**Street Address Line 2:**

**City:** Spearfish

**State / Province:** sd

**Postal / Zip Code:** 57783

**Phone:** 6053404439

**Birthday:** 08/02/1957

**Gender:** Male

**Language Spoken:** English

**Is this person aware a referral has been made?** Yes

**Is this person capable of answering questions on their own behalf?** Yes

**Is this person currently hospitalized or been hospitalized within the last 3 days?** No

**Is this person currently a resident in a Nursing Home or Assisted Living?** No

**Does this person live alone?** Yes

**Diagnosis(es) or Chronic Medical Conditions:** Double amputee (legs), also missing some fingers

**Services being requested:** In home assistance with homemaker services

**Additional details that support this referral:** Client has been denied Medicaid due to refusing assistance with ADL's. Client says he is able to complete ADL's without assistance due to assistive technology and wanting to keep his privacy/dignity but needs help with cooking, cleaning, transportation, etc.

### **SUBMITTER INFORMATION**

**First Name:** Andrea

**Last Name:** PALmer

**Street Address:** 1844 Lombardy Dr

**Street Address Line 2:**

**City:** Rapid City

**State / Province:** SD

**Postal / Zip Code:** 57703

**Phone:** 6053428635

**Email Address:** [apalmer@wsdca.org](mailto:apalmer@wsdca.org)

**Relationship to Referent:** Community Agency



DEPARTMENT OF HUMAN SERVICES  
OFFICE OF THE SECRETARY  
HILLSVIEW PROPERTIES PLAZA, 3800 EAST HIGHWAY 34  
% 500 E CAPITOL AVE  
PIERRE, SD 57501-5070

RETURN SERVICE REQUESTED

David Schied  
PO Box 321  
Spearfish, SD  
57783



JAIAPMM 57783





South Dakota  
Department of  
**Social Services**

**OFFICE OF THE SECRETARY  
DIVISION OF LEGAL SERVICES**  
700 GOVERNORS DRIVE  
PIERRE, SD 57501-2291  
PHONE: 605.773.3305  
FAX: 605.773.7223  
dss.sd.gov

November 17, 2022

David Schied  
PO Box 321  
Spearfish, SD 57783

**RE: Information Request**

Dear Mr. Schied,

The Department of Social Services (DSS) is in receipt of your public record request of November 3, 2022. You requested:

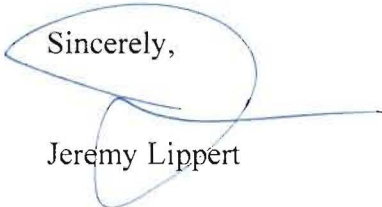
All RECORDS from within this past EIGHT (8) MONTHS – whether they be in the form of emails, memorandums, handwritten documents, telephone calls, or any other form of communications – associated with notifications for, about or on my (David Schied) behalf pertaining to my disability and the possible need for intervention services by the STATE.

This will include, but not be limited to, any and all communications – internal or external to the STATE departments, bureaus, divisions, sections, agencies, units, and offices, etc. – regarding reporting of “*neglect and/or abuse*” and/or any associated “*referral*” for services such as may be submitted to the DSS and/or DHS “*SECRETARIES*” and/or their AGENTS.

Pursuant to SDCL 1-27-1.5(12), correspondence, memoranda, calendars or logs of appointments, working papers, and records of telephone calls of public officials or employees are not records open to inspection or copying. Pursuant to SDCL 1-27-1.5(19), personal correspondence, memoranda, notes, calendars or appointment logs, or other personal records or documents of any public official or employee are not records open to inspection or copying. Therefore, DSS cannot produce the requested records. Further, DSS has no documents responsive to your request for communications “regarding reporting of ‘neglect and/or abuse’ and/or any associated ‘referral’ for services...”

To the extent you consider this to be a denial, in whole or in part, please refer to SDCL §§ 1-27-35 through 1-27-44 for any remedies that may be available to you.

Sincerely,



Jeremy Lippert



South Dakota  
Department of  
**Social Services**

DIVISION OF LEGAL SERVICES  
700 GOVERNORS DRIVE  
PIERRE, SD 57501-2291

ADDRESS SERVICE REQUESTED

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11/21

MR DAVID SCHIED  
PO BOX 321  
SPEARFISH SD 57783

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