

# MINUTES

## PROFESSIONAL STANDARDS COMMISSION

Two Piedmont Avenue

Atlanta, Georgia

June 9, 2016

The Georgia Professional Standards Commission (PSC) met on Thursday, June 9, 2016, at 12:30 p.m.

### Members Present

Dr. Jim Barrett

Dr. Sandy Leslie

Kamila Luigs

Diane McClearn

Bettina Polite Tate

Terrie Ponder

Carol Rivera

Teri Schneider

David Smith

Sheryl Stalvey

Susan Thayer

Dr. Martha Venn

Dr. Lawrence Walters

### Members Absent

Lauren Eckman

Scott Justus

Valerie Mateen

Christy McGill

Henry Kelly

## I. WORK SESSION

- A. Kelly Henson asked Angie Gant to speak briefly on CAEP: On May 12, the PSC submitted the partnership agreement the Commission approved to CAEP leadership. Essentially all parts of the agreement were rejected. Although we documented all of the data we would be collecting and analyzing in the next three years, CAEP will not allow for a three year moratorium on reviews. CAEP also said that EPP representatives are not allowed to go on reviews as observers (due to confidentiality). We are going to work with our CAEP Task Force to make decisions moving forward because we will not decide to have a partnership agreement with CAEP – our stakeholders will make that decision.
- B. Kelly announced that the update on the School Counseling Task Force will be presented to the Commission at the September 2016 Commission meeting.
- C. Anne Marie Fenton and staff presented the following rules for July initiation:
- Certification Rules:
- 505-2-.08 CAREER, TECHNICAL, AND AGRICULTURAL
  - 505-2-.10 PERMIT
  - 505-2-.13 WAIVER CERTIFICATE
  - 505-2-.26 CERTIFICATION AND LICENSURE ASSESSMENTS
  - 505-2-.32 VALIDITY PERIODS AND DATING OF CERTIFICATES
  - 505-2-.44 RETIRED EDUCATOR
  - 505-2-.87 HEALTHCARE SCIENCE
  - 505-2-.89 ENGINEERING AND TECHNOLOGY
  - 505-2-.90 CAREER AND TECHNICAL SPECIALIZATIONS
  - 505-2-.153 EDUCATIONAL LEADERSHIP

Educator Preparation Rules:

505-3-.01 REQUIREMENTS AND STANDARDS FOR APPROVING EDUCATOR PREPARATION PROVIDERS AND EDUCATOR PREPARATION PROGRAMS  
505-3-.05 GEORGIA TEACHER ACADEMY FOR PREPARATION AND PEDAGOGY (GATAPP)  
505-3-.46 DRAMA EDUCATION PROGRAM  
505-3-.45 DANCE EDUCATION PROGRAM  
505-3-.44 ART EDUCATION PROGRAM  
505-3-.50 MUSIC EDUCATION  
505-3-.94 STEM ENDORSEMENT  
505-3-.107 DUAL IMMERSION EARLY CHILDHOOD EDUCATION ENDORSEMENT PROGRAM

D. Anne Marie Fenton and ETS (virtually) gave a Powerpoint presentation on the GACE Standard Setting and answered questions from the Commissioners.

## **II. CALL TO ORDER**

Chair Luigs called the meeting to order at 12:30 p.m. and led the Pledge of Allegiance to the U.S. flag and a moment of silence.

## **III. ADOPTION OF AGENDA**

Chair Luigs called for approval of the agenda.

**MOTION:** (Bettina Polite-Tate / Jim Barrett) To approve the agenda.

**PSC ACTION:** Approved

## **IV. APPROVAL OF MINUTES**

Chair Luigs called for approval of the minutes from the May 12, 2016, Commission meeting.

**PSC ACTION:** Approved

## **V. VISITORS**

Chair Luigs welcomed the visitors.

