

# MINUTES

## PROFESSIONAL STANDARDS COMMISSION

Two Piedmont Avenue

Atlanta, Georgia

April 10, 2014

The Georgia Professional Standards Commission (PSC) met on Thursday, April 10, 2014, at 12:30 p.m.

### Members Present

Julia Bernath

Lauren Eckman

Dr. Penny Elkins

Dr. Adrian Epps

Phil Jacobs

David Johnson

Henry Kelly

Kamila Luigs

Valerie Mateen

Terrie Ponder

Carol Rivera

Sheryl Stalvey

Dr. Lawrence Walters

Pam Williams

### Members Absent

Christy McGill

Scott Justus

Pam Walker

Bettina Polite Tate

## **I. WORK SESSION**

- a) Kelly welcomed Henry Kelly to the Commission. Mr. Kelly is a project executive for Georgia Power Co. He serves as chairman of the board for the Atlanta Chapter of 100 Black Men and on the Georgia Criminal Justice Reform Council. He has served as an interim member of the Atlanta Board of Education, as treasurer of the Atlanta Chapter of 100 Black Men, as a board member of Henry W. Grady Hospital Foundation and as vice chair of the City of Atlanta Audit Committee. Mr. Kelly earned a bachelor's degree from Georgia Regents University and a master's degree from Georgia State University. He and his wife, Joanne, have one son. They reside in Smyrna.
- b) Kelly thanked the GaPSC staff that worked on the Tiered Certification Rules and Teacher Preparation Effectiveness Measures.
- c) Kelly announced that the Legislative Update will be emailed to all Commissioners.
- d) Anne Marie Fenton gave a brief introduction on the Rules to be Initiated. Kelli Young presented the Certification Rules and provided the Commission with a GaPSC Certification Rule Revisions handout. Penney McRoy presented the Educator Preparation Rules and provided the Commission with a GaPSC Educator Preparation Rule Revisions handout.
- e) Kelly Henson and Anne Marie Fenton discussed the Public Comment to the Rules initiated in February. The Commissioners were provided with a copy of all public comments received.
- f) Penney McRoy gave a presentation on CAEP Accreditation Standards and Recommendations. She provided the Commission with a hand out.
- g) Chair Report – Chair Elkins also welcomed Mr. Henry Kelly to the Commission. She said that it was an exciting time to be education in Georgia and how proud we are of the GaPSC staff and the work that the

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GaPSC staff and Commission does.

## **II. CALL TO ORDER**

Chair Elkins called the meeting to order at 12:50 p.m. and led the Pledge of Allegiance to the U.S. flag and a moment of silence.

## **III. ADOPTION OF AGENDA**

Chair Dr. Elkins called for approval of the agenda.

**MOTION:** (Dr. Adrian Epps / Phil Jacobs) To approve the agenda.

**PSC ACTION:** Approved

## **IV. APPROVAL OF MINUTES**

Chair Elkins called for approval of the minutes from the March 13, 2014, Commission meeting.

**PSC ACTION:** Approved

## **V. VISITORS**

Chair Dr. Elkins welcomed the visitors.

- Jessica Johnson, Office of Planning and Budget
- Tayia Donald, Georgia Association of Educators (GAE)
- Linda Fortson, Warren Fortson Law Office
- Len Williams, Georgia Association of Educators (GAE)

## **VI. EMPLOYEE SERVICE AWARD**

Chair Elkins presented Langston Jackson with a 10 Year Service Award and pin and thanked him for his service. Kelly Henson also thanked him for his service and read the following:

Langston Jackson – 10 Years - Langston Jackson is a native of Atlanta and one of its most eligible bachelors. He comes from a family of educators including his grandmother and several other relatives all of whom were certified teachers. Langston has degrees in English and Education from Clark Atlanta University. While at Clark Atlanta University, Langston worked for four years as an intern at the Federal Department of Education in the Office for Civil Rights. Langston came to the PSC from the Department of Administrative Services where he started his career with the state in February 2004. He came to the PSC's Certification Division in June 2005. Langston transferred to the Ethics Division in March of 2008 and is currently an Investigator. In addition to his investigation duties Langston periodically returns to the Clark Atlanta University as they specifically invite him to return as a guest speaker where he presents the Code of Ethics to the Education students at Clark Atlanta University. Congratulations Langston and thank you.

