

**SOUTH DAKOTA  
STATE BOARD OF TECHNICAL PROFESSIONS  
Board Minutes**

Minutes of the regular meeting Friday, November 18, 2011

The South Dakota State Board of Technical Professions held its regular meeting on Friday, November 18, 2011 in its Board Room, Rushmore Building, Rapid City, South Dakota; Chairman Drake Olson, presided.

The meeting was called to order at 8:30 a.m.

The following board members were present: Chairman Drake Olson, Secretary Leonard Neugebauer, Randy Bacon, Jeff Hazard, Dennis Micko and Jeff Nelson. Others present were Staff Attorney Aaron Arnold by telephone; and staff members Mark Humphreys, Kathryn Patterson, and Kay Jones. Board member Hani Shafai was not present.

**Agenda Items:**

- 1) Approval of Sept. 23 & Oct. 19, 2011 Minutes (Motion)
- 2) Approval of vouchers since last meeting (Motion)
- 3) Activities report ending October, Review of Deposits & Quarterly report (FYI)
- 4) Investigation reports
- 5) Old Business
- 6) New Business
- 7) PDH Audits (Motion)
- 8) Approval of Comity applications (Appendix A, Motion)
- 9) Approval of Business applications (Appendix B, Motion)
- 10) Review previous applications & misc. (Appendix C, Motion)
- 11) Annual, zone, committee meeting reports & upcoming meetings
- 12) Correspondence
- 13) Future board meeting schedule
- 14) Public Hearing to adopt rules
- 15) Adjournment (Motion)

---

**AGENDA ITEM #1 APPROVAL OF SEPT. 23 & OCT. 19, 2011 BOARD MEETING MINUTES**

**MOTION:** By Hazard, seconded by Micko, to approve the Minutes of the regular Board Meeting held on September 23, 2011.

**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

**MOTION:** By Hazard, seconded by Micko, to approve the Minutes of the Special Telephone Meeting held on October 19, 2011.

**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

---

**AGENDA ITEM #2 APPROVAL OF VOUCHERS SINCE LAST MEETING**

**MOTION:** By Micko, seconded by Neugebauer, for approval of the vouchers paid since last meeting.

**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

---

**AGENDA ITEM #3 ACTIVITES REPORT ENDING OCTOBER 2011 & REVIEW OF DEPOSITS & QUARTERLY REPORT**

Informational for review by Board members.

---

## AGENDA ITEM #4 INVESTIGATION REPORTS

### **Case 09-03 Failure to report Disciplinary Action (Appeal)**

Staff Attorney Arnold reported that correspondence has been received and sent regarding the appeal and in mid to late January there should be an oral arguments hearing.

### **Case 09-06 Competency and Professional Conduct**

Investigative committee reported that outside experts are now under contract and the case is on-going.

### **Case 09-07 Competency and Professional Conduct**

Case is currently on hold.

### **Case 11-02 Engineer cross practicing as a Land Surveyor**

Investigative committee reported that this case is moving forward with a hearing date now set by the Board as January 26, 2012, beginning at 8:30 a.m. MST. Staff Attorney Arnold is to schedule a hearing examiner and reporter.

### **Case 11-04 Land Surveying issue**

Humphreys reported that more information on this case is coming in to office and an update would be ready for next Board Meeting.

---

## AGENDA ITEM #5 OLD BUSINESS

**Action Items - reports** - Information for Board members. Humphreys was assigned to the NCEES CBT deadlines.

**Rules and Statutes - reports** - Discussion was held by the Board regarding pending rules changes. Changes are moving forward with a hearing to be held in the afternoon.

**FTE & Investigator Duties** - New Board Secretary, Kay Jones was welcomed to the staff by the Board. Discussion was held by Chairman Olson that the Board office still has available a .5 FTE.

**Candidate ID numbers** - Informational for Board

**ABET - Data on website regarding accreditation dates and ranges** - Informational for Board that ABET has updated their Website and more information is now available for programs.

**A.R.E. Pipeline** - Informational for Board

**SWPS Guide** - Informational for Board and feedback was requested.

---

## AGENDA ITEM #6 NEW BUSINESS

**SETI Land Survey Technology Board** - Neugebauer reported that he served on an advisory board for Southeast Technical Institute and that board would like for the land survey students at SETI be allowed to apply and take the FLS exam in April pending the new rules becoming effective.

**MOTION:** By Neugebauer, seconded by Bacon, for approval of students at SETI in land survey Program be allowed to apply and take the FLS exam pending rules revisions being effective.

**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

**10<sup>th</sup> Biennial Land Surveying Seminar Dec. 2** - Informational for the Board that Humphreys will be attending.

