

January 19, 2007

**REGULAR MEETING OF THE SOUTH DAKOTA
STATE BOARD OF TECHNICAL PROFESSIONS**

MEETING The regular meeting of the South Dakota State Board of Technical Professions was held on Friday, January 19, 2007, at 8:00 a.m. in the board office in Rapid City. Chairman Len Neugebauer presided.

ROLL CALL Other board members present were Dave Stafford, Dale Jans, Randy Bacon, Hani Shafai, Jeffery Hazard, and David St. Pierre. Shannon George-Larson was present by telephone conference. Professor Henry Mott from the SDSM&T, College of Engineering Dean Duane Abata from the SDSM&T, Warren Fisk, Todd Kolden, Ann Whipple, Ruth Knapp and Wendy Whipple were also present.

MINUTES On motion by Hazard and seconded by Jans, minutes of the November 3, 2006 meeting were unanimously approved.

FISCAL On motion by Shafai and seconded by St. Pierre vouchers paid sincethe last Board meeting were approved. The financial comparison report for FY 2006 was reviewed. The activities report was supplied.

AUDITS On motion by Jans and seconded by Stafford the following licensees will be notified that their audit has been accepted:

Jeffrey W. Miller
Barton R. Becker
Frank M. Grieco
Norman E. Cole
Daniel A. Daily

Gregory J. Duerr
Leo T. Reynolds
Clarence J. Fjeldheim
Taunya Ernst

Ronald E. Bourgault did not submit items for the audit, therefore, the board requests a certified letter mailed to Mr. Bourgault.

Norman L. Herman did submit items for the audit, however, it is not complete and the board requests a certified letter mailed to Mr. Herman for further continuing education information.

EXAMINEES On motion by Jans and seconded by Shafai, the following have passed the Fundamentals of Land Surveying and the Fundamentals of Engineering on October 28, 2006. The minimum scores recommended by the NCEES as passing were accepted for these exams:

FUNDAMENTALS OF LAND SURVEYING:

Name	#
Biegler, Cory L.	S-9952
Bruce, Steven M.	S-9953

Name	#
Cass, Chad Michael	S-9955
Kost, Martin James	S-9954

FUNDAMENTALS OF ENGINEERING:

Name	#
Asamenaw, Seyoum Ayele	E-10006
Barnes, Nathan Eugene	E-9956
Barney, Reo James	E-9957
Barringer, Rebecca	E-9958
Batt, Ryan Edward	E-9959
Beckering, Andrew James	E-9960
Benson, Krystle Lynn	E-10008
Beranek, Jeff Cletus	E-10009
Blosmo, Dustin James	E-9961
Brosnahan, John Michael	E-9962
Buzalsky, Leo G.	E-9963
Calvert, Christian Joseph	E-9964
Carlin, James Lowell	E-9965
Christensen, Daniel Evan	E-9967
Degen, Cassandra Marie	E-9968
Dobbs, Eric Robert	E-10010
Donegan, Cameron Patrick	E-9969
Dressel, Thomas Eric	E-10011
Dunn, Steven Charles	E-9970
Engel, Gary Kenneth	E-10012
Feldhacker, James Michael	E-10013
Feldhacker, John Leonard	E-10014
Flesner, Reuben Richard	E-10015
Fochtman, Beau James	E-9971
Frankl, Nicole M.	E-9966
Frey, Andrew Dale	E-10016
Giggee, Brian James	E-9972
Haberman, Adam J.	E-10017
Hage, John Lewis	E-10018
Harmon, Daniel Gordon	E-9973
Hill, Justin Clinton	E-9974
Hlucny, Cris Anthony	E-9975
Hove, David Gary	E-10019
Hurd, Jonathan J.	E-9976
Johnson, Larissa Blythe	E-9977
Johnson, Lindsey Bruce	E-10020
Jorenby, Tonja Marie	E-10021
Kadic, Enes	E-10022
Kangas, Andrew Earl	E-10023
Kingsbury, Nicholas Richard	E-9978

