

MINUTES

**PROFESSIONAL STANDARDS COMMISSION
The King and Prince Beach & Golf Resort
201 Arnold Road
St. Simmons Island, Georgia
April 11, 2002**

The Georgia Professional Standards Commission (PSC) met on Thursday, April 11, 2002, at 9 a.m.

Members Present

Tony Natson	Terri DeLoach
Dottie McClain	Maria Miller
Pamela Hertzog	Amy Denty
Janet Scott	Mary Gomez
Gary Walker	Jacqueline (Gwenda) Johnson

Members Absent

Vernon Payne	Leon Hurley
Pamela Thomas	Kay Cribbs
David Wallace	John Culbreath
Angela Finn	Sue Sehgal

I. CALL TO ORDER

Vice Chairperson Denty called the meeting to order at 9:00 a.m. and led the assemblage in the Pledge of Allegiance to the U.S. flag and a moment of silence.

II. RECOGNITION OF VISITORS

Vice Chairperson Denty recognized the visitors.

- Gayle Wooten, Professional Association of Georgia Educators
- Dr. Ken Williams, Professional Association of Georgia Educators
- Stephen James, Professional Association of Georgia Educators

III. ADOPTION OF AGENDA

Vice Chairperson Denty called for approval of the agenda.

MOTION: (DeLoach/Scott) To approve agenda.

ACTION: Approved

IV. APPROVAL OF MINUTES

Vice Chairperson Denty called for approval of the minutes from the March 14, 2002, Commission meeting.

MOTION: (DeLoach/McClain) To approve the minutes with changes.

ACTION: Approved with changes

V. CHAIRMAN'S REPORT

Vice Chairperson Denty did not have a report to present at this meeting.

VI. COMMITTEE REPORTS

Ethics and Professional Conduct --Recommendations and Actions on Cases

Commissioner Janet Scott, Chair of the Ethics and Professional Conduct Committee, gave a preliminary review of the EERC Cases.

1. Ms. Scott reported that the Committee reviewed 53 *Probable Cause* cases during its April 10, 2002, meeting and brought the following recommendations on behalf of the Committee:

PC #	Case Number	STANDARD(S)	EERC Recommendation
1	01-10-750	Abuse of Students Criminal Acts Professional Conduct	Revocation
2	02-2-1385	Abuse of Students Professional Conduct	No Probable Cause
3	02-2-1386	Abuse of Students Professional Conduct	No Probable Cause
4	02-2-1428	Abuse of Students Professional Conduct	Suspension for Six Months
5	02-2-1445 APPLICANT	Abuse of Students Professional Conduct	Denial
6	01-12-1028	Abandonment of Contract	Suspension for Six Months
7	01-12-1034	Abandonment of Contract	Suspension for One Month

PC #	Case Number	STANDARD(S)	EERC Recommendation
8	01-12-1041	Abandonment of Contract	Suspension for Six Months
9	01-12-1108	Abandonment of Contract	Suspension for One Month
10	01-12-1110	Abandonment of Contract Professional Conduct	Suspension for Six Months
11	02-01-1196	Abandonment of Contract	No Probable Cause
12	02-01-1200	Abandonment of Contract Professional Conduct	Suspension for One Year
13	02-01-1242	Abandonment of Contract	Suspension for Six Months
14	02-01-1249	Abandonment of Contract	Suspension for Six Months
15	02-01-1352	Abandonment of Contract	Suspension for Six Months
16	02-02-1391	Public Funds and Property Professional Conduct	Reprimand
17	01-10-758	Professional Conduct	Suspension for One Month
18	01-12-1037	Professional Conduct	Suspension for One Month
19	02-01-1182 APPLICANT	Professional Conduct Confidential Information	Denial
20	02-01-1250	Professional Conduct Abuse of Students	Suspension for One Month
21	02-02-1374	Professional Conduct Misrepresentation or Falsification Abuse of Students	No Probable Cause
22	02-01-1341	Professional Conduct	Warning
23	02-02-1447	Professional Conduct	Warning
24	02-01-1183	Professional Conduct	No Probable Cause
25	01-12-1124 APPLICANT	Action Taken In Another State Criminal Acts Alcohol/Drugs Misrepresentation or Falsification Professional Conduct	Denial
26	01-08-323 PSC EXTENSION	Criminal Acts Professional Conduct	Suspension for One Year
27	01-10-602 APPLICANT	Criminal Acts Professional Conduct	Denial
28	01-10-727 APPLICANT	Criminal Acts Professional Conduct	Reprimand
29	01-12-1044	Criminal Acts Professional Conduct	Reprimand
30	01-12-1083 APPLICANT	Criminal Acts Professional Conduct	Probable Cause Determination Extended for Initial 60 Days

