

MINUTES

PROFESSIONAL STANDARDS COMMISSION Holiday Inn Atlanta Perimeter Hotel 4386 Chamblee Dunwoody Road, Atlanta, GA December 12, 2013

The Georgia Professional Standards Commission (PSC) met on Thursday, December 12, 2013, at 12:30 p.m.

Members Present

Julia Bernath	David Johnson	Carol Rivera
Lauren Eckman	Scott Justus	Sheryl Stalvey
Dr. Penny Elkins	Kamila Luigs	Dr. Lawrence Walters
Dr. Adrian Epps	Valerie Mateen	Pam Walker
Heath Garrett	Christy McGill	Pam Williams
Phil Jacobs	Terrie Ponder	

Members Absent

Bettina Polite Tate

I. WORK SESSION

- A. Penney McRoy gave a brief presentation on the CAEP Standard 6: Georgia Requirements for Educator Preparation Providers and Educator Preparation Programs. The elements of Standard 6 are intended to supplement and/or further explain program requirements specified in Rule 505-3-.01, and to guide Board of Examiner Teams in properly evaluating programs. All GaPSC programs leading to certification are expected to meet the applicable elements of this standard.
- B. Anne Marie Fenton gave a brief presentation on the the rules that will be initiated at the February Commission meeting. We will initiate the rescission of all rules in Chapter 2: Certification, and all rules in Chapter 3: Educator Preparation. The decision to rescind was initially prompted by the extensive impact of Tiered Certification and Preparation Reform throughout these rules chapters. With these revisions and with changes in standards, along with a desire to streamline and reorganize to help the reader (which results in rule renumbering), and to ensure formatting consistency, a complete rescission was needed.

The revisions in the rules fall into essentially three categories:

- Those with substantive changes due to tiered certification and Preparation Reform
- Those with changes in standards, or substantive revisions outside of the reform work
- Those with minor changes

We are proposing to approach this work so that you can consider initiating with one motion all rules with minor edits, and then rules with substantive edits. The proposed process will be outlined for you in January. We are working to get the rules packet, containing the final rules, to you by the end of January.

- C. Kelli Young gave a presentation on Upcoming Changes to the Certification Structure and Requirement and addressed questions from the Commissioners.

1/23/2014

Page 2

- D. Kelly Henson review the retreat breaks, session and requested that the Commissioners be interactive in all sessions. He also told visitors that if they had questions at the retreat, to write them down and email to him.
- E. Kelly Henson told the Commissioners that he did not see the need to engage in executive sessions. If a Commissioner feels that there is something that warrants an executive session, let him know a couple of days prior with the topic and he will meet with Tanis Miller and respond.
- F. Dr. Penny Elkins spoke briefly about the Woodrow Wilson Fellowship and reminded us all that Georgia is known for doing good work and that we are about to see sweeping changes in Georgia. She thanked all of the Commissioners for their hard work and dedication. She wished everyone a wonderful holiday season.

II. CALL TO ORDER

Chair Elkins called the meeting to order at 12:40 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: (Scott Justus / Pam Walker) To approve the agenda.

PSC ACTION: Approved

IV. APPROVAL OF MINUTES

Chair Elkins called for approval of the minutes from the November 14, 2013, Commission meeting.

PSC ACTION: Approved

V. VISITORS

Chair Dr. Elkins welcomed the visitors.

- Margaret Elliott, Professional Association of Georgia Educators
- Bettina Davies, Professional Association of Georgia Educators
- Gierek Walker, Educator
- Linda Fortson, Warren Fortson Law Office
- Kristine Brown, Orr & Brown LLP
- Tayia Donald, Georgia Association of Educators (GAE)
- Nadine Washington, Georgia Association of Educators (GAE)