Name	#
Kloster, Lacey Elizabeth	E-10024
Kruse, Michael David	E-10025
Lamecker, Steven Richard	E-9979
Lein, Wade Allen	E-9980
Lepine, Kris W.	E-9981
Lewis, Marc I.	E-9982
Linderman, Brock A.	E-9983
Livermont, Christopher Wayne	E-10026
Martell, Alex Matthew	E-9984
McComish, Bryan E.	E-9985
Milbrandt, Robert M.	E-10027
Miller, Christopher James	E-9986
Miller, Seth Lyle Dean	E-9987
Nelson, Jesse Albert	E-9988
Nelson, Matthew Edward	E-10028
Ohlsen, Jason Robert	E-9989
Olson, Joshua Curtis	E-9990
Petersen, Cody Lyn	E-9991
Phelps, John Daniel	E-9992
Radtke, Nadine Ellen	E-9993
Robbennolt, Jesse Charles	E-9994
Sanders, Jon Micheal	E-10007
Sattgast, Mark Andrew	E-9995
Smith, David Allen	E-9996
Stadel, Tamara Suzanne	E-9997
Stenson, Sean Alex	E-9998
Stromer, Brook Blosmo	E-9999
Sunderland, Toby Bradley	E-10029
TeBeest, Bryce Jon	E-10000
Telkamp, Isaac Curtis	E-10001
Van Der Werff, Russel D.	E-10030
Voorhees, Eric Michael	E-10002
Wedel, Daniel Paul	E-10031
Wenner, Justin Cody	E-10003
Wilgers, Ronald Leo	E-10004
Winter, Jack Weldon	E-10032
Zwicker, Paul Michael	E-10005

The following have passed the Professional Land Surveying Exam and the Professional Engineering exam on 10/27/06:

PROFESSIONAL LAND SURVEYORS:

Name	#
Lippincott, Mark Jon	9048

Name	#
Nelson, Jonathan Jerauld	9049

PROFESSIONAL ENGINEERS:

Name	#
Bennett, Brent Allen	9069
Bonnema, Justin Dale	9059
Brattebo, Benjamin Olsen	9070
Deering, Patrick George	9071
Humburg, Daniel Sherman	9060
Johnson, Lucas Anton	9061
Koob, Andrew David	9062
Kranzler, Jerrod Neal	9063
Kyhn, Andrew Patrick	9072

Name	#
Lund, Nathan Richard	9064
Maughan, Steven Rigby	9073
McIntire, Mark Alan	9074
Mielke, Barry Allan	9065
Miller, William Christopher	9066
Odland, Simon Andrew	9067
Thompson, Kipp Nolan	9083
Webster, Brian Stuart	9068

APPROVAL TO TAKE EXAMS On motion by Bacon and seconded by Jans, the following are approved and their names shall be forwarded to ELSSES to take the April 2007 Fundamentals of Land Surveying exams:

- Schievelbein, Jeff C.
- Schweitzer, Dave Arthur

On motion by Bacon and seconded by Jans, the following are approved and their names shall be forwarded to ELSSES to take the April 2007 Professional Land Surveying exams:

- Howard, Eric Dean
- Lichtenberg, Jeremy James

On motion by Jans and seconded by Shafai, the following are approved and their names shall be forwarded to ELSSES to take the April 2007 PE exams:

Name
Behm, Michael Stahler
Boomer, Jason Allen
Dressen, Travis Jon
Endahl, Mark Robert
Ensor, Eugene Robert
Ivey, Richard Lee
Junker, Mark Robert
Malone, Mark Robert
Mergen, Mitchell Mathias
Moore, Peter Michael
Mordhorst, Timothy J

Name
Peppel, Kurt Alan
Schmidt, John Charles
Seaver, Edward Arlo
Stensland, Chad Paul
Towey, Michael J.
Vandel, Andrew Michael
Wagner, Daniel Dale
Yerdon, Todd Joseph

On motion by Hazard and seconded by Stafford it was approved to send letters to denied exam applicants.

On motion by Jans and seconded by Shafai, the following are licensed by comity by special approval:

- Binod K. Singh
- Ta-Wen Lee

LICENSES On motion by Hazard and seconded by Stafford, the following are licensed by comity as architects; motion by Stafford and seconded by St. Pierre, the following are licensed by comity as landscape architects; motion by Bacon and seconded by Jans, the following are licensed by comity as land surveyors; and motion by Jans and seconded by Shafai, the following are licensed by comity as professional engineers.

