

USD law school, SD Law Review to host symposium

The University of South Dakota School of Law will host a Rural Practice Symposium, March 20-21. Students, practitioners, scholars and the public are invited to join the discussion about the rapidly declining number of attorneys in rural areas across the United States.

The event begins at 4:30 p.m. on Thursday, March 20, with a keynote address by South Dakota Chief Justice David Gilbertson at the law school courtroom and features panel discussions and dialogue about the problems facing rural

practitioners and legal consultants across the nation as they examine new solutions for revitalizing rural America. The South Dakota Law Review will address South Dakota's innovative rural lawyer recruitment legislation as well as different programs being implemented in other states; and Linda A. Klein, past chair of the American Bar Association's House of Delegates, will lead a panel discussion at the symposium.

For more information about the symposium or the USD School of Law, visit www.usd.edu/law.

Vermillion grapplers go 2-1 in dual quad

By Scott Bormann

HARRISBURG – Feb. 13 found the Vermillion wrestling team in the middle of another dual quadrangular. They beat Dakota Valley 59-18 and Harrisburg 52-18, but lost to Sioux Falls Washington 31-45.

Trey Hage (106 pounds), Kyle Seibel (113 pounds), Carter Kratz (132 pounds), and Brett Bye (152 pounds) all went undefeated on the day. Jacob Husby (120 pounds), Regan Bye (145 pounds), James May (160 pounds), Alex Osborne (170 pounds), Seth Heine (182 pounds), and Adam Winslow (285 pounds)

each were 2-1 for the day.

There were several matchups between ranked wrestlers, highlighted by the 145-pound match of Vermillion's #1 Regan Bye against Dakota Valley's #4 Blake Perryman. Perryman handed Bye his first loss of the season with a 8-0 score.

At 170 pounds, Osborne (ranked #11) upset Harrisburg's Lane Warzecha, (ranked #6) by pinning him in 1:31. Osborne then lost a close, high-scoring 13-12 match against #10 ranked Dorian Simpson of SF Washington.

At 120 pounds, Jacob Husby was pinned in 1:18 by #4 ranked Hunter O'Connor of SF Washington.

Unranked Noah Westergard of Vermillion lost a close match to #6 Kyle Hansen of Harrisburg 3-5. Westergard was also pinned by #2 ranked Trey Crisp-Peterson of SF Washington in 45 seconds.

Unranked Zech Westergard was pinned in the 195-pound match against #5 ranked Dan Marlette of SF Washington.

The Tanagers were actually leading Sioux Falls Washington 31-27 after #9 ranked Seth Heine's 7-3 decision over #11 ranked Caleb York at 182 pounds. Three straight pins by the Warrior wrestlers vaulted them over the Tanagers.

BOWL

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High Scr Series-Team	Score
Toby's Lounge	2245
CorTrust Bank	2125
Char	2050
High Scr Game-Men	Score
Craig Myron	208
Bob Fallan	204
Sam Haglund	190
High Scr Series-Men	Score
Craig Myron	505
Sam Haglund	504
Keith Joy	492
High Hcp Game-Men	Score
Bob Fallan	288
Craig Myron	283
Alex Wheeler	266
High Hcp Series-Men	Score
Craig Myron	730
Eldon Muecke	717
Sam Haglund	693

Ladies Bowling League
Feb. 11, 2014

Teams	Won	Lost
Whimps	124.0	82.0
Aramark	111.0	98.0
Team BK	93.0	115.0
Flannery's	88.0	121.0
High Scr Game-Team	Score	
Aramark	620	
Whimps	588	
Team BK	549	
High Scr Series-Team	Score	
Aramark	1686	
Whimps	1616	
Team BK	1539	
High Scr Game-Women	Score	
Judy Barta	193	
Vicky Ganschow	181	
Darlis LaBahn	176	
High Scr Series-Women	Score	
Tiffany Moore	475	
Judy Barta	466	
Linda Manning	464	
High Hcp Game-Women	Score	
Judy Barta	239	
Vicky Ganschow	231	
Tiffany Moore	217	
Darlis LaBahn	217	
High Hcp Series-Women	Score	
Tiffany Moore	619	
Vicky Ganschow	606	
Judy Barta	604	

BAN

From Page 01

distraction)," he said. "It's heart-breaking, and there's no reason for it."

Michels admits he has been guilty of the practice. "I'm in a car a lot, so I shoot off an e-mail (while driving)," he said.

Meanwhile, the fate of the Legislature's texting bills is being watched closely in Vermillion, where the city adopted its own ban last May.

Vermillion's ordinance treats texting while driving as a primary offense, said City Manager John Prescott. Violators are fined \$54 with \$60 court costs for a total of \$114.

"We didn't want the amount to be onerous, but we also didn't want it treated like a parking ticket," the city manager told the Press & Dakotan.