VI. COMMITTEE REPORTS

A. Educator Preparation/Certification Standing Committee

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

	Unit Number	December 2013 Detailed Approval Recommendations
1.	Georgia Southwestern State University (5420)	<p>For EPP 5420, the Committee recommends Continuing Approval of nine Educator Preparation Programs including,</p> <ul style="list-style-type: none"> • Early Childhood Education (P-5; Initial; B.S.) • English Education (6-12; Initial; B.S.) • Health and Physical Education (P-12; Initial; B.S.) • History Education (6-12; Initial; B.S.) • Mathematics Education (6-12; Initial; B.S.) • Middle Grades Education (4-8; Initial; B.S.) • Music Education (P-12; Initial; B.A.) • Political Science Education (6-12; Initial; B.S.) • Special Education General Curriculum (P-12; Initial; B.S.)
2.	Columbus State University (3050)	<p>For EPP 3050, the Committee recommends Continuing Approval of fifty-six Educator Preparation Programs including,</p> <ul style="list-style-type: none"> • Art (P-12; Initial; Baccalaureate) • Art (P-12; Initial; Certificate-only) • Art (P-12; Initial; M.A.T.) • Biology (6-12; Initial; Baccalaureate) • Biology (6-12; Initial; Certificate-only) • Biology (6-12; Initial; M.A.T.) • Chemistry (6-12; Initial; Baccalaureate) • Chemistry (6-12; Initial; Certificate-only) • Chemistry (6-12; Initial; M.A.T.) • Computer Science Endorsement (6-12) • Drama (6-12; Initial; Baccalaureate) • Drama (6-12; Initial; Certificate-only) • Early Childhood Education (P-5; Initial; Baccalaureate) • Early Childhood Education (P-5; Initial; Certificate-only) • Early Childhood Education (P-5; Initial; M.A.T.) • Earth/Space Science (6-12; Initial; Baccalaureate) • Earth/Space Science (6-12; Initial; Certificate-only)

	Unit Number	December 2013 Detailed Approval Recommendations
		<ul style="list-style-type: none"> • Earth/Space Science (6-12; Initial; M.A.T.) • Ed Leadership NL5 (P-12; Initial; Certificate-only) • Ed Leadership NL5 (P-12; Initial; Master’s) • Ed Leadership Performance-based PL6 (P-12; Initial; Certificate-only) • Ed Leadership Performance-based PL6 (P-12;Initial; Specialist) • English (6-12; Initial; Baccalaureate) • English (6-12; Initial; Certificate-only) • English (6-12; Initial; M.A.T.) • ESOL Endorsement (P-12) • Foreign Language (P-12; Initial; Baccalaureate) • Foreign Language (P-12; Initial; Certificate-only) • Gifted In-Field Education Endorsement • Health & Physical Ed (P-12; Initial; Baccalaureate) • Health & Physical Ed (P-12; Initial; Certificate-only) • Health & Physical Ed (P-12; Initial; M.A.T) • History (6-12; Initial; Baccalaureate) • History (6-12; Initial; Certificate-only) • History (6-12; Initial; M.A.T.) • K-5 Mathematics Endorsement (K-5) • K-5 Science Endorsement (K-5) • Mathematics (6-12; Initial; Baccalaureate) • Mathematics (6-12; Initial; Certificate-only) • Mathematics (6-12; Initial; M.A.T.) • Mathematics Education (6-12; Initial; M.A.T.; Online) • Media Specialist (P-12; Initial; Certificate-only;) • Media Specialist (P-12; Initial; Masters) • Middle Grades (4-8; Initial; Baccalaureate) • Middle Grades (4-8; Initial; Certificate-only) • Middle Grades (4-8; Initial; M.A.T.)

	Unit Number	December 2013 Detailed Approval Recommendations
		<ul style="list-style-type: none"> • Music (P-12; Initial; Baccalaureate) • Music (P-12; Initial; M.A.T.) • Reading Endorsement • School Counselor (P-12; Initial; Certificate-only) • School Counselor (P-12; Initial; Masters) • Science Education (6-12; Initial; M.A.T.; Online) • Special Education General Curriculum (P-12; Initial; Baccalaureate) • Special Education General Curriculum (P-12; Initial; Certificate-only) • Special Education General Curriculum (P-12; Initial; M.A.T.) • Special Education Preschool Education Endorsement (Ages 3-5)

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

PSC ACTION: Approved

B. Ethics and Professional Conduct --Recommendations and Actions on Cases

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

1. Ms. Walker reported that the Committee reviewed 54 ***Probable Cause*** cases during its December 12, 2013, meeting and brought the following recommendations on behalf of the Committee:

<u>CASE</u>	<u>STANDARDS VIOLATED</u>	<u>RECOMMENDATION</u>
13-8-91	1	Reprimand
13-9-158	1	Deny
13-9-162	1	Deny
13-9-164	1	Deny
13-9-165	1	Reprimand
13-9-177	10	Deny
13-9-225	1	Reprimand
13-11-331	1,4,9	Reprimand
11-9-358	4,9,10, DOE	Revocation
11-9-359	4,9,10, DOE	Suspension - 2 yrs
11-9-396	1, 4,9,10, DOE	Suspension - 2 yrs

<u>CASE</u>	<u>STANDARDS VIOLATED</u>	<u>RECOMMENDATION</u>
11-9-397	1, 4,9,10, DOE	Suspension - 2 yrs
12-3-978	2, 10	Suspension - 1 yr
12-4-1141	1, 10	Reprimand
12-7-71	3, 10	Suspension - 1 yr
12-7-89	9, 10	Suspension - 90 days
12-7-207	2,10	Revocation
12-9-358	2,10	Suspension - 10 days
12-11-510	2, 10	Suspension - 5 days
12-11-514	4, 10	Suspension - 90 days
12-11-540	4,10	Suspension - 90 days
12-11-545	10	Suspension - 90 days
12-12-591	9,10	Suspension - 1 yr
12-12-599	1,9,10,	Revocation
12-12-610	2,10	Suspension - 5 days
13-2-784	6, 10	Suspension - 20 days
13-4-928	3,10	Suspension - 1 yr
13-4-1017	4, 10	Suspension - 90 days
13-4-1018	4, 10	NPC
13-4-1025	7, 10, 11, DOE	Suspension - 1 yr
13-5-1047	1, 9, 10	Revocation
13-5-1088	4, 10	Suspension - 20 days
13-5-1131	1, 9	NPC
13-6-1179	10, 11, DOE	Suspension - 2 yrs
13-6-1180	10, 11, DOE	Suspension - 2 yrs
13-6-1193	2, 10	Suspension - 1 yr
13-6-1205	10	Suspension - 20 days
13-6-1208	4,5,10,11	Suspension - 1 yr
13-7-51	1,4,9	Suspension - 5 days
13-8-86	10	Reprimand
13-8-97	1,4,9	Revocation
13-8-118	1, 4, 9	NPC
13-8-120	1,4,9	Reprimand
13-8-128	1,4,9	Reprimand
13-8-132	5,10	Suspension - 90 days
13-8-136	2,10	Suspension - 1 yr
13-9-157	1,10	Suspension - 1 yr
13-9-187	2,10	Suspension - 2 yrs
13-9-191	2,4,10	Suspension - 2 yrs
13-9-198	1,4,9	Reprimand
13-9-205	4,9	Revocation
13-9-212	1,10	Suspension - 1 yr
13-9-215	10	Suspension - 2 yrs
13-11-308	1,4,9	NPC

2. Ms. Walker 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>
13-10-283	Voluntary Surrender	Grant

3. Ms. Walker reported that the Educator Ethics Review Committee reviewed 16 *Settlement Agreements* and brought the following recommendations on behalf of the Committee:

<u>CASE</u>	<u>SANCTION</u>	<u>EERC RECOMMENDATION</u>
12-2-885	Revocation	Accept
12-8-228	Suspension - 30 days	Accept
12-10-434	Suspension - 90 days	Accept
12-10-477	Reprimand	Accept
12-11-547	Suspension - 1 year	Accept
12-12-570	Suspension - 5 days	Accept
13-5-1082	Suspension - 20 days	Accept
13-6-1158	Reprimand	Accept
13-6-1159	Reprimand	Accept
13-6-1198	Reprimand	Accept
13-7-9	Reprimand	Accept
13-7-49	Suspension - 10 days	Accept
13-8-109	Suspension - 1 year	Accept
13-8-131	Suspension - 20 days	Accept
13-9-154	Reprimand	Accept
13-9-220	Voluntary Surrender	Accept

4. Ms. Walker reported that the Educator Ethics Review Committee reviewed 12 *Negotiated Settlement Agreements* and brought the following recommendations on behalf of the Committee:

<u>CASE</u>	<u>NEGOTIATED SANCTION</u>		<u>EERC RECOMMENDATION</u>
11-1-714	5 days	5 days	Accept
11-7-83	2 years	2 years	<i>Reject</i>
11-8-153	90 days	90 days	Accept
12-5-1183	Warning	Warning	Accept
12-5-1259	45 days	45 days	Accept
12-6-1286	5 days	5 days	Accept
12-7-187	1 year	1 year	Accept
12-10-429	1 year	1 year	Accept
12-10-433	150 days	150 days	<i>Reject</i>
12-11-539	5 days	5 days	Accept
13-2-739	10 days	10 days	Accept
13-4-932	10 days	10 days	Accept

5. OTHER BUSINESS

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

<u>CASE</u>	<u>PREVIOUS SANCTION</u>	<u>RECOMMEND</u>	<u>EERC RECOMMENDATION</u>
NCO 12-11-503	Susp. 1 year	Susp. 10 days	Accept
PCE 13-9-182 thru 186	Complainant submitted additional information		Extend

6. The Educator Ethics Review Committee recommended approval of the *Preliminary Investigative Determination Report* consisting of 48 new complaints received during the months of November and December 2013.

7. VOLUNTARY SURRENDER

The Educator Ethics Review Committee recommended approval of the Voluntary Surrender 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>
13-10-274	2, 10	Voluntary Surrender	Accept

8. EXTENSIONS – PRELIMINARY INVESTIGATIVE DETERMINATIONS

The Educator Ethics Review Committee recommended approval of the 36 Extensions - Preliminary Investigative Determinations consisting of the following:

13-11-369	13-12-377	13-12-382	13-12-387	13-12-392	13-12-397	13-12-402	13-12-408
13-12-373	13-12-378	13-12-383	13-12-388	13-12-393	13-12-398	13-12-403	
13-12-374	13-12-379	13-12-384	13-12-389	13-12-394	13-12-399	13-12-404	
13-12-375	13-12-380	13-12-385	13-12-390	13-12-395	13-12-400	13-12-405	
13-12-376	13-12-381	13-12-386	13-12-391	13-12-396	13-12-401	13-12-406	

9. EXTENSIONS - INVESTIGATIONS

The Educator Ethics Review Committee recommended granting and *Investigative Extension* to the following 178 cases:

<u>WRITTEN COMPLAINT EXTENSIONS</u>							
10-9-331	11-9-458	12-9-336	13-1-639	13-2-789	13-4-1007	13-6-1226	13-7-38
10-12-553	11-9-459	12-9-346	13-1-640	13-2-801	13-4-1013	13-6-1229	13-7-39
10-12-562	11-11-600	12-10-480	13-1-643	13-3-832	13-4-1016	13-6-1230	13-7-40
11-8-119	11-12-702	12-11-505	13-1-646	13-3-838	13-4-1028	13-6-1231	13-7-46
11-8-130	11-12-710	12-11-516	13-1-650	13-3-841	13-5-1032	13-6-1234	13-7-54
11-8-200	12-2-891	12-11-518	13-1-655	13-3-854	13-5-1043	13-6-1239	13-8-56

WRITTEN COMPLAINT EXTENSIONS							
11-9-284	12-2-896	12-11-529	13-1-663	13-3-859	13-5-1049	13-6-1240	13-8-69
11-9-304	12-2-901	12-11-530	13-1-679	13-3-861	13-5-1056	13-6-1241	13-8-123
11-9-337	12-3-974	12-11-531	13-1-691	13-3-865	13-5-1076	13-6-1243	13-8-133
11-9-343	12-3-1026	12-11-552	13-1-696	13-3-869	13-5-1080	13-6-1244	13-9-142
11-9-355	12-4-1120	12-11-555	13-1-704	13-3-878	13-5-1087	13-6-1247	13-9-143
11-9-392	12-4-1133	12-12-561	13-1-719	13-3-891	13-5-1112	13-6-1249	13-9-180
11-9-398	12-4-1137	12-12-565	13-2-721	13-3-894	13-6-1162	13-6-1255	13-9-192
11-9-399	12-4-1140	12-12-567	13-2-723	13-3-904	13-6-1168	13-6-1265	13-9-193
11-9-402	12-7-12	12-12-590	13-2-725	13-3-905	13-6-1176	13-6-1274	13-9-194
11-9-418	12-7-48	12-12-592	13-2-756	13-3-907	13-6-1178	13-7-11	13-9-210
11-9-419	12-7-72	12-12-594	13-2-757	13-3-917	13-6-1184	13-7-15	13-10-258
11-9-420	12-7-81	12-12-595	13-2-759	13-4-937	13-6-1195	13-7-19	
11-9-421	12-7-111	12-12-600	13-2-778	13-4-953	13-6-1199	13-7-20	
11-9-424	12-7-112	12-12-606	13-2-780	13-4-982	13-6-1202	13-7-21	
11-9-455	12-7-155	12-12-607	13-2-786	13-4-983	13-6-1207	13-7-23	
11-9-456	12-8-263	13-1-633	13-2-787	13-4-987	13-6-1209	13-7-30	
11-9-457	12-8-264	13-1-634	13-2-788	13-4-996	13-6-1210	13-7-36	