**Public Universities Move to 120 Credit-Hour Bachelor's Degree** - Informational for Board review.

Staff Attorney Aaron Arnold left the meeting by phone at 10:10 A.M.

---

## AGENDA ITEM #7 PDH AUDITS

**NEW AUDITS** - Charles J. Baker, PE; Eric J. Casper, LA; Kevin C. Gore, AR; Troy L. Hayes, LS; Larry Richard Headrick, R; Joe P. Hill, PE; Michael E. Lynch, AR; Steven Duane Milligan, LS; Douglas E. Ohlfest, PE; and Bruce W. Skipton, LS.

**MOTION:** By Hazard, seconded by Nelson, for approval of the following AR Audits: Kevin C. Gore, AR; and Michael E. Lynch, AR.

**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

**MOTION:** By Hazard, seconded by Nelson, for approval of the following LA Audit: Eric J. Casper, LA.  
**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

**MOTION:** By Bacon, seconded by Neugebauer, for approval of the following LS Audits: Steven Duane Milligan, LS; and Bruce W. Skipton, LS.  
**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

**MOTION:** By Neugebauer, seconded by Bacon, for denial of the following LS Audit of Troy L. Hayes, LS, pending receipt of more information.  
**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

**MOTION:** By Micko, seconded by Neugebauer, for approval of the following PE Audits: Charles J. Baker, PE; and Joe P. Hill, PE.  
**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

**MOTION:** By Micko, seconded by Neugebauer, for denial of the PE Audit of Douglas E. Ohlfest, PE, pending Receipt of more information.  
**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

**MOTION:** By Neugebauer, seconded by Olson, for approval of the following R Audit of Larry Richard Headrick, R.  
**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

#### **REVIEW PREVIOUS AUDITS -**

**MOTION:** By Micko, seconded by Neugebauer, for approval of the PE Audit of Stephen Banks Arant, PE, with a cautionary letter sent for better record keeping; mandatory audit at next biennium; and no carry-over hours allowed into the next biennium.  
**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

**MOTION:** By Hazard, seconded by Nelson, for approval of the AR Audit of Gary Oien, AR.  
**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

---

#### **AGENDA ITEM # 8 APPROVAL OF COMITY APPLICATIONS**

**MOTION:** By Hazard, seconded by Nelson for approval of the following Architects (AR) Comity Applications.  
**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

Date Licensed	Name	City	State	Profession	#
11/18/2011	Armstrong, Kathleen Laura	Billings	MT	AR	11061
11/18/2011	Bendorf, Cyril Thomas	Louisville	KY	AR	11062
11/18/2011	Cahen, Craig I	Centennial	CO	AR	11063
11/18/2011	Chilese, Larry Anthony	Lincoln	NE	AR	11060
11/18/2011	Dickson, Ellen	Chicago	IL	AR	11064
11/18/2011	Grgich, Lora Jean	Saint Paul	MN	AR	11065
11/18/2011	Hilton, Terry Brent	salt lake city	UT	AR	11066
11/18/2011	Pryor, Phillip Lane	Rogers	AR	AR	11067
11/18/2011	Roach, Daniel Shea	Salem	OR	AR	11068
11/18/2011	Sim, Robin Lee	Bismarck	ND	AR	11069

**MOTION:** By Nelson, seconded by Hazard for approval of the following Landscape Architect (LA) Comity Application.  
**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

Date Licensed	Name	City	State	Profession	#
11/18/2011	Lind, Brian D.	Salem	OR	LA	11070

**MOTION:** By Bacon, seconded by Neugebauer for approval of the following Land Surveyor (LS) Comity Applications.  
**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

Date Licensed	Name	City	State	Profession	#
11/18/2011	Duy, Craig L	Newark	IL	LS	11071
11/18/2011	Housley, Randall 'Lane'	Conway	AR	LS	11072

**MOTION:** By Micko, seconded by Olson for approval of the following Professional Engineer (PE) Comity Applications.  
**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