Individual License					
Date Licensed	Name	City	State	Profession	#
11/15/2006	Anderson, Loren Allen	La Crosse	WI	AR	9033
11/15/2006	Bradley, Bruce A	Springfield	IL	PE	9034
11/15/2006	Christensen, Michael Robert	Redondo Beach	CA	PE	9035
11/15/2006	Forster, Todd M.	Grand Forks	ND	PE	9036
11/15/2006	Yagla, Tina B.	Geneva	IL	PE	9037
11/15/2006	Russell, Graham M.	Aberdeen	SD	LS	9038
12/01/2006	Alurralde, Juan Antonio de	New York	NY	AR	9039
12/01/2006	Blum, Scott T.	Mason City	IA	AR	9040
12/01/2006	Pellinen, Daniel Lee	Prescott	WI	AR	9041
12/01/2006	Pichotta, Peter Fredrick	West Salem	WI	AR	9042
12/01/2006	Tushie, Gary Michael	Prior Lake	MN	LA	9043
12/01/2006	Blonn, Phillip Robert	Chicago	IL	PE	9044
12/01/2006	Eilertson, David Allen	Wells	MN	PE	9045
12/01/2006	Martian, David A.	Grand Forks	ND	PE	9046
12/01/2006	Oare, Bobby Alan	Osseo	MN	PE	9047
12/15/2006	Vesperman, Roger I.	Waupun	WI	AR	9051
12/15/2006	Wallace, William Kurt	Sedalia	MO	AR	9052
12/15/2006	Zandi, Robert Wesley	Waterloo	IA	AR	9053
12/15/2006	Miller, Richard H.	Indianapolis	IN	LS	9054
12/15/2006	Chmela, Damon Michael	Lakeville	MN	PE	9055
12/15/2006	Ekstrom, Jon Erik	Littleton	CO	PE	9056
12/15/2006	Francis, Wilson Ganster	Glen Ellyn	IL	PE	9057
12/15/2006	Pope, Jeffery Lynn	Downers Grove	IL	PE	9058
01/02/2007	Gordy, Howell A.	Cambridge	MA	AR	9075
01/02/2007	Stramberg, Joseph Thomas	Lawrence	KS	AR	9076
01/02/2007	Nikolai, Paul Michael	Denver	CO	LA	9077
01/02/2007	Humphries, Stephen L.	Lavista	NE	LS	9078
01/02/2007	Hyman, Charles Wilbur	Hideaway	TX	PE	9079
01/02/2007	Patena, Michael Nicolas	Columbus	OH	PE	9080
01/02/2007	Voegeli, Philip John	Wichita	KS	PE	9081
01/02/2007	Zweifel, Christopher Scott	Shelley	ID	PE	9082
01/16/2007	Frisch, Mark Joshua	Chicago	IL	AR	9084
01/16/2007	Wattier, Donovan Dale	Dallas	TX	AR	9085
01/16/2007	Barge, Charles Alan	Smyrna	GA	PE	9086
01/16/2007	Dewey, Kirk Patrick	Bismarck	ND	PE	9087
01/16/2007	Highberger, Albert Charles	Snohomish	WA	PE	9088
01/16/2007	Kuno, Michael Ryan	Sioux Falls	SD	PE	9089
01/16/2007	Persyn, Russell Alan	Brookings	SD	PE	9090
01/16/2007	Proskovec, Gary Ellis	Lincoln	NE	PE	9091
01/16/2007	Rasque, Ronald J.	La Crosse	WI	PE	9092
01/16/2007	Spire, Norman Eugene	Brentwood	TN	PE	9093

On motion by Bacon and seconded by Jans, the following business entities are licensed as businesses.

Business License					
Date Licensed	Company Name	City	State	Profession	#
11/15/2006	CIVE Design Group, LP	Houston	TX	PE	C-2705
11/15/2006	Millman Surveying, Inc.	Hudson	OH	LS	C-2706
11/15/2006	REZTARK Design Studio, LLC	Cincinnati	OH	AR	C-2707
11/15/2006	TCI Architects, Engineers, Contractors Inc.	La Crosse	WI	AR	C-2708
12/01/2006	Accord Architecture Company	Mason City	IA	AR	C-2709
12/01/2006	Anderson Engineering of Minnesota, LLC	Minneapolis	MN	LS	C-2710
12/01/2006	George R. Underhill, P.E.	Boca Raton	FL	PE	C-2711
12/01/2006	Juan Alurralde Architect	New York	NY	AR	C-2712
12/01/2006	Konechne Engineering	Pierre	SD	PE	C-2713
12/01/2006	TRC Worldwide Engineering, Inc.	Brentwood	TN	PE	C-2714
12/01/2006	Tushie-Montgomery and Associates Inc.	Minneapolis	MN	AR/LA	C-2715
12/15/2006	Clayton Group Services, Inc.	Downers Grove	IL	PE	C-2717
12/15/2006	Kaeding and Associates, Inc.	Minneapolis	MN	PE	C-2718
12/15/2006	RIVA Architects LLC	Waupun	WI	AR	C-2719
12/15/2006	The Schneider Corporation	Indianapolis	IN	LS	C-2720
12/15/2006	Wallace Architects, LLC	Sedalia	MO	AR	C-2721
01/02/2007	Chi S. Lee, P.E., S.E.	Sioux City	IA	PE	C-2722
01/02/2007	Foth Infrastructure & Environment, LLC	Green Bay	WI	FE	C-2723
01/02/2007	Kenneth W. Jones, R.A., NCARB	Rapid City	SD	AR	C-2724
01/02/2007	Treanor Architects P.A.	Lawrence	KS	AR	C-2725
01/02/2007	ZZ Consulting	Shelley	ID	PE	C-2726
01/16/2007	B & D Engineers Inc.	Sioux Falls	SD	PE/LS	C-2727
01/16/2007	Dan Staber, PE	Hitchcock	SD	PE	C-2728
01/16/2007	Envision Advantage, LLC	Brentwood	TN	PE	C-2729
01/16/2007	Industrial Project Management Associates LLC	Shawnee Mission	KS	PE	C-2730
01/16/2007	Sahale, LLC	Seattle	WA	PE	C-2731
01/16/2007	Solomon Cordwell Buenz & Associates, Inc.	Chicago	IL	AR	C-2732

