

SDCL32-23-2.1

Any person convicted of a first offense pursuant to § 32-23-1 with a 0.17 percent or more by weight of alcohol in the person's blood shall, in addition to the penalties provided in § 32-23-2, be required to undergo a court-ordered evaluation by a chemical dependency counselor as defined in § 34-20A-2 or a licensed or certified health care professional with specialized training in chemical dependency evaluation to determine if the defendant is chemically dependent. The cost of such evaluation shall be paid by the defendant. The recommendations of the evaluation shall be provided to the referring judge.

SDCL 36-34-13.1 defines a “chemical dependency counselor” as “a level II or III counselor certified by the South Dakota Certification Board for Alcohol and Drug Professionals.”

SDCL 32-23-3; 32-23-4; 32-23-4.6 and 32-23-4.7 refer to a “court approved chemical dependency counseling program”—which does not appear to be defined in the statutes.

CHEMICAL ABUSE EVALUATION AGENCY LIST

CARROLL INSTITUTE 310 S 1 st Ave Sioux Falls SD 57104	605-336-2556	Keystone 7511 S. Louise Ave. Sioux Falls SD 57108	605-335-1820
SD URBAN INDIAN HEALTH INC 711 North Lake Ave Sioux Falls SD 57104	605-339-0420	Counseling Resources 2901 E 57 th St, Suite 104 Sioux Falls SD. 57105	605-331-2419
VETERANS ADMIN. HOSPITAL 2501 West 22 nd Street Sioux Falls SD 57105	605-336-3230	Avera Mckennan Hospital 2412 S. Cliff Ave Sioux Falls SD 57105	605-332-4079
VOLUNTEERS OF AMERICA 1401 West 51 st St Sioux Falls SD 57105	605-339-1199	First Step 4300 S. Louise Suite 200 Sioux Falls SD 57105	605-361-1505
CHOICES RECOVERY SERVICE 2701 S. Minnesota Ave, Suite 6 Sioux Falls SD 57104	605-334-1822	Family Service Inc. 2210 W. Brown Pl. Sioux Falls SD 57105	605-336-1974
GLORY HOUSE 4000 S. West Ave Sioux Falls SD 57105	605-332-3273	Bartels Counseling 101 W. 69 th St Suite 100 Sioux Falls SD 57105	605-310-0032
PHILLIPS MENTAL HEALTH SERVICES 5010 S. Minnesota Ave, Suite 200 Sioux Falls SD 57108	605-274-1944		

NOTE: You are required to sign a Release of Confidential Information Form at the agency of your choice. This allows the agency to forward a copy of your evaluation to the Clerk of Courts Office, 425 North Dakota Avenue, Sioux Falls 57104, for your legal file. This information will be available to the Court at your next hearing.