Date Licensed	Name	City	State	Profession	#
11/18/2011	Adams, Adam Mark	West Fargo	ND	PE	11073
11/18/2011	Barker, Joshua Lynn	Denver	CO	PE	11074
11/18/2011	Borcherding, David Thomas	Arvada	CO	PE	11075
11/18/2011	Boyd, Kurt Allison	Nashville	TN	PE	11076
11/18/2011	Byers, Brad William	Deland	FL	PE	11077
11/18/2011	Chen, Kenneth Q.	Round Rock	TX	PE	11078
11/18/2011	Ertelt, Jeff Charles	Valley City	ND	PE	11079
11/18/2011	Ganskop, Kyle Lynn	Bellevue	NE	PE	11080
11/18/2011	Goetz, Shawn Lee	Olathe	KS	PE	11081
11/18/2011	Griffin, Shawn Edward	Watertown	NY	PE	11082
11/18/2011	Hartmann, David Lynn	Fort Worth	TX	PE	11083
11/18/2011	Hazleton Jr., Robert John	Salem	OR	PE	11084
11/18/2011	Henrich, Chad Thomas	Aberdeen	SD	PE	11085
11/18/2011	Hoffman, Mychal Dean	Billings	MT	PE	11086
11/18/2011	Jenabzadeh, Reza Shahrooz	Canonsburg	PA	PE	11087
11/18/2011	Jones, Larry Dale	Covington	LA	PE	11088
11/18/2011	Kamarainen, Steven Patrick	Rapid City	SD	PE	11089
11/18/2011	Kelley, Debra	Round Rock	TX	PE	11090
11/18/2011	Ketabi, Jalal	Cypress	TX	PE	11091
11/18/2011	Ladner, Fred DeWitt	Baton Rouge	LA	PE	11092
11/18/2011	Lamb, William Mitchell	Murfreesboro	TN	PE	11093
11/18/2011	Liedel, Jeffrey J.	Hudson	OH	PE	11094
11/18/2011	Mitchell, Garrick F.	Denver	CO	PE	11095
11/18/2011	Mulinix, Brian Charles	Lincoln	NE	PE	11096
11/18/2011	Olson, Gary Arthur	Woodridge	IL	PE	11097
11/18/2011	Perington, Mark A.	Ankeny	IA	PE	11098
11/18/2011	Ptacek, Philip R.	Olathe	KS	PE	11099
11/18/2011	Regen, John Bell	Knoxville	TN	PE	5519
11/18/2011	Rief, Michael James	Elko	MN	PE	11100
11/18/2011	Schmaltz, Lawrence Gerard	Thonotosassa	FL	PE	11101
11/18/2011	Sethi, Seemesh Michael	Lake Zurich	IL	PE	11102
11/18/2011	Sorensen, Sheldon John	Minneapolis	MN	PE	11103
11/18/2011	Stemmer, Mark Henry	Dayton	OH	PE	11104
11/18/2011	Stovner, Eric Christian	Anaheim	CA	PE	11105
11/18/2011	Tanner, Wade Hampton	Fredericksburg	VA	PE	11106

Date Licensed	Name	City	State	Profession	#
11/18/2011	Theroux, Brent Allen	Inver Grove Heights	MN	PE	11107
11/18/2011	Traub, Kurt Michael	Covington	LA	PE	11108
11/18/2011	Warren, James L	Albany	NY	PE	11109
11/18/2011	Welton, Stanley Lyle	Broomfield	CO	PE	11110
11/18/2011	Wolf, Duane Arnold	Ames	IA	PE	11111
11/18/2011	Zietlow, William Kurtis	Longmont	CO	PE	11112

**AGENDA ITEM #9 APPROVAL OF BUSINESS APPLICATIONS**

**MOTION:** By Neugebauer, seconded by Olson for approval of the following Business License Applications

**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

Date Licensed	Company Name	City	State	Profession	#
11/18/2011	A2L Technologies, Inc.	Thonotosassa	FL	PE	C-6593
11/18/2011	Bailey Edward Design, Inc	Chicago	IL	AR	C-6594
11/18/2011	Brierley Associates, LLC	Littleton	CO	PE	C-6595
11/18/2011	Cahen Architectural Group, P.C.	Centennial	CO	AR	C-6596
11/18/2011	Critical Structures	Anaheim	CA	PE	C-6597
11/18/2011	Dell Services Engineering Solutions Corp.	Round Rock	TX	PE	C-6598
11/18/2011	e.construct.USA, LLC	Omaha	NE	PE	C-6599
11/18/2011	ENGLOBAL U.S., INC.	Houston	TX	PE	C-6600
11/18/2011	H & H Engineering, Inc.	Covington	LA	PE	C-6601
11/18/2011	Jalal Ketabi PE Inc.	Cypress	TX	PE	C-6602
11/18/2011	Jehn Engineering, Inc.	Arvada	CO	PE	C-6603
11/18/2011	KCS Corporation	Schaumburg	IL	PE	C-6604
11/18/2011	Kelso-Regen Associates, Inc	Knoxville	TN	PE	C-6605
11/18/2011	KSA Engineers, Inc.	Longview	TX	LS	C-6606
11/18/2011	Kumar & Associates, Inc.	Denver	CO	PE	C-6607
11/18/2011	Larry Chilese Architects Inc.	Lincoln	NE	AR	C-6608
11/18/2011	Lenity Group LLC	Salem	OR	PE/AR/LA	C-6609
11/18/2011	Smith & Boucher, Inc.	Olathe	KS	PE	C-6610
11/18/2011	Spectrum Group Architects, pc	Billings	MT	AR	C-6611
11/18/2011	Stellar Structural Engineering, LLC	Omaha	NE	PE	C-6612
11/18/2011	Swanson Rink, Inc.	Denver	CO	PE	C-6613
11/18/2011	Terry B. Hilton, Architect	salt lake city	UT	AR	C-6614
11/18/2011	The Stebbins Engineering & Manufacturing Co.	Watertown	NY	PE	C-6615
11/18/2011	Tri-Tech Associates, Inc.	Dayton	OH	PE	C-6616
11/18/2011	Wheaton & Sprague Engineering, Inc.	Stow	OH	PE	C-6617