## VII. COMMITTEE REPORTS

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

Vice Chair Pam Williams of the Educator Ethics Review Committee (EERC), gave a preliminary review of the Cases.

1. Ms. Williams reported that the Committee reviewed 36 *Probable Cause* cases during its April 10, 2014, meeting and brought the following recommendations on behalf of the Committee:

<u>CASE</u>	<u>STANDARDS VIOLATED</u>	<u>RECOMMENDATION</u>
14-1-496	1	Deny
11-12-710	1,4,9,10, DOE	Revoke
12-11-505	4, 10	Revoke
12-11-516	1, 2, 10	NPC
12-11-552	2, 10	Revoke
12-12-595	1,2,10	Revoke
13-1-719	4,10	Suspension - 20 days
13-2-801	9,10	NPC
13-6-1162	4,10	Sus 20 days
13-6-1195	1,10	Sus 1 yr
13-6-1240	1, 3, 10	Revoke
13-8-60	10	Revoke
13-8-83	1, 10	Revoke
13-9-142	2,10	Suspension - 1 yr
13-9-149	1, 4, 9	Reprimand
13-9-176	10	Revoke
13-9-201	1, 10	Revoke
13-9-216	1, 10	Revoke
13-10-247	1, 10	Revoke
13-12-389	4,5,10	Suspension - 1 yr
13-12-406	1,9,10	Revoke
13-12-428	7,10	Suspension - 90 days
13-12-437	1, 10	Revoke
14-1-442	2,10	Suspension - 1 yr
14-1-460	9,10	Suspension - 1 yr
14-1-468	3,10	Suspension - 1 yr
14-1-476	10, 11	Suspension - 90 days
14-1-485	1,10	Suspension - 1 yr
14-1-486	1,9, 10	Reprimand
14-1-487	1,4,9,10	Revoke
14-1-489	1,9,10	Reprimand
14-1-494	1, 10	Suspension - 90 days
14-1-504	1,4,9,10	Reprimand
14-2-512	1,4,9	Reprimand

<u>CASE</u>	<u>STANDARDS VIOLATED</u>	<u>RECOMMENDATION</u>
14-2-530	4, 10	Revoke
14-2-557	10	Suspension - 2 yrs

2. Ms. Williams reported that the Educator Ethics Review Committee reviewed 1 *Petitions Issue* and brought the following recommendation on behalf of the Committee:

<u>CASE</u>	<u>PREVIOUS SANCTION</u>	<u>EERC RECOMMENDATION</u>
13-11-352	Revocation	Grant

3. Ms. Williams reported that the Educator Ethics Review Committee reviewed 6 *Settlement Agreements* and brought the following recommendations on behalf of the Committee:

<u>CASE</u>	<u>SANCTION</u>	<u>EERC RECOMMENDATION</u>
11-5-1086	Suspend 1 year	Accept
13-10-244	Suspend 90 days	Accept
13-11-319	Revocation	Accept
13-11-363	Reprimand	Accept
13-11-371	Reprimand	Accept
13-12-381	Suspend 1 year	Accept

4. Ms. Williams reported that the Educator Ethics Review Committee reviewed 32 *Negotiated Settlement Agreements* and brought the following recommendations on behalf of the Committee:

<u>CASE</u>	<u>NEGOTIATED SANCTION</u>	<u>EERC RECOMMEND</u>
10-10-358 & 12-8-294	Suspension - 2 years	Accept
11-8-137	NPC	Accept
11-8-143	NPC	Accept
11-8-145	Reprimand	Accept
11-8-146	Suspension - 60 days	Accept
11-8-175	NPC	Accept
11-8-178	NPC	Accept
11-9-359	Suspension - 60 days	Accept
11-9-404	NPC	Accept
11-9-406	NPC	Accept
11-9-407	NPC	Accept
11-9-411	Suspension - 90 days	Accept
12-3-953	Reprimand	Accept