- Kerri Wilson, Office of Planning and Budget
- Bettina Davies, Cauthorn, Nohr and Owen Law Firm
- Laurie Burton
- Ray S. Smith III, Smith & Liss, LLC
- Linda Fortson, Warren Fortson Law Office
- Don Splinter, Georgia Association of Educational Leaders
- Leonard Williams, Professional Association of Georgia Educators

## **VI. COMMITTEE REPORTS**

### **A. Ethics and Professional Conduct --Recommendations and Actions on Cases**

Chair Bettina Polite-Tate of the Educator Ethics Review Committee (EERC), gave a preliminary review of the Cases.

1. Chair Polite-Tate reported that the Committee reviewed 78 **Probable Cause** cases during its June 9, 2016, meeting and brought the following recommendations on behalf of the committee:

<u>CASE</u>	<u>STANDARDS VIOLATED</u>	<u>EERC RECOMMENDATION</u>
15-3-800	1	NPC
15-4-870	1, 2, 4, 10	Deny
15-4-877	5a5	Deny
15-6-1138	1, 4, 9, 5a5	Deny
15-6-1274	5a5	Deny
15-9-414	1, 4	Reprimand
15-9-420	1	Reprimand
16-2-940	1	Reprimand
16-2-944	1	Reprimand
16-3-1035	1,4	NPC
16-4-1129	5a2	Deny
16-4-1141	4, 5a7	Deny
13-5-1043	5 & 10	NPC
13-12-373	8, 10	Suspension 90 days
14-3-593	1,2,10	Suspension 20 days
14-3-697	1, 4, 9	Reprimand
14-4-757	2, 10	Reprimand
14-4-772	10	Suspension 30 days
14-5-819	10, 11	Suspension 20 days
14-6-944	4, 6, 10	Suspension 20 days
14-8-151	2,4,10	Revoke
14-9-218	1, 10	Revoke
14-10-286	2,10	Reprimand
14-10-359	8,10	Suspension 90 days
14-11-392	3,10	Suspension 1 year
14-12-474	2, 10	Revoke
15-1-511	2, 10	Suspension 90 days
15-1-562	2, 10	Revoke
15-2-611	1, 2, 10	Revoke
15-2-661	8, 10	Suspension 90 days
15-5-972	10	NPC
15-5-997	10, 11	Suspension 20 days
15-5-998	10, 11	Suspension 20 days
15-5-1026	8, 10	Suspension 90 days
15-5-1034	8, 10	Suspension 90 days
15-7-16	4, 10	Suspension 90 days

<u>CASE</u>	<u>STANDARDS VIOLATED</u>	<u>EERC RECOMMENDATION</u>
15-8-201	8, 10	Suspension 90 days
15-8-239	8, 10	Suspension 90 days
15-9-324	5, 10	Suspension 1 year
15-9-336	2, 3 & 10	Suspension 1 year
15-9-406	8, 10	Suspension 90 days
15-9-346	1,4	Reprimand
15-10-511	8, 10	Suspension 90 days
15-10-517	3,10	Suspension 1 year
15-11-633	4, 5, 10	Revoke
15-12-683	4, 5, 9, 10	Suspension 1 year
16-1-739	2,10	NPC
16-1-774	1,4, 5a2	Revoke
16-1-796	1	NPC
16-1-814	9,10	Suspension 90 days
16-2-864	2, 10	Suspension 1 year
16-2-890	8, 10	Suspension 90 days
16-2-923	2, 10	NPC
16-3-959	9, 10	Reprimand
16-3-960	2, 10	Suspension 1 year
16-3-962	2, 10	Suspension 45 days
16-3-966	5,10	Suspension 1 year
16-3-967	5,10	Suspension 90 days
16-3-968	8, 10	Suspension 90 days
16-3-969	4,10	Suspension 1 year
16-3-970	7,9,10	Suspension 90 days
16-3-983	8, 10	Suspension 90 days
16-3-992	8,10	Suspension 90 days
16-3-1002	2, 10	Suspension 60 days
16-3-1003	1,2,10	Revoke
16-3-1006	6, 10	Suspension 60 days
16-3-1014	2,10	Suspension 20 days
16-3-1017	3, 10	Revoke
16-3-1018	3, 10	Suspension 1 year
16-3-1019	4, 10	Suspension 30 days
16-3-1020	2,10	Reprimand
16-3-1026	4, 5, 10	Suspension 90 days
16-3-1027	4,7,10	Suspension 2 years
16-3-1041	1,4	Reprimand
16-3-1102	4, 5a2, 5a5	Suspension 20 days
16-4-1113	4,9,10	Revoke
16-4-1163	3, 10	Suspension 1 year
16-4-1170	1,2,4,5,10	Revoke