The Vermillion City Council proposed implementing a city ban in January 2013, Prescott said.

"A couple of councilors felt it was something that needed to be addressed. The council was looking at a texting ban as an important thing to have for public safety in the community," he said.

"There had been two or three times that it had been addressed at the statewide level and didn't happen. Now, it was something that cities were adopting."

After discussion, the Vermillion council waited to see if the 2013 Legislature enacted a statewide texting ban, Prescott said.

"The 2013 session came and went, and there was nothing with a texting ban, so we moved forward with it," he said. "We became the fourth community in the state to adopt it, following Sioux Falls, Huron and Watertown. Mitchell came after us, and Pennington County also has a texting ban."

When drafting its ordinance, Vermillion used language similar to Sioux Falls and other communities that had already passed a texting ban, Prescott said. The Vermillion ordinance became law in early May, but the city held off on enforcement until receiving state approval last fall for signs informing the public of Vermillion's texting ban.

Ironically, the approval process ran into a hitch because state officials hadn't needed to deal with their own texting ban, Prescott said.

"We learned from the state that they really don't have language to address a texting ban and what a sign could or couldn't say," the city manager said. "That delayed things a little bit, but at least we had the signs posted before we started ticketing people. It wasn't a requirement, but we wanted the signs up. That way, it was a little bit of a warning."

In the meantime, Vermillion officials embarked on an education program concerning the new texting ban, he said. The city used newspaper advertisements and other means to inform the public about the change before going into full enforcement mode.

"We have issued six tickets so far, and most of those have come since Dec. 1," he said.

Now, Vermillion officials are wondering if their city ordinance will be overturned and replaced with a weaker statewide ban, Prescott said.

"We have been following it in the Legislature," he said. "Prior to the session, I hadn't heard much about a texting ban. My sense is that it was a carry-over issue from previous sessions, and they are taking it on today."

Prescott also believes local governments were taking the lead with a grassroots effort on texting bans, prompting the Legislature to act.

"The Legislature might have looked around, when they didn't set up a statewide ban, and saw

the cities and other local jurisdictions were taking a different (approach). I think it's what has caused the Legislature to take another look."

The final form of a texting ban remains to be seen, Michels said. One bill has cleared the House and has moved to the Senate where it will be assigned to a committee. However, another bill may come out of the Senate, he said.

The "crossover" day, when legislation must be passed out of its original house and moved to the other chamber, comes in about two weeks, he said.

Michels predicts a great deal of political wrangling before any bill arrives on the governor's desk. He foresees debates arising over public safety versus civil liberties and the fate of stronger local texting bans already in place.

"I really believe this is a bill that will be around at the end (of the session)," he said. "I think there will be very, very vigorous debate over individual rights and the communities' ability to legislate. But you are also balancing those concerns with the matter of consistency. When you are driving in Sioux Falls versus Worthing, how do you know that it's different (in terms of a texting ban)? This statewide ban would avoid a patchwork of laws."

Why would the Legislature be willing to pass a texting ban this year when previous efforts have failed? Michels believes support for the House bill lies in its lesser penalty and method of enforcement.

"I think the big turn (for support of the House bill) was making it a secondary offense, that someone isn't pulled over just for texting," he said. "A really good comparison for why I think this will work, and why the sponsors think it will work, is that (the secondary offense) has been used for seat belts."

However, such an approach by the Legislature worries Vermillion officials, Prescott said.

"The (Vermillion) council supports a statewide texting ban but wants it being a primary offense," he said. "In that regard, the state legislation isn't as strong as our texting ban, and that would be a disappointment. There are pluses and minuses (for the state legislation). The texting ban is good, but the loss of local control is being upstaged as well."

Vermillion mayor Jack Powell addressed District 17 lawmakers during the legislative forum earlier this month, Prescott said. However, the House bill has undergone changes since then.

"I have a sense that our council would like to have a local option or a statewide ban that is closer to our city ordinance and makes texting while driving a primary offense," the city manager said. "There is another texting ban coming out of the Senate side, and I just heard (Thursday) that it makes a provision for local ordinances to remain in effect."

Any new statewide texting ban would become law July 1, giving Vermillion officials time to remove the city ordinance from the books, Prescott said.

The Vermillion ordinance has not met opposition, he added.

"We have had pretty good support," he said. "I think we have people at the University (of South Dakota) and the rest of the community who have come from other communities and states with texting bans, so they are more open to it."

In the process, Vermillion officials have shown their willingness to take the lead on public safety issues, Prescott said.

"For our council, this is an important matter and something that needs to be addressed," he said.

You can follow Randy Dockendorf on Twitter at twitter.com/RDockendorf. Discuss this story at www.yankton.net.

