

United States Court of Appeals
For the Eighth Circuit

No. 12-3583

United States of America

Plaintiff - Appellee

v.

Terry Black Lance

Defendant - Appellant

Appeal from United States District Court
for the District of South Dakota - Sioux Falls

Submitted: July 18, 2013

Filed: August 7, 2013

[Unpublished]

Before GRUENDER, BENTON, and SHEPHERD, Circuit Judges.

PER CURIAM.

After the district court¹ denied his motion to dismiss his indictment, Terry Black Lance conditionally pled guilty to failure to register as a sex offender, in

¹The Honorable Lawrence L. Piersol, United States District Judge for the District of South Dakota, adopting the report and recommendations of the Honorable John E. Simko, United States Magistrate Judge for the District of South Dakota.

violation of 18 U.S.C. § 2250(a). In a motion to dismiss, Lance challenged the constitutionality of the Sex Offender Registration and Notification Act (SORNA) – specifically, 42 U.S.C. § 16913(d) – under the non-delegation doctrine. On appeal, he argues that the district court erred in denying his motion to dismiss. To the contrary, as decided in *United States v. Kuehl*, 706 F. 3d 917, 920 (8th Cir. 2013), SORNA does not violate the non-delegation doctrine.

The judgment is affirmed.