2. Chair Polite-Tate reported that the Educator Ethics Review Committee reviewed 15 *Settlement Agreements* and brought the following recommendations on behalf of the Committee:

<u>CASE</u>	<u>SANCTION</u>	<u>EERC RECOMMENDATION</u>
15-2-699	Suspension - 2 years	Accept
15-3-837	Suspension - 20 days	Accept
16-1-780	Reprimand	Accept
16-1-802	Suspension - 5 days	Accept
16-2-863	Suspension - 20 days	Accept
16-2-873	Suspension - 1 year	Accept
16-2-925	Reprimand	Accept
16-2-929	Reprimand	Accept
16-2-946	Reprimand	Accept
16-2-948	Reprimand	Accept

3. Chair Polite-Tate reported that the Educator Ethics Review Committee reviewed 15 *Negotiated Settlement Agreements* and brought the following recommendations on behalf of the Committee:

<u>CASE</u>	<u>NEGOTIATED SANCTION</u>	<u>EERC RECOMMENDATION</u>
13-5-1080	Suspension 10 days	Accept
14-3-658	Revocation	Accept
14-5-897	Reprimand	Accept
14-6-942	Suspension 10 days	Accept
14-7-61	NPC	Accept
14-7-63	Reprimand	Accept
14-7-128	NPC	Accept
14-9-216	Suspension 5 days	Accept
15-1-547	Suspension 1 year	Accept
15-4-886	Reprimand	Accept
15-5-959	Suspension 1 year	Accept
15-8-202	Reprimand	Accept
15-8-297	Reprimand	Accept
15-8-322	Reprimand	Accept
15-10-498	Reprimand	Accept

#### 4. OTHER BUSINESS

The Educator Ethics Review Committee recommended approval of the *Other Business Report* as follows:

<u>CASE</u>	<u>FINDINGS OF FACTS</u>	<u>RECOMMEND</u>	<u>EERC RECOMMENDATION</u>
PCE 13-11-327	No service of documents to educator	Hold New App	Hold New App

5. The Educator Ethics Review Committee recommended approval of the *Preliminary Investigative Determination Report* consisting of 114 new complaints received during the months of May and June 2016.

#### 6. VOLUNTARY SURRENDER/VOLUNTARY DENIAL

The Educator Ethics Review Committee recommended approval of the Voluntary Surrender/Voluntary Denial listed below in which an Educator/Applicant voluntarily accepted a sanction of Revocation or Denial prior to the submission of an investigative case summary for a Probable Cause Determination.

<u>CASE</u>	<u>STANDARDS VIOLATED</u>	<u>SANCTION</u>	<u>EERC RECOMMENDATION</u>
16-2-951	1	Voluntary Denial	Accept
16-3-1107	1, 2, 10	Voluntary Surrender	Accept

#### 7. EXTENSIONS – PRELIMINARY INVESTIGATIVE DETERMINATIONS

The Educator Ethics Review Committee recommended approval of the 55 Extensions - Preliminary Investigative Determinations consisting of the following:

16-5-1376	16-5-1383	16-5-1390	16-5-1397	16-6-1404	16-6-1411	16-6-1418	16-6-1425
16-5-1377	16-5-1384	16-5-1391	16-5-1398	16-6-1405	16-6-1412	16-6-1419	16-6-1426
16-5-1378	16-5-1385	16-5-1392	16-5-1399	16-6-1406	16-6-1413	16-6-1420	16-6-1427
16-5-1379	16-5-1386	16-5-1393	16-5-1400	16-6-1407	16-6-1414	16-6-1421	16-6-1428
46-5-1380	16-5-1387	16-5-1394	16-6-1401	16-6-1408	16-6-1415	16-6-1422	16-6-1429
16-5-1381	16-5-1388	16-5-1395	16-6-1402	16-6-1409	16-6-1416	16-6-1423	16-6-1430
16-5-1382	16-5-1389	16-5-1396	16-6-1403	16-6-1410	16-6-1417	16-6-1424	

#### 8. EXTENSIONS - INVESTIGATIONS

The Educator Ethics Review Committee recommended granting an *Investigative Extension* to the following 305 cases:

<u>WRITTEN COMPLAINT EXTENSIONS</u>							
13-3-869	14-12-492	15-5-1016	15-7-6	15-9-462	15-12-662	16-1-832	16-3-1010
13-3-891	14-12-493	15-5-1029	15-7-7	15-9-463	15-12-668	16-1-836	16-3-1011
13-4-983	15-1-514	15-5-1031	15-7-8	15-9-464	15-12-670	16-2-847	16-3-1025
13-5-1049	15-1-515	15-5-1044	15-7-15	15-9-465	15-12-678	16-2-849	16-3-1031
13-6-1176	15-1-558	15-5-1045	15-7-18	15-10-476	15-12-679	16-2-852	16-3-1033
13-6-1207	15-2-690	15-5-1046	15-7-19	15-10-482	15-12-682	16-2-859	16-3-1034
13-6-1231	15-2-698	15-5-1047	15-7-32	15-10-492	15-12-687	16-2-868	16-3-1037
13-8-56	15-3-719	15-5-1058	15-7-35	15-10-494	15-12-688	16-2-869	16-3-1040
14-1-444	15-3-720	15-5-1088	15-7-47	15-10-499	15-12-694	16-2-874	16-3-1042
14-3-581	15-3-721	15-6-1090	15-7-55	15-10-501	15-12-695	16-2-877	16-3-1045
14-3-583	15-3-733	15-6-1093	15-7-83	15-10-505	15-12-697	16-2-883	16-3-1046
14-3-633	15-3-734	15-6-1094	15-7-125	15-10-510	15-12-699	16-2-893	16-3-1051
14-3-654	15-3-749	15-6-1095	15-7-139	15-10-522	15-12-704	16-2-899	16-3-1052