<u>CASE</u>	<u>NEGOTIATED SANCTION</u>	<u>EERC RECOMMEND</u>
12-3-954	Reprimand	Accept
12-3-955	Reprimand	Accept
12-4-1134	Suspension - 3 days	Accept
12-5-1246	NPC	Accept
12-6-1319	Suspension - 60 days	Accept
12-7-169	Suspension - 40 days	Accept
12-7-218	Suspension - 5 days	Accept
12-9-359	Suspension - 5 days	Accept
12-10-482	Reprimand	Accept
13-2-802	Suspension - 5 days	Accept
13-4-925	Suspension - 1 year	Accept
13-5-1054	Suspension - 1 year	Accept
13-6-1245	Reprimand	Accept
13-6-1265	Warning	Accept
13-7-19	Revocation	Accept
13-7-50	Reprimand	Reject
13-9-158	Reprimand	Accept
13-9-181	NPC	Accept
13-11-303	Reprimand	Accept

## 5. OTHER BUSINESS

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

<u>CASE</u>	<u>PROPOSED SANCTION</u>	<u>EERC RECOMMENDATION</u>
VS 13-1-655	Voluntary Surrender	Accept
VS 13-10-258	Revocation	Accept

6. The Educator Ethics Review Committee recommended approval of the *Preliminary Investigative Determination Report* consisting of 63 new complaints received during the months of February and March 2014.

## 7. VOLUNTARY SURRENDER

The Educator Ethics Review Committee recommended approval of the Voluntary Surrenders 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>
13-6-1243	1, 2, 10, 5(a)(7)	Voluntary Surrender	Accept

<u>CASE</u>	<u>STANDARDS VIOLATED</u>	<u>SANCTION</u>	<u>EERC RECOMMENDATION</u>
13-7-21	2, 10, 5(a)(7)	Voluntary Surrender	Accept
14-2-523	2, 10, 5(a)(7)	Voluntary Surrender	Accept

### 8. EXTENSIONS – PRELIMINARY INVESTIGATIVE DETERMINATIONS

The Educator Ethics Review Committee recommended approval of the 106 Extensions - Preliminary Investigative Determinations consisting of the following:

14-2-560	14-2-572	14-3-585	14-3-621	14-3-668	14-3-710	14-4-723	14-4-735
14-2-561	14-2-573	14-3-586	14-3-622	14-3-670	14-3-711	14-4-724	14-4-736
14-2-562	14-2-574	14-3-587	14-3-623	14-3-672	14-3-712	14-4-725	14-4-737
14-2-563	14-2-575	14-3-588	14-3-658	14-3-674	14-3-713	14-4-726	14-4-738
14-2-564	14-3-576	14-3-589	14-3-659	14-3-679	14-3-714	14-4-727	14-4-739
14-2-565	14-3-577	14-3-590	14-3-660	14-3-680	14-3-715	14-4-728	14-4-740
14-2-566	14-3-578	14-3-591	14-3-662	14-3-681	14-3-716	14-4-729	14-4-741
14-2-567	14-3-579	14-3-592	14-3-663	14-3-704	14-3-717	14-4-730	14-4-742
14-2-568	14-3-580	14-3-593	14-3-664	14-3-705	14-3-718	14-4-731	14-4-743
14-2-569	14-3-581	14-3-594	14-3-665	14-3-706	14-3-719	14-4-732	14-4-744
14-2-570	14-3-582	14-3-605	14-3-666	14-3-707	14-3-720	14-4-733	14-4-745
14-2-571	14-3-583	14-3-620	14-3-667	14-3-708	14-4-722	14-4-734	

### 9. EXTENSIONS - INVESTIGATIONS

The Educator Ethics Review Committee recommended granting and *Investigative Extension* to the following 136 cases:

<u>COMPLAINTS</u>					
10-8-159	12-3-1026	13-2-721	13-4-1016	13-7-20	13-11-370
10-9-331	12-4-1120	13-2-725	13-5-1032	13-7-21	13-12-373
10-12-553	12-4-1133	13-2-759	13-5-1043	13-7-23	13-12-375
10-12-562	12-4-1137	13-2-778	13-5-1049	13-7-36	13-12-378
11-8-130	12-4-1140	13-2-789	13-5-1076	13-7-39	13-12-379
11-8-200	12-7-72	13-3-832	13-5-1080	13-7-40	13-12-388
11-9-284	12-7-81	13-3-838	13-5-1087	13-8-56	13-12-406
11-9-337	12-7-111	13-3-841	13-5-1112	13-8-123	13-12-408
11-9-343	12-7-112	13-3-854	13-6-1176	13-8-133	13-12-417
11-9-355	12-8-263	13-3-859	13-6-1178	13-9-143	13-12-423
11-9-392	12-8-264	13-3-861	13-6-1199	13-9-180	13-12-424
11-9-398	12-11-530	13-3-865	13-6-1202	13-9-192	13-12-426
11-9-399	12-11-555	13-3-869	13-6-1207	13-9-229	14-1-444
11-9-402	12-12-565	13-3-878	13-6-1209	13-10-239	14-1-446
11-9-455	12-12-594	13-3-891	13-6-1210	13-10-255	14-1-469
11-9-456	12-12-600	13-3-894	13-6-1226	13-10-284	14-1-470

