



## DEPARTMENT OF HUMAN SERVICES

OFFICE OF THE SECRETARY

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dhs.sd.gov

David Schied  
PO Box 321  
Spearfish, SD 57783

February 16, 2022

Dear Mr. Schied,

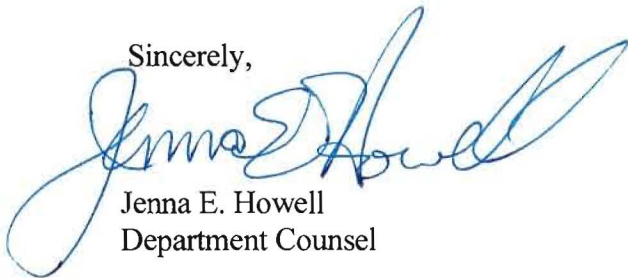
Below are the Department of Human Service's responses to your records requests dated February 6, 2022. Our responses are given to the requests in the order they were submitted. The Department of Human Services (DHS) is only responding to requests for information from or regarding DHS.

1. (a) Does not pertain to DHS.
  - (b) Ms. Werner is employed by the Division of Long Term Service and Support, which is supervised by Yvette Thomas. All of DHS works together as a team as much as possible, and we cannot exactly determine what other information you are looking for with this request.
  - (c) This request is denied based on privilege, as allowed in SDCL 1-27-1.5 (4) and the correspondence and working papers exemptions of SDCL 1-27-1.5 (12).
  - (d) This request is denied as personnel records other than salaries and routine directory information are not subject to disclosure pursuant to SDCL 1-27-1.5 (7); and these records are confidential pursuant to ARSD 55:09:02:01.
  - (e) Two charts of DHS's leadership are included. The first is from 2021, and the second has been updated to be accurate as of February 2022. The Cabinet Secretary is appointed by the Governor.
  - (f) Does not pertain to DHS.
2. (a) DHS does not have business licensing or tax records.

- (b) This request is granted in part and denied in part. Attached are summaries of all Title XIX and other payment made by DHS to Western Resources for Independent Living for fiscal years 2019 through current 2022. Copies of vouchers for non-Title XIX payments from fiscal years 2019-2022 are also included. Supporting documentation for Title XIX payments is denied due to the personal information included in these documents as allowed by SDCL 1-27-1.5 (2), 1-27-1.5 (16), 1-27-1.5 (22), and 1-27-1.5 (27). Also attached are the contract documents.
3. (a) DHS does not keep records of all legislation. The South Dakota Codified Laws are available online, with a search feature, at [https://sdlegislature.gov/Statutes/Codified\\_Laws](https://sdlegislature.gov/Statutes/Codified_Laws). Legislation is also available at <https://sdlegislature.gov/>. For legal advice, please contact a private attorney.
- (b) DHS is not aware of any laws pertaining to “unconstitutional ‘Master-to-Servant’ commands”. DHS does not keep records of all laws, separate from what is provided by the Legislature. The South Dakota Codified Laws are available online, with a search feature, at [https://sdlegislature.gov/Statutes/Codified\\_Laws](https://sdlegislature.gov/Statutes/Codified_Laws). For legal advice, please contact a private attorney.
4. This request is denied as personnel records other than salaries and routine directory information are not subject to disclosure pursuant to SDCL 1-27-1.5 (7); and these records are confidential pursuant to ARSD 55:09:02:01. Law license records are not kept by DHS, however Jenna Howell’s South Dakota Bar ID# is 3754.

Notice is hereby given that you may have the right to a civil action or administrative review pursuant to SDCL 1-27-38.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jenna Howell", is written over the typed name and title.

Jenna E. Howell  
Department Counsel



South Dakota  
Department of  
**Social Services**

**OFFICE OF THE SECRETARY  
DIVISION OF LEGAL SERVICES**

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dss.sd.gov

February 18, 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 requests of February 6, 2022, received on February 7. This letter is intended to let you know that the Department will need additional time, pursuant to SDCL 1-27-37, to locate and assemble the information requested and/or to determine whether any of the information requested is not subject to disclosure. The estimated timeline for a more detailed response is 10 business days.

Sincerely,



Jeremy Lippert