<b>WRITTEN COMPLAINT EXTENSIONS</b>							
14-4-744	15-3-757	15-6-1099	15-7-156	15-10-526	15-12-705	16-2-900	16-3-1054
14-4-762	15-3-761	15-6-1100	15-8-171	15-10-532	15-12-714	16-2-914	16-3-1055
14-5-905	15-3-764	15-6-1102	15-8-193	15-10-536	15-12-715	16-2-915	16-3-1057
14-6-950	15-3-820	15-6-1107	15-8-194	15-10-541	15-12-722	16-2-916	16-3-1063
14-6-964	15-3-821	15-6-1120	15-8-195	15-10-552	15-12-726	16-2-917	16-3-1067
14-6-981	15-3-828	15-6-1125	15-8-208	15-10-565	15-12-729	16-2-918	16-3-1068
14-7-54	15-3-836	15-6-1126	15-8-225	15-10-569	16-1-730	16-2-919	16-3-1077
14-7-66	15-3-840	15-6-1129	15-8-233	15-11-576	16-1-732	16-2-924	16-3-1078
14-7-107	15-3-844	15-6-1149	15-8-234	15-11-580	16-1-735	16-2-928	16-3-1079
14-7-135	15-4-853	15-6-1170	15-8-244	15-11-592	16-1-736	16-2-930	16-3-1089
14-8-149	15-4-855	15-6-1172	15-8-300	15-11-594	16-1-738	16-2-931	16-3-1090
14-9-255	15-4-859	15-6-1173	15-8-304	15-11-598	16-1-753	16-2-935	16-3-1092
14-9-268	15-4-947	15-6-1187	15-8-305	15-11-599	16-1-754	16-2-941	16-3-1093
14-9-270	15-5-953	15-6-1199	15-8-316	15-11-604	16-1-766	16-2-943	16-3-1094
14-9-271	15-5-955	15-6-1203	15-9-326	15-11-621	16-1-775	16-2-947	16-3-1095
14-9-272	15-5-957	15-6-1207	15-9-360	15-11-622	16-1-778	16-2-951	16-3-1097
14-10-305	15-5-980	15-6-1208	15-9-371	15-11-626	16-1-781	16-2-953	16-3-1099
14-10-307	15-5-982	15-6-1209	15-9-373	15-11-628	16-1-783	16-3-956	16-3-1100
14-10-321	15-5-984	15-6-1214	15-9-390	15-11-629	16-1-792	16-3-972	16-3-1104
14-10-361	15-5-985	15-6-1215	15-9-391	15-11-630	16-1-795	16-3-980	
14-10-368	15-5-986	15-6-1252	15-9-396	15-11-634	16-1-797	16-3-986	
14-11-386	15-5-989	15-6-1253	15-9-405	15-12-644	16-1-809	16-3-987	
14-11-396	15-5-996	15-6-1256	15-9-425	15-12-649	16-1-810	16-3-994	
14-12-427	15-5-1003	15-6-1259	15-9-439	15-12-658	16-1-823	16-3-995	
14-12-436	15-5-1009	15-6-1265	15-9-460	15-12-660	16-1-824	16-3-1000	
14-12-469	15-5-1015	15-7-2	15-9-461	15-12-661	16-1-831	16-3-1007	

## 9. FINAL DECISIONS

The Commission reviewed the report, which advised of 13 cases now closed without an appeal for a hearing before an Administrative Law Judge. The report also advised that there was 1 case closed without an appeal for a review hearing before the Commission.

## 10. FINAL DECISIONS BY OPERATION OF LAW

The Commission reviewed the report, and accepts the recommendation by the EERC committee.

<u>CASE</u>	<u>ORIGINAL SANCTION</u>	<u>ALJ SANCTION</u>	<u>EERC RECOMMENDATION</u>
12-12-590	Suspension 90 days	Warning	Accept

Chair Luigs called for approval of the Educator Ethics Review Committee report as presented by Vice Chair Lauren Eckman excluding case #'s 15-11-633 and 16-4-1187.

**PSC ACTION:** Approved

Abstention: Kami Luigs – 14-7-61, 14-7-63, 14-7-128, 14-12-474, 15-1-511, 14-8-151, 15-1-562, 15-5-972, 16-4-1187, 16-5-1251, 16-5-1256, 16-5-1258, 16-5-1262, 16-5-1267, 16-5-1299, 16-5-1313, 16-5-1336, Susan Thayer – 15-10-498, 14-6-944, 16-5-1315, 16-5-1322, Terri Schneider – 15-11-633, 15-12-683, 16-4-1192, Jim

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Barrett – 15-7-16, Bettina Polite-tate – 15-9-346

**PROBABLE CAUSE CASE # 15-11-633**

**MOTION** (Jim Barrett / Susan Thayer): To reject the EERC recommendation of a Revocation and issue a 2 Year Suspension.

**PSC ACTION:** Approved

**PRELIMINARY INVESTIGATION DETERMINATION # 16-4-1187**

**MOTION** (Bettina Polite-Tate / Diane McClearen): To reject the EERC recommendation to Remand the case and issue an Investigation.

**PSC ACTION:** Approved

Opposed: Susan Thayer, J. David Smith, Dr. Larry Walters

**B. Educator Preparation Standing Committee**

Committee Chair, Dr. Marti Venn, presented the report of the Educator Preparation Standing Committee.