COMPLAINTS					
11-9-457	13-1-633	13-3-907	13-6-1229	13-10-287	14-1-472
11-9-458	13-1-639	13-3-917	13-6-1231	13-11-305	14-1-473
11-9-459	13-1-646	13-4-937	13-6-1239	13-11-309	14-1-474
11-11-600	13-1-655	13-4-982	13-6-1241	13-11-327	14-1-480
11-12-702	13-1-663	13-4-983	13-6-1247	13-11-360	14-1-484
12-2-896	13-1-679	13-4-987	13-6-1249	13-11-361	
12-2-901	13-1-696	13-4-1007	13-7-11	13-11-369	

## 10. APPLICATIONS FOR CERTIFICATION REPORT

The Educator Ethics Review Committee recommended to approve a no probable cause determination on 8 cases reflected on the *Applications for Certification Report*.

## 11. FINAL DECISION

The Committee also reviewed the *Final Decision* on case 12-12-622 where the original and ALJ sanction was a Denial.

## 12. FINAL DECISIONS BY OPERATION OF LAW

The Commission reviewed the report, which advised of 1 case now closed without an appeal for a hearing before an Administrative Law Judge. The report also advised that there were 3 cases closed without an appeal for a review hearing before the Commission.

Chair Elkins called for approval of the Educator Ethics Review Committee report as presented by Pam Williams.

**PSC ACTION:** Approved

Abstention: Henry Kelly – all cases, Julia Bernath: 14-2-566, 14-3-646, 13-9-149, 14-1-489, Kami Luigs: 11-8-137, 11-8-143, 11-8-145, 11-8-146, 11-8-178, 11-9-359, 11-9-404, 11-9-406, 11-9-407, 11-9-411, 11-12-710, 14-3-590, 14-3-591, 14-3-633, 14-3-634, 14-3-635, 14-3-636, 14-3-637, 14-3-638, 14-3-647

### Probable Cause Case # 13-9-181

**MOTION:** (Kami Luigs / Phil Jacobs) To reject the Negotiated Consent Order.

**PSC ACTION:** Approved

### Probable Cause Case # 14-1-442

**MOTION:** (Julia Bernath / Phil Jacobs) To reject the Educator Ethics Review Committee's recommendation of a 1 Year Suspension and to issue a 2 Year Suspension.

**PSC ACTION:** Approved

### Probable Cause Case # 13-1-719

**MOTION:** (Phil Jacobs / Kami Luigs) To reject the Educator Ethics Review Committee's recommendation of a 20 Day Suspension and to issue a 1 Year Suspension.

**PSC ACTION:** Approved

Opposed: Julia Bernath, Kami Luigs, Phil Jacobs, Larry Walters, Valerie Mateen

**Probable Cause Case # 13-6-1195**

**MOTION:** (Pam Williams / Dr. Adrian Epps) To accept the Educator Ethics Review Committee’s recommendation of a 1 Year Suspension.

**PSC ACTION:** Approved

Opposed: Julia Bernath, Kami Luigs, Phil Jacobs, Dr. Larry Walters, Valerie Mateen

**Probable Cause Case # 14-1-494**

**MOTION:** (Phil Jacobs / Kami Luigs) To reject the Educator Ethics Review Committee’s recommendation of a 90 Day Suspension and issue a 1 Year Suspension.

**PSC ACTION:** Approved

Opposed: Pam Williams, David Johnson

**Probable Cause Case # 13-9-142**

**MOTION:** (Phil Jacobs / Julia Bernath) To reject the Educator Ethics Review Committee’s recommendation of a 1 Year Suspension and issue a 2 Year suspension.

