

STATE OF SOUTH DAKOTA
TRANSPORTATION COMMISSION

REQUEST FOR STATE BOARD WAIVER
PURSUANT TO SDCL 3-23-3

Date: May 6, 2024

Name of Board Member or Former Board Member: **Austin Simons**

Brief explanation of contract for which a waiver is requested:

a) Parties to the contract

South Dakota Department of Transportation (DOT) and Jensen Rock and Sand, Inc. enter into contracts for DOT construction projects. Thorstenson Trucking, LLC has subcontracts with Jensen Rock and Sand, Inc. on various DOT projects.

b) Board Member's role in the contract

I am an owner of Thorstenson Trucking, LLC and a member of the South Dakota Transportation Commission.

c) Purpose and objective of the contract


The South Dakota Transportation Commission awards the contracts for DOT construction projects, including those contracts where Thorstenson Trucking, LLC is subcontracting with Jensen Rock and Sand, Inc. The purpose and objective of the prime contracts and the subcontracts is to complete work on DOT projects.

d) Consideration or benefit conferred or agreed to be conferred upon each party

Jensen Rock and Sand, Inc. pays Thorstenson Trucking, LLC for its subcontracting work on DOT projects.

e) Duration of the contract

The contracts between DOT and Jensen Rock and Sand, Inc., and the subcontracts between Jensen Rock and Sand, Inc. and Thorstenson Trucking, LLC are typically in effect through completion of each DOT project.

Signature of Requesting Party:  Date 5/16/24