

Data Access Agreement

This agreement between the Unified Judicial System of South Dakota (UJS) and Pennington County is intended to define computerized data sharing between the agencies and delimit the access to specified information.

I. Access to Data

A. The UJS agrees to provide Pennington County with access to computer data. Pennington County agrees to comply with all rules and regulations established by the UJS and other agencies of state government regarding the use and dissemination of information. Usage will be limited to the following:

1) Pennington County Sheriff's Department

- a) Query access and tracking of individual prisoners for purposes of bookings, bonds, releases, continued incarceration or other legally authorized activities of Pennington County.
- b) Tracking of warrants or charges outstanding against an individual in the custody of Pennington County.
- c) To query charges and sentencing information on cases which these offices handle.

2) Pennington County Public Defender's Office

- a) To look up Court Docket Numbers.
- b) To query court dates.
- c) To query charges and sentencing information on cases which these offices handle.
- d) To query prior cases and sentences on defendants whose cases are being handled by these offices.
- e) To query the identity of the judge and court reporter assigned to cases being handled by these offices.
- f) To query the identity of the defense and/or prosecuting attorney.

3) Pennington County State's Attorney Office

- a) To look up Court Docket Numbers.
- b) To query court dates.
- c) To query charges and sentencing information on cases which these offices handle.
- d) To query prior cases and sentences on defendants whose cases are being handled by these offices.
- e) To query the identity of the judge and court reporter assigned to cases being handled by these offices.
- g) To query the identity of the defense and/or prosecuting attorney.
- h) To allow Victims Assistance coordinators access to Victim Restitution information

II. Confidentiality

Pennington County agrees that query access will be limited exclusively to official government business and that under no circumstances may the access to information specified above be used for any other purpose without first obtaining the expressed written consent of the UJS.

III. List of Users and User Ids

A. Pennington County agrees to provide a list to the UJS I/T HELP Desk of all employees requiring access to the Criminal Justice Information System (CJIS). Each employee so identified will be given a specific user identification which shall be used solely by that employee. Pennington County agrees to notify the UJS I/T HELP Desk of any changes in the list of authorized employees, whether the result of job change, termination from employment, or any reason which may affect the employee's need for access to CJIS or other UJS systems. Pennington County further agrees that should an authorized employee intentionally allow another to use the identification specified for that employee, or to use CJIS in a manner inconsistent with this agreement, Pennington County will notify the UJS immediately. The UJS reserves the right to terminate access for any employee or person found in violation of this agreement.

IV. Fees

UJS will not be charged for any access charges incurred by Pennington County.

V. Amendment and Termination

This agreement may be reviewed as deemed necessary by any of the parties to this agreement. Any amendments to this agreement must be made in writing and signed by all the parties to the agreement. Any notice to be given under this agreement shall be in writing and shall be delivered in person or by first class mail to the business address of the parties to the agreement.

Brenda Gony 3-18-08
Chairperson, Pennington County Commission Date

Don Holliday 3/17/08
Pennington County Sheriff Date

Richard Cayo 3/17/08
Pennington County Public Defender Date

Walter A. Krumm 3/17/08
Pennington County States Attorney Date

D. J. Hill 4/1/08
State Court Administrator Date

11-073
13-113
149
169