Professor Mott and Dean Abata from the South Dakota School of Mines and Technology presented themselves to the board to clarify FE policy. They were here concerning a FE exam application for Kwok “Nick” Leong Wong. Mr. Wong applied to the Board to sit for the FE exam in April 2007 and was denied and told that he needed to get his foreign degree evaluated. Dr. Mott indicated that Mr. Wong has a degree in Chemistry from Hong Kong. Mr. Wong was a teacher in Chemistry in Hong Kong for 5 years. Mr. Wong will be graduating in the summer of 2007 with a MS in CE. Dr. Mott gave the board 3 names of individuals who sat for the FE exam in the past without any problems and had MS degree and a BS degree in other areas but not engineering. The board indicated that rules and statutes change and what applied for those 3 individuals then may not apply now. That is the case for Mr. Wong. The SDSMT representatives just wanted clarification and understanding of these students with foreign BS degrees or no BS degree at all and what would be required for the student to sit for the FE exam and be approved by the board. Whipple made note that 28 states require foreign degrees evaluated. Further discussion indicated that there are 3 items needed to be licensed and they are education, exams and experience. Professor Mott indicated that he may go to the Board of Regents. The board recommended that it might be better to go through NCEES.

CORRESPONDENCE

Board discussion will continue with NCEES and CPEES for foreign evaluations. Not interested in using AACRAO or Foreign Credentials Service of America.

DOL Communications Policy. Kolden said that if someone wants to do a phone interview, tell them to send you an e-mail and that you will respond to the e-mail.

Further correspondence and emails were reviewed.

NEW/OLD BUSINESS:

Todd Kolden from the DOL says they are working on a training program for all new board members under the Department of Labor. It would be a 1 hour program done on-line. It could even be used as a refresher course for current board members. The board agreed that it is a good idea. The board recommended showing it at one of the board meetings so that all board members could see the video at the same time.

Kolden was there for discussion about the "People's Fund". A portion of the reserve funds of all boards would go into the People's Fund and a percentage would be dispersed to boards as deemed necessary. On motion by Stafford and seconded by Jans the board will not support this.

Kolden discussed the reason for denial of travel request for the CLARB spring meeting in Kansas City, MO on 2/23/07 to 2/24/07. Todd says DOL has been told to cut travel. Stafford explained the necessity of going to the regional meetings. The regional meetings give you more information that leads to the annual CLARB meeting. Neugebauer propose that we abide by the denial of travel request for this regional meeting but in the future DOL needs to trust that the board knows what travel is needed for regional and annual meetings.

There was much discussion with Kolden about the board moving to Pierre, SD. Todd said that the board would be in the same building as DOL. One reason for the move would be that the board would be closer for legislation. Because the board is an executive department of the DOL, Pam Roberts would make a recommendation to the Governor. The Governor makes the final decision. The board asked if Pam would be open to the board members meeting with her and Kolden said he would ask. The board wanted DOL to be aware that we have multiple disciplines that require a number of years to learn and it would be difficult for the board to train new employees if a move was made to Pierre. Kolden indicated that there are 2 vacancies available in Rapid City for the two current staff members if the decision is made to move to Pierre and the two employees do not wish to move to Pierre.

Bacon brought up a question concerning whether applicants are sent notification of missed questions on the South Dakota take home exam. The office answered "no". They are not notified of the questions missed but it had been discussed that maybe office staff should be doing so. It was discussed and agreed by the board members that office staff would now notify applicants of missed questions on the take home exam.

Discussion on Jon Bargmann: 40CFR 112. The DENR is involved. On motion by Jans and seconded by Shafai the board will go by what the DENR says with EPA guidelines.