	<b>EPP</b>	<b>June 2016 Detailed Approval Recommendations</b>
1.	Coastal Plains RESA	The Committee recommends Developmental Approval of the Gifted In-field Endorsement Program.
2.	Georgia Southern University	The Committee recommends Developmental Approval of the Teacher Leader Endorsement Program.
3.	Northeast Georgia RESA	The Committee recommends Developmental Approval of two educator preparation programs. <ul style="list-style-type: none"><li>• The Career Technical Instruction Endorsement (CTI)</li><li>• The Coordinated Career Academic Education Endorsement (CCAЕ) .</li></ul>
4.	Shorter University	The Committee recommends Developmental Approval of the Special Education General Curriculum/Early Childhood Education (P-5; Initial; Baccalaureate and Certification-only) Program.
5.	Henry County Schools	The Committee recommends Continuing Approval of the educator preparation provider and two educator preparation programs. <ul style="list-style-type: none"><li>• Gifted In-Field Endorsement</li><li>• ESOL Endorsement</li></ul> Additionally, the Committee recommends a Progress Report due January 31, 2017, addressing the Standard 2 areas for improvement.
6.	Oconee RESA	The Committee recommends Continuing Approval of the educator preparation provider and three educator preparation

	EPP	June 2016 Detailed Approval Recommendations
		<p>programs.</p> <ul style="list-style-type: none"> <li>• GaTAPP (Initial; Certification only)</li> <li>• K-5 Math Endorsement</li> <li>• K-5 Science Endorsement</li> </ul> <p>The Committee recommends Developmental Approval of the Computer Science Endorsement.</p> <p>A Progress Report is due by June 30, 2017, addressing the area for improvement for the K-5 Science Endorsement. The Committee recommends candidates not be admitted into the program until the educator preparation provider has revised the K-5 science program to meet the current standards.</p>
7.	Teach for America	<p>The Committee recommends Continuing Approval with Probation for the educator preparation provider and the (GaTAPP; Initial; Certification-only) program with a Progress Report due October 3, 2016 indicating a plan for addressing the areas for improvement and unmet standards and then the submission of quarterly Progress Reports addressing progress on the areas for improvement and unmet standards.</p> <p>The Committee recommends the suspension of new admissions of candidates for the 2017-2018 school year into the GaTAPP Program until the Georgia Professional Standards Commission determines adequate progress has been made.</p>
8.	Middle Georgia RESA	<p>The Committee recommends the Progress Report submitted February 23, 2016, is satisfactory in addressing the area for improvement for Standard 5 (element e) resulting from the Fall 2015 Developmental Approval Review. The Committee recommends the area for improvement be removed.</p>
9.	Southwest Georgia RESA	<p>The Committee recommends the Progress Report submitted February 25, 2016, is satisfactory in addressing the area for improvement for Standard 2 (element a) resulting from the Fall 2015 Developmental Approval Review. The Committee recommends the area for improvement be removed.</p>

Chair Luigs called for approval of the Educator Preparation / Certification Report as presented by Dr. Marti Venn.

**PSC ACTION:** Approved

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## **VII. GACE STANDARD SETTING**

Anne Marie Fenton presented the motions for the GACE Standard Setting for the Engineering and Technology Assessments and the Business Education Assessment:

**MOTION:** (Dr. Larry Walters/ Bettina Polite-Tate) To set the Commission the Professional passing score on the GACE Engineering and Technology Assessment at a value equal to the passing score recommended by the GACE Standard Setting Committee, and to set the induction passing score at a value equal to two conditional standard errors of measurement lower than the passing score recommended by the GACE Standard-Setting Committee.

**PSC ACTION:** Approved

**MOTION:** (Dr. Larry Walters / Sheryl Stalvey) To set the Professional passing score on the GACE Business Education Assessment at a value equal to the passing score recommended by the GACE Standard-Setting Committee, and to set the Induction passing score at a value equal to two conditional standard errors of measurement lower than the passing score recommended by the GACE Standard-Setting Committee.

**PSC ACTION:** Approved

## **VIII. ADJOURNMENT**

Chair Luigs called for the meeting to be adjourned at 1:00 p.m.

**PSC ACTION:** Approved