

MINUTES

PROFESSIONAL STANDARDS COMMISSION

Two Peachtree Street

Atlanta, Georgia

July 10, 2008

The Georgia Professional Standards Commission (PSC) met on Thursday, July 10, 2008, at 9 a.m.

Members Present

Penny Benton

Sallie Bullock

Al George

Pamela Greenway

Maria Miller

Dr. Louisa Moffitt

Dr. Mary Outlaw

Rose Powell

Jeannie Tucker

Dr. Wanda West

Dr. Debbie Wilkes

Members Absent

Gary Bechtel

Emily Jennette

Maria Bradley

Hester Vasconcelos

Stephen Dartt

Dr. Craig Smith

Lee Muns

I. CALL TO ORDER

Chair Wilkes called the meeting to order at 9 a.m. and led the Pledge of Allegiance to the U.S. flag and a moment of silence.

II. RECOGNITION OF VISITORS

Chair Wilkes recognized the visitors.

- Gayle Wooten, Professional Association of Georgia Educators
- Kelvin Smith
- Theodora Beck, Attorney
- Pamela Ware, Gainesville High School
- William B. Ware, Georgia Association of Colleges for Teacher Education
- John Hooper, Georgia Association of Educators (GAE)

III. ADOPTION OF AGENDA

Chair Wilkes called for approval of the agenda.

MOTION: (Miller / Greenway) To approve the agenda.

PSC ACTION: Approved

IV. APPROVAL OF MINUTES

Chair Wilkes called for approval of the minutes from the June 12, 2008, Commission meeting.

PSC ACTION: Approved

V. COMMITTEE REPORTS

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

Commissioner Maria Miller of the Educator Ethics Review Committee (EERC), gave a preliminary review of the Cases.

1. Ms. Miller reported that the Committee reviewed 46 **Probable Cause** cases during its July 9, 2008, meeting and brought the following recommendations on behalf of the Committee:

#	CASE #	Applicant	STANDARDS VIOLATED	RECOMMENDATION
1	06-9-218	Property Rights	Criminal Acts	Reprimand
2	07-12-533	Property Rights	Misrepresentation or Falsification Action Taken In Another State	Suspend – 20 Contract Days
3	08-3-867	APPLICANT	Criminal Acts	Reprimand
4	08-3-869	Property Rights	Criminal Acts Misrepresentation or Falsification	Revocation
5	08-3-870	Property Rights	Criminal Acts Misrepresentation or Falsification	Reprimand
6	08-3-873	Property Rights	Criminal Acts Misrepresentation or Falsification	Reprimand
7	08-3-875	Property Rights	Criminal Acts Misrepresentation or Falsification	Reprimand
8	08-3-890	APPLICANT	Professional Conduct	No Probable Cause
9	08-3-905	APPLICANT	Criminal Acts	Reprimand
10	08-3-906	APPLICANT	Criminal Acts	Reprimand
11	07-8-110	Property Rights	Abandonment of Contract Professional Conduct	Suspend – 90 Contract Days
12	07-9-205	Property Rights	Public Funds and Property Professional Conduct	Suspend – 1 Year
13	07-10-298	Property Rights	Professional Conduct	No Probable Cause
14	07-10-315	Property Rights	Criminal Acts Professional Conduct	Suspend – 2 Years
15	07-11-402	Property Rights	Misrepresentation or Falsification Failure to Make a Required Report Action Taken in Another State	Reprimand
16	07-11-423	Property Rights	Professional Conduct	No Probable Cause
17	07-12-482	Property Rights	Professional Conduct	Extend Probable Cause Determination Pending Outcome of Criminal Case