FOR THE RECORD

Cases Disposed 2/7-13/2014

Calan A. List, 1305 Timberland Dr., Yankton; Fail to give accurate information for registration, \$54.00 plus costs
Andrea Rae Joy, 816 Jefferson Street #17, Vermillion; Fail to stop or slow down for school bus, \$54.00 plus costs
Trenten L. Tanderup 87324 578 Ave., Dixon, NE; Failure to stop, \$54.00 plus costs
Jerome Schmitz, 31647 Greenfield Rd., Vermillion; County speeding, \$51.00 plus costs
Sarah Keating Barkley, 43127 SD 52, Yankton; Speed on four-lane in rural areas, \$39.00 plus costs
Jeremiah Craig Johnson, 31023 SD Highway 19, Vermillion; Speeding on a

state highway, \$39.00 plus costs
Tallie Rae Cassanova, 617 Pearl Street, Yankton; Speed on four-lane in rural areas, \$19.00 plus costs
George Joseph Lichter, 2201 W. 6th St. #308, Sioux Falls; Speed on four-lane in rural areas, \$39.00 plus costs
Meghan Dennis, 901 E. Rose, Coyote Village #345, Vermillion; Renewal registration during assigned month, \$54.00 plus costs
Jody L. Rickett, 87774 Highway 12, Ponca, NE; Municipal speeding, \$39.00 plus costs
Nicholas M. Slattery, 31070 463rd Ave., Vermillion; Speeding on other roadways, \$39.00 plus costs
Ryan Visser, 400 Carr St. #2, Vermillion;

Prohibition of use of electronic message, \$54.00 plus costs
Peggy Niewohner, 4209 S. 13th Street, Norfolk, NE; Speeding on other roadways, \$19.00 plus costs
Michael Samuel Lucin, 1517 s. Willow Ave., Vermillion; Renewal registration during assigned month, \$54.00 plus costs
Eric Krizan, 700 E. Cherry Mickelson #337, Vermillion; Seat belt violation, \$25.00
Taylor Strasburg, 314 N. Dakota St., Vermillion; Disorderly conduct, \$104.00 plus costs

Kimberlee B. Browne, 21 Bloomingdale, Vermillion; Registration of acquired motor vehicle \$54.00 plus costs; No proper license plates on vehicle, \$54.00 plus costs
Russell Leon Kirchhevel, 412 E. 4th Street #17, Yankton; Complete update registration form, dismissed
Kerri L. Watchorn, 2627 Rustin Apt. B-33, Sioux City, IA; Speeding on other roadways, \$39.00 plus costs
Brooke Mackenzie Zhorne, 216 Spruce #105, Vermillion; Failure to make proper stop at stop

intersection, \$54.00 plus costs
Kimberlee B. Browne, 21 Bloomingdale, Vermillion; Allow dog to run at large, \$50.00 plus costs
David Paul Sorum, 411 Stanford Street #52, Vermillion; Petty theft 2nd degree-\$400 or less, dismissed
Sarah Jane Loecker, 4405 W. Briggs Dr. Apt.

#61, Sioux Falls; Speeding on other roadways, \$39.00 plus costs
Zane Gregory Hardwick, 201 Agnes St., Viborg; No drivers license, \$54.00 plus costs
Chelsea Erickson, 308 E. National, Vermillion; Careless driving, dismissed; Unauthorized use of vehicle by restricted licensee, dismissed

Have IRA questions? Let's talk.



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Attention Pleasant Valley Township Residents

Pleasant Valley Township Annual Meeting

Tuesday, March 4th, 2014 7:00 pm
at Clay Rural Water System

Items to be considered include annual elections of clerk and treasurer, election of one supervisor, and opening of quotes for gravel, mowing, and summer and winter road maintenance. All residents are encouraged to attend.

For a complete agenda or more information, please contact:
Brandi Johnson, Clerk
30630 Frog Creek Rd.
Wakonda, SD. 57073
Brajohns76@wildblue.net

1959 Schmeckfest 2014

Sponsored by the Freeman Academy Auxiliary

Two Weekends, Friday and Saturday
March 21-22 and 28-29

PIONEER HALL, FREEMAN, S.D.
Ethnic German Meal Served Family Style from 4:00 p.m. to 7:00 p.m.
Tickets Available For 1000 Meals Each Evening

Ethnic Handicraft and Culinary Arts Displays and the Schmeckfest Country Kitchen are open 1 p.m. to 7 p.m. The Heritage Hall Museum Complex is open 1 p.m. to 8 p.m.

MUSICAL PRODUCTION NIGHTLY - 8 P.M.
Presented by the Freeman Community

Children of Eden
Music and Lyrics by Stephen Schwartz; Book by John Caird; Licensing agent: Music Theatre International
SPECIAL AGENT: PERFORMANCE
Thursday, March 27 - 8 p.m.
No Other Schmeckfest Activities Scheduled March 27

For meal/musical ticket information call 605-925-4542 or email schmeckfest@gmail.com

Online credit card orders available
at www.schmeckfest.com