## AGENDA ITEM #10 REVIEW PREVIOUS APPLICATIONS

**MOTION:** By Micko, seconded by Neugebauer for approval of the following previously received and reviewed Professional Engineer (PE) Comity Application.

**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

Date Licensed	Name	City	State	Profession	#
11/18/2011	Hager, Katie Ann	Shakopee	MN	PE	11113

---

## AGENDA ITEM #11 ANNUAL, ZONE, COMMITTEE REPORTS & UPCOMING MEETINGS

**PREVIOUS - 11/04/11 to 11/05/11 - NCARB MBE Meeting,** Washington, DC - Humphreys (NCARB pays) Humphreys reported that he did not attend this meeting.

**UPCOMING - 02/24/11 to 02/25/2011 - CLARB Spring Meeting;** Coral Gables, FL

**MOTION:** By Hazard, seconded by Micko for the Board to not attend this meeting.

**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

**03/23/11 to 03/24/11 - NCARB, Reg. 1, 2, 4, & 5 Meeting;** Nashville, TN

**MOTION:** By Neugebauer, seconded by Bacon for approval of Board Members, Hazard, Nelson; and staff member, Humphreys, to attend.

**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

**05/17/11 to 05/19/11 - NCEES, Western/Central Zone Meeting;** Jackson Hole, WY

**MOTION:** By Bacon, seconded by Hazard for approval of Board Members, Micko, Neugebauer, Bacon Shafai; and staff member, Humphreys, to attend.

**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

---

## AGENDA ITEM #12 CORRESPONDENCE (FOR REVIEW AND DISCUSSION, IF DESIRED)

**Compliments** - Informational for Board review.

**Degree Requirements - NCEES ANSI Standard for Structural Engineer** - Informational for Board review.

**Letter from Governor - Holidays** - Informational for Board review.

**NCARB Newsletter - IDP 2.0** - Informational for Board review.

**NCEES Central Zone Update** - Informational for Board review.

**Question of use of PE designation** - Informational for Board review.

**Question by University** - Informational for Board review.

**NCEES Annual Meeting Summary** - Informational for Board review.

**Other various board correspondence/Email** - Informational for Board review.

---

## AGENDA ITEM #13 FUTURE BOARD MEETING SCHEDULE

January 27, 2012; March 16, 2012; May 11, 2012; July 27, 2012; September 21, 2012;  
November 16, 2012

---

**MOTION:** By Hazard, seconded by Olson for the Board meeting to recess at 12:00 p.m. until the hearing time of 2:00 p.m.

**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

---

## AGENDA ITEM #14 PUBLIC HEARING TO ADOPT RULES

Meeting called to order by Chairman Drake Olson at 2:00 p.m. for the purpose of a public hearing on the proposed rule changes of the South Dakota Board of Technical Professions numbered 20:38:12:00 to 20:38:39:13 inclusive, adopted under the authority of SDCL Chapter 36-18A.

Members of the Board in attendance were Randy D. Bacon, Jeffery A. Hazard, Jeffrey J. Nelson, Leonard C. Neugebauer, and Dennis B. Micko. Member of the Board absent was Hani F. Shafai. Others in attendance were Staff Attorney Aaron Arnold via phone; staff members, Mark Humphreys, Kathryn Patterson and Kay Jones.

Emails received for written testimony were marked and entered into the record. There was no oral testimony from the Public.

**MOTION:** By Hazard, seconded by Nelson to adjourn the hearing portion of the Board Meeting at 2:12 p.m. MST.

**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

---

## AGENDA ITEM #15 ADJOURNMENT

**MOTION:** By Olson , seconded by Bacon the regular Board Meeting be adjourned.

**ACTION:** 6-0 AYE (Bacon, Hazard, Micko, Nelson, Neugebauer, Olson)

There being no further business, at the hour of 2:15 p.m., the South Dakota State Board of Technical Professions adjourned.



Mark Humphreys, Executive Director

Submitted by Kathryn Patterson, Senior Secretary, SDBOTP