On motion by Jans and seconded by Stafford the paperwork submitted and reviewed by the board on Providers-Continuing Professional Development for better record keeping for PDH certificates will be provided on the Board website.

Len Neugebauer reported on Senate Bill 35, 36 & 37. SB 35 went through the Senate ok. There might be some opposition at the House committee with the expert testimony. Much discussion and plan is that we

would like for the bill to go through the House committee but if there is a problem, do what is necessary with the expert testimony to get bill through. Neugebauer and Whipple will attend the House committee meeting. SB 36 – exemptions is dead in the 41st day. Problem with light switches and exits. SB 37 – Good Samaritan is dead in the 41st day. The board will try to get trial lawyers information so that the board can maybe present next year.

Len tape recorded the Senate Bill 35, 36 & 37 and will have transcribed and send to Whipple.

Proposed statute changes for 2008. It was agreed by the board that the board should get more input and have meeting with the societies (AIA, DPC, etc.) before going to legislation so that we don't run into these problems again with opposition at the last minute.

The board discussed the gross square footage issue with the building officials and think the board should work with Ron Bell to see what changes should be made toward getting the statute passed in legislation. Hazard said he would talk with Bell.

Proposed rule changes for 2007 or 2008. Whipple reminded the board that they need to be done by May 1st so that they are ready and can be effective July 1st. Whipple said there are some rules that need to be added or revised. Since the office staff and Whipple work closely with the rules, the board recommended these drafts of rules be sent in advance to board members

Board members also asked that correspondence for future board meetings be scanned and e-mailed in advance of the board meeting.

Whipple and office staff will have more detailed information about the Central Zone meeting scheduled in Rapid City in May 2007 at the March board meeting.

On motion by Shafai and seconded by St. Pierre, Dale Jans has been approved to attend the NCEES Task Force committee 4/13/07 to 4/15/07 in Oregon, 4/26/07 to 4/29/07 in Kentucky and 5/3/07 to 5/6/07 in Minnesota. All expenses paid by NCEES.

INVESTIGATION REPORTS

Case 03-21 Investigation pending. Letter will be written to attorney

Case 04-08 Investigation pending.

Case 06-02 Investigation pending. Letter will be written to attorney w/deadline. Have report ready in advance of next board meeting.

Case 06-03 Investigation pending.

Case 07-05 Investigation pending

EXECUTIVE SESSION On motion by Neugebauer and seconded by Jans, the Board went into Executive Session to confer with legal counsel. On motion by Hazard and seconded by St Pierre, the Board came out of Executive Session.

On motion from Jans and seconded by Shafai, consent order and stipulated payment of \$2,500 is accepted by the Board from David Baumann and Case 07-03 is closed.

On motion by Stafford and seconded by Hazard, consent order and stipulated payment of \$500 is accepted by the Board from William C. Baum, Jr. and Case 07-04 is closed.

COMMITTEES/MEETINGS

12/5/06 **Government Operations and Audit Committee** in Pierre, SD – Neugebauer reported.
1/4/07 to 1/7/07 **Governments Committee** in Santa Fe, NM – Jans reported on 7 charges from the Task Force coming up at Zone meeting.
1/10/07 **Legislative Budget Hearing** in Pierre, SD – Whipple reported that the board budget is for information only and met with the Appropriations committee.
1/11/07 to 1/13/07 **SDSPLS** convention in Chamberlain, SD – Bacon reported. He gave update of what board has been doing this past year. PE/LS licensing is decreasing in numbers and LS licensing is increasing in numbers. Questions and discussion about the board possibly moving to Pierre. The education committee is trying to toughen up on licensure. At the banquet, Len Neugebauer was named “Surveyor of the Year”.
1/18/07 **ACEC membership meeting** in Pierre, SD – Neugebauer reported that the ACEC appreciated Neugebauer & Jans representation by the board and Neugebauer said the board appreciated the invite. It was discussed that they meet once a year together.
2/23/07 to 2/24/07 **CLARB regional meeting** in Kansas City, MO – Stafford will contact Kolden to let him know that CLARB is paying expenses.
On motion by Jans and seconded by Hazard, Randy Bacon has been approved to attend the **ASCM/NSPS annual convention** in St. Louis, MO 3/9/07 to 3/12/07.

BOARD MEETING SCHEDULE

Scheduled:	March 9, 2007	
Tentatively scheduled:		
	May 16, 2007	March 7, 2008
	July 13, 2007	May 9, 2008
	September 14, 2007	July 11, 2008
	November 9, 2007	September 12, 2008
	January 18, 2008	November 14, 2008

ADJOURN On motion by Stafford and seconded by Jans, the meeting was adjourned at 5:10 pm.


Ann Whipple
Executive Director