PC #	Case Number	STANDARD(S)	EERC Recommendation
31	01-12-1111 APPLICANT	Criminal Acts Professional Conduct	Warning
32	02-01-1280	Criminal Acts Professional Conduct	No Probable Cause
33	02-01-1283	Criminal Acts Professional Conduct	No Probable Cause
34	02-02-1397	Criminal Acts Professional Conduct	Warning
35	02-02-1429	Criminal Acts Professional Conduct	No Probable Cause
36	02-02-1446	Criminal Acts Professional Conduct	No Probable Cause
37	02-03-1501 PARAPRO	Criminal Act	No Probable Cause
38	02-01-1354	Misrepresentation or Falsification	Warning
39	02-03-1537	Misrepresentation or Falsification	No Probable Cause
40	01-11-875	Misrepresentation or Falsification Criminal Acts	No Probable Cause
41	01-11-952	Misrepresentation or Falsification Criminal Acts	No Probable Cause
42	01-12-1155 APPLICANT	Misrepresentation or Falsification	Warning
43	01-12-1163	Misrepresentation or Falsification Criminal Acts	No Probable Cause
44	02-01-1240	Misrepresentation or Falsification	Warning
45	02-01-1243	Misrepresentation or Falsification	Warning
46	02-01-1293	Misrepresentation or Falsification Professional Conduct	Reprimand
47	02-01-1294	Misrepresentation or Falsification	Warning
48	02-01-1301	Misrepresentation or Falsification Criminal Acts	No Probable Cause
49	02-01-1334	Misrepresentation or Falsification Criminal Acts	No Probable Cause
50	02-01-1355	Misrepresentation or Falsification	Warning
51	02-01-1356	Misrepresentation or Falsification	Warning
52	02-02-1373	Misrepresentation or Falsification Criminal Acts	No Probable Cause
53	02-02-1377	Misrepresentation or Falsification Criminal Acts	No Probable Cause

PSC ACTION: Approved

2. Ms. Scott reported that the Committee reviewed three *Initial Decisions* during its April 10, 2002, meeting and brought the following recommendations on behalf of the Committee:

ID #	Case Number	EERC Recommendation
1	01-01-1039	Accept
2	01-02-1106	Review
3	01-02-1199	Accept

PSC ACTION: Approved

3. Ms. Scott reported that the Committee reviewed one *Petition* for the Right to Re-apply for a New Certificate during its April 10, 2002, meeting and brought the following recommendation on behalf of the Committee:

#	Case Number	EERC Recommendation
1	01-10-694	Deny

PSC ACTION: Approved.

4. Ms. Scott reported that the Committee reviewed one *Petition* to waive rule 505-6-.04 which requires an educator to request a hearing within 30 days of service of the probable cause determination during its April 10, 2002, meeting and brought the following recommendation on behalf of the Committee:

#	Case Number	Previous Decision (Violation)	EERC Recommendation
1	01-09-486	Suspension for One Year Misrepresentation or Falsification: GHSGT (Action taken but STAYED in Superior Court)	Deny

PSC ACTION: Approved.

5. Ms. Scott reported that the Committee reviewed fifteen *Settlement Agreements* during its April 10, 2002, meeting and brought the following recommendations on behalf of the Committee:

SA #	Case Number	Sanction	Violation	EERC Recommendation (Accept or Reject)
1	01-10-657	Denial	Abuse of Students Professional Conduct	Accept
2	01-10-729	Reprimand	Confidential Information	Accept
3	01-11-870	Warning	Professional Conduct	Accept
4	01-11-943	Suspension – One Year	Public Funds and Property Professional Conduct	Accept
5	01-11-965	Warning	Misrep. & Falsification Criminal Acts	Accept
6	01-12-1039	Revocation	Abuse of Students Professional Conduct	Accept
7	01-12-1116	Suspension – Six Months	Abandonment of Contract	Accept
8	01-12-1117	Suspension – One Week	Misrep. & Falsification Professional Conduct	Accept
9	01-12-1175	Warning	Criminal Acts	Accept
10	02-01-1184	Suspension – One Month	Professional Conduct	Accept
11	02-01-1286	Reprimand	Criminal Acts	Accept
12	02-01-1244	Reprimand	Professional Conduct	Accept
13	02-01-1278	Revocation	Criminal Acts	Accept
14	02-01-1284	Suspension – Six Months	ABC	Accept
15	02-01-1311	Revocation	Criminal Acts	Accept