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 DECISIONS**

The Educator Ethics Review Committee recommended the following action for approval by the Commission:

<u>CASE</u>	<u>ORIGINAL SANCTION</u>	<u>ALJ SANCTION</u>	<u>EERC RECOMMENDATION</u>
12-2-898	Revocation	Revocation	Accept
12-10-450	Denial	Denial	Accept

12. **FINAL DECISIONS BY OPERATION OF LAW**

The Commission reviewed the report, which advised of 5 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.

Chair Elkins called for approval of the Educator Ethics Review Committee report as presented by Pam Walker excluding cases # 13-9-165, 12-4-1141, 13-9-162 and 12-3-978, 13-9-187 and 12-7-089.

PSC ACTION: Approved

Abstention: Kamila Luigs – case #'s 11-9-358, 11-9-359, 11-9-396, 11-9-397 and 11-8-153, Julia Bernath – case #'s 13-11-353, 13-9-157 and 13-4-932, Terrie Ponder case # 13-9-198, David Johnson case # 12-12-610.

Probable Cause Case # 13-9-165

MOTION: (Kami Luigs / Phil Jacobs) To accept the Educator Ethics Review Committee's recommendation for a Reprimand.

1/23/2014

Page 10

PSC ACTION: Approved

Probable Cause Case # 13-9-162

MOTION: (Scott Justus / Phil Jacobs) To accept the Educator Ethics Review Committee's recommendation to deny the initial application for certification.

PSC ACTION: Approved

Opposed: Julia Bernath, Terrie Ponder, Valerie Mateen

Probable Cause Case # 13-9-187

MOTION: (Julia Bernath / Pam Williams) To reject the Educator Ethics Review Committee's recommendation of a 2 Year Suspension and to issue a Revocation.

PSC ACTION: Approved

Opposed: Pam Williams, Pam Walker, Sheryl Stalvey, Lauren Eckman, Valerie Mateen and Heath Garrett

Probable Cause Case # 12-7-089

MOTION: (Dr. Penny Elkins / Kami Luigs) To accept the Educator Ethics Review Committee's recommendation of a 90 Day Suspension.

PSC ACTION: Approved

Probable Cause Case # 12-3-978

MOTION: (Valerie Mateen / Pam Walker) To reject the Educator Ethics Review Committee's recommendation of a 1 Year Suspension and to issue a 2 Year Suspension.

Probable Cause Case # 12-4-1141

MOTION: (David Johnson / Scott Justus) To accept the Educator Ethics Review Committee's recommendation of a Reprimand.

Opposed: Kami Luigs, Phil Jacobs, Sheryl Stalvey, Julia Bernath

VII. RULES

Anne Marie Fenton preseted the Certification rule for adoption. The public comment period ran from November 1, 2013 through November 30, 2013. No comments were received. It is proposed that rule 505-2-.40 ADJUNCT LICENSE be AMENDED to broaden the adjunct fields beyond core academic subjects to include the performing arts fields of Dance and Drama and Career and Technical Education fields.

MOTION: (Julia Bernath / Valerie Mateen) To amend the current rules in Chapter 505-2 Certification, effective January 15, 2014, as follows: 505-2-.40.

PSC ACTION: Approved

VIII. ADJOURNMENT

Chair Dr. Elkins called for the meeting to be adjourned at 1:40 p.m.

PSC ACTION: Approved