**PSC ACTION:** Approved

Opposed: Dr. Adrian Epps

**B. Educator Preparation Standing Committee**

Committee Chair, Dr. Adrian Epps, presented the report of the Educator Preparation Standing Committee.

	EPP Number	April 2014 Detailed Approval Recommendations	Additional Action Required
1.	Truett-McConnell College	<p>For EPP 10004, the Progress Report submitted December 18, 2013 is satisfactory in addressing areas for improvement for Standard 1 (element b) and Standard 2 (element b) resulting from the Spring 2012 Developmental Approval Review. The Committee recommends these two areas for improvement may be removed.</p> <p>In addition, the Committee recommends that while incremental progress is demonstrated for addressing Standard 2 (element a), the area for improvement remains. A Progress Report must be submitted by October 10, 2014 for the Middle Grades Education Program (4-8; Initial; Baccalaureate).</p>	<p>A Progress Report must be submitted by October 10, 2014 for the Middle Grades Education Program (4-8; Initial; Baccalaureate).</p>
2.	Okefenokee RESA	<p>For EPP 8884, the Committee recommends Continuing Approval of one program: Gifted In-Field Endorsement (Endorsement).</p>	

Chair Elkins called for approval of the Educator Preparation/Certification Committee report as presented by Chair Epps.

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**PSC ACTION:** Approved

Abstention: Henry Kelly

### **VIII. RULES**

Anne Marie Fenton presented the rules for adoption and initiation.

**MOTION:** (Dr. Adrian Epps / Pam Williams) To (1) **rescind** all current rules in Chapter 505-2 Certification, effective July 1, 2014, excluding 505-2-.122, 505-2-.123, 505-2-.124, 505-2-.125, and 505-2-.174; (2) **adopt** all rules in Chapter 505-2 Certification, excluding 505-2-.122, 505-2-.123, 505-2-.124, 505-2-.125, and 505-2-.174, effective July 1, 2014, with rules 505-2.03 and 505-2-.07 effective July 1, 2015; (3) **rescind** all current rules in Chapter 505-3 Educator Preparation, effective May 15, 2014, and (4) **adopt** all rules in Chapter 505-3 Educator Preparation, effective May 15, 2014?

**PSC ACTION:** Approved

**Abstention: Henry Kelly**

**MOTION:** (Dr. Adrian Epps / Dr. Larry Walters) To (1) **amend** the current rules in Chapter 505-2 Certification, effective July 3, 2014, follows: 505-2.04, 505-2-.05, 505-2-.14, 505-2-.22, 505-2-.24, 505-2-.26, 505-2-.33, 505-2-.34, 505-2-.153, and 505-2-.182; (2) **rescind** the current rules in Chapter 2 Certification, effective July 3, 2014, as follows: 505-2-.122, 505-2-.123, 505-2-.124, 505-2-.125, and 505-2-.174; (3) **initiate** rules 505-2-.122, 505-2-.123, 505-2-.124, 505-2-.125, and 505-2-.174; and (4) **amend** the current rules in Chapter 505-3 Educator Preparation, effective July 3, 2014, as follows: 505-3-.01, 505-3-.02, 505-3-.05, 505-3-.76, 505-3-.92, 505-3.93?

**PSC ACTION:** Approved

**Abstention: Henry Kelly**

### **IX. CAEP STANDARDS**

Penney McRoy presented the CAEP Standards.

**MOTION:** (Dr. Adrian Epps / Valerie Mateen) GaPSC Educator preparation staff recommend the adoption of the CAEP Accreditation Standards of August 2013 and the additional Georgia Standard 6 to replace the 2008 GEORGIA STANDARDS FOR THE APPROVAL OF PROFESSIONAL EDUCATION UNITS AND EDUCATOR PREPARATION PROGRAMS. The newly adopted standards will be referred to as “Georgia Standards for the Approval of Educator Preparation Providers and Educator Preparation Programs, 2013”.

**PSC ACTION:** Approved

### **X. ADJOURNMENT**

Chair Dr. Elkins called for the meeting to be adjourned at 1:55 p.m.

**PSC ACTION:** Approved