PSC ACTION: Approved

6. Ms. Scott reported that the Committee reviewed two *Negotiated Settlement Agreement* cases during its April 10, 2002, meeting and brought the following recommendations on behalf of the Committee:

SA #	Case Number	Negotiated Proposal	EERC Recommendations

SA #	Case Number	Negotiated Proposal	EERC Recommendations
1	00-10-540	SUSPENSION – ONE WEEK	Accept
2	01-07-041	REPRIMAND	Accept

PSC ACTION: Approved

7. The Committee reviewed the **Preliminary Investigative Determination Report** consisting of 68 new complaints received during the months of **March/April**. The March/April 2002, complaint report was distributed listing the 68 cases that the committee members reviewed.

PSC ACTION: Approved

8. The Committee reviewed the **Extensions to Investigations Report** consisting of 81 cases during its April 10, 2002, meeting and recommended to grant each extension.

<u>Case Number</u>	<u>Case Number</u>	<u>Case Number</u>	<u>Case Number</u>
01-11-830	01-11-835	01-11-860	01-11-861
01-11-866	01-11-868	01-11-872	01-11-922
01-11-958	01-11-973	01-11-987	01-12-1125
01-12-1126	01-12-1151	01-12-1165	01-11-892
01-12-1035	01-12-1043	02-01-1199	02-01-1237
02-01-1245	02-01-1247	02-01-1291	02-01-1305
02-01-1364	02-02-1378	02-02-1427	02-02-1434
01-12-1154	02-01-1203	02-01-1241	02-01-1246
02-01-1300	02-02-1371	02-02-1375	02-02-1398
02-01-1310	02-01-1345	02-02-1370	02-02-1379
02-02-1424	02-02-1432	01-10-734	02-01-1191
02-01-1221	02-01-1228	02-01-1239	02-01-1309
02-01-1322	02-01-1331	02-01-1340	02-01-1343
02-01-1348	02-01-1351	02-01-1357	02-01-1363
02-02-1369	02-02-1382	02-02-1383	02-02-1392
02-02-1393	02-02-1399	02-02-1420	02-02-1431
02-02-1436	02-02-1437	02-02-1448	02-02-1454
02-02-1455	02-02-1457	02-02-1460	02-02-1463
02-02-1464	02-03-1465	02-03-1468	02-03-1470
02-03-1473	02-03-1474	02-03-1476	02-03-1522
02-03-1523			

PSC ACTION: Approved.

9. STUDENT LOAN SUSPENSION / REINSTATEMENTS

The Committee reviewed the report, which advised of 20 Student Loan Suspensions and 11 Student Loan

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Reinstatements.

10. FINAL DECISIONS BY OPERATION OF RULE / LAW

The Committee reviewed the report, which advised of 11 cases by rule and one by law closed without an appeal.

11. APPLICATIONS FOR CERTIFICATION REPORT

The Committee reviewed 41 cases on the *Applications for Certification Report* and recommended approval for no probable cause findings on each case.

VII. EXECUTIVE SECRETARY REPORT

A. Initiation of Rules

1. The Commission proposed to amend Rule 505-6-.01 The Code of Ethics For Educators

Educators and local school systems have expressed confusion about when to report breaches of the Code of Ethics, specifically criminal acts. The purpose of these changes is to establish specific guidelines for how soon a report should be made to the Professional Standards Commission following a breach of one or more of the standards in the Code of Ethics.

MOTION: (McClain/DeLoach) To initiate rulemaking to amend Rule 505-6-.01

ACTION: Approved

B. Dr. Toth discussed:

- Legislative Update
- Technology Update

VIII. ADJOURNMENT

MOTION: (DeLoach/Miller) To adjourn the meeting.

ACTION: The meeting adjourned at 9:48 p.m.