#	CASE #	Applicant	STANDARDS VIOLATED	RECOMMENDATION
18	07-12-587	Property Rights	Abuse of Students Professional Conduct	Suspend – 20 Days
19	07-12-620	Property Rights	Misrepresentation or Falsification Professional Conduct	Suspend – 20 Days
20	08-1-635	Property Rights	Abuse of Students Professional Conduct	Revocation
21	08-1-726	Property Rights	Professional Conduct	No Probable Cause
22	08-1-731	Property Rights	Professional Conduct	Suspend – 90 Days
23	08-1-734	Property Rights	Professional Conduct	Reprimand
24	08-3-852	Property Rights	Abuse of Students Professional Conduct	Revocation
25	08-3-856	Property Rights	Abuse of Students Professional Conduct	Suspend – 20 Days
26	08-3-1005	Property Rights	Abuse of Students Professional Conduct	Suspend – 20 Days
27	08-3-1018	Property Rights	Misrepresentation or Falsification Public Funds and Property Professional Conduct	Suspend – 90 Contract Days
28	08-3-1020	Property Rights	Professional Conduct	Reprimand
29	08-3-1027	Property Rights	Professional Conduct	Reprimand
30	08-3-1029	Property Rights	Professional Conduct	Suspend – 3 Contract Days
31	08-3-1036	Property Rights	Professional Conduct	Reprimand
32	08-3-1037	Property Rights	Misrepresentation or Falsification Public Funds and Property Confidential Information Professional Conduct	Suspend – 20 Days
33	08-4-1099	Property Rights	Professional Conduct	Reprimand
34	08-4-1101	Property Rights	Professional Conduct	No Probable Cause
35	08-4-1142	Property Rights	Confidential Information	Reprimand
36	08-4-1150	Property Rights	Abuse of Students Professional Conduct	Suspend – 20 Contract Days
37	08-4-1151	Property Rights	Misrepresentation or Falsification Professional Conduct	Suspend – 20 Contract Days
38	08-4-1187	Property Rights	Misrepresentation or Falsification Professional Conduct	Suspend – 20 Contract Days
39	08-4-1192	Property Rights	Professional Conduct	Suspend – 20 Contract Days
40	08-4-1194	Property Rights	Misrepresentation or Falsification Professional Conduct	Suspend – 20 Contract Days
41	08-4-1196	Property Rights	Abuse of Students Professional Conduct	Suspend – 20 Contract Days
42	08-4-1203	Property Rights	Misrepresentation or Falsification Professional Conduct	Suspend – 1 Year

#	CASE #	Applicant	STANDARDS VIOLATED	RECOMMENDATION
43	08-4-1205	Property Rights	Misrepresentation or Falsification Professional Conduct	Suspend – 1 Year
44	08-4-1208	Property Rights	Abuse of Students Professional Conduct	Revocation
45	08-4-1214	Property Rights	Public Funds and Property Professional Conduct	Suspend – 10 Days
46	08-5-1248	Property Rights	Abuse of Students Professional Conduct	Reprimand

PSC ACTION: Approved

2. Ms. Miller reported that the Educator Ethics Review Committee reviewed 9 *Initial Decisions* and brought the following recommendations on behalf of the Committee:

CASE #	STANDARDS VIOLATED	PROBABLE CAUSE SANCTION	ADMINISTRATIVE LAW JUDGE SANCTION	RECOMMENDATION
04-8-206	Professional Conduct	Reprimand	Reprimand	Accept
05-5-1605	Misrepresentation or Falsification Confidential Information Professional Conduct	Suspension – 3 Months	Reprimand	REVIEW
05-6-1885	Criminal Acts Misrepresentation or Falsification	Reprimand	Reprimand	Accept
05-7-71	Criminal Acts Misrepresentation or Falsification Failure to Make a Required Report Professional Conduct	Revocation	Suspension – 2 Months	REVIEW
05-10-487	Misrepresentation or Falsification Professional Conduct	Denial	Denial	Accept
05-11-641	Misrepresentation or Falsification Professional Conduct	Suspension – 10 Contract Days	No Probable Cause	REVIEW
06-3-1032	Criminal Acts Professional Conduct	Denial	Denial (Request for Hearing–Withdrawn)	Accept
07-2-955	Abuse of Students Professional Conduct	Suspension – 1 Year	Revocation	Accept
05-5-1619	Criminal Acts Failure to Make a Required Report Professional Conduct	Suspension – 2 Years	Default Order Suspension – 2 Years	REMAND TO OSAH

PSC ACTION: Approved

3. Ms. Miller reported that the Educator Ethics Review Committee reviewed 2 *Petitions Issues* and brought the following recommendations on behalf of the Committee:

CASE NUMBER	REQUEST	PREVIOUS SANCTION	PREVIOUS VIOLATION	RECOMMENDATION
08-2-783	Right to Reapply	Revoked: 8/5/99	Alcohol or Drugs	Grant
08-3-850	Right to Reapply	Revoked: 1/14/05	Professional Conduct	Grant

PSC ACTION: Approved

4. Ms. Miller reported that the Educator Ethics Review Committee reviewed 10 *Settlement Agreements* and brought the following recommendations on behalf of the Committee:

#	CASE NUMBER	SANCTION	RECOMMENDATION	PSC ACTION
1	07-7-40	Abuse of Students Failure to Make a Required Report Professional Conduct	Suspension - 1 Year July 25, 2008 – July 25, 2009	Accept
2	07-8-106	Failure to Make a Required Report Professional Conduct	Suspension – 20 Contract Days Aug. 4, 2008 – Aug. 29, 2008	Accept
3	07-10-343	Abuse of Students Professional Conduct	Suspension – 5 Contract Days Aug. 4, 2008 – Aug. 8, 2008	Accept
4	07-12-543	Criminal Acts Misrepresentation or Falsification	Reprimand	Accept
5	08-1-658	Abuse of Students Professional Conduct	Suspension – 10 Contract Days Jan. 7, 2008 – Jan. 18, 2008	Accept
6	08-1-694	Criminal Acts	Reprimand	Accept
7	08-1-697	Criminal Acts Misrepresentation or Falsification	Reprimand	Accept
8	08-2-735	Abuse of Students	Reprimand	Accept
9	08-2-759	Misrepresentation or Falsification Professional Conduct	Suspension – 90 Contract Days (Feb. 2, 2008 – Aug. 14, 2008)	Accept
10	08-3-853	Professional Conduct	Reprimand	Accept

PSC ACTION: Approved

5. Ms. Miller reported that the Educator Ethics Review Committee reviewed 22 *Negotiated Settlement Agreements* and brought the following recommendations on behalf of the Committee:

CASE #	STANDARDS VIOLATED	PROBABLE CAUSE SANCTION	NEGOTIATED SANCTION	RECOMMEN DATION
04-12-779	Public Funds and Property Professional Conduct	Suspension – 6 Months	Suspension – 6 Months Jan. 3, 2006 – July 3, 2006 (Retro – Unemployment)	Accept
05-5-1673	Public Funds and Property Professional Conduct	Suspension – 60 Contract Days	Reprimand	Accept
05-5-1682	Confidential Information Professional Conduct	Suspension – 6 Months	Suspension – 60 Contract Days May 1, 2006 – Sept. 30, 2006 (Retro – Unemployment)	Accept
05-6-1922	Professional Conduct	Suspension – 5 Contract Days	Suspension – 5 Contract Days Aug. 18, 2008 – Aug. 22, 2008	Accept
05-7-104	Professional Conduct	Suspension – 20 Contract Days	Suspension – 5 Contract Days Aug. 4, 2008 – Aug. 8, 2008	Accept
05-11-651	Abandonment of Contract Professional Conduct	Suspension – 90 Contract Days	Suspension – 90 Contract Days Nov. 1, 2005 – March 30, 2006 (Retro – Unemployment)	Accept
06-2-905	Improper Remunerative Conduct Professional Conduct	Suspension – 10 Contract Days	Suspension – 5 Contract Days Jan. 3, 2008 – Jan. 9, 2008 (Retro – Unemployment)	Accept
06-2-934	Criminal Acts Abuse of Students Professional Conduct	Revocation	Suspension – 2 Years July 25, 2008 – July 25, 2010	Accept
06-3-1107	Misrepresentation or Falsification Professional Conduct	Revocation	Revocation (Retro – August 15, 2004)	Accept
06-5-1219	Confidential Information Misrepresentation or Falsification Professional Conduct	Suspension – 20 Contract Days	Suspension – 15 Contract Days Sept. 10, 2007 – Sept. 28, 2007 (Retro – Unemployment)	Accept
06-6-1483	Public Funds and Property Professional Conduct	Suspension – 1 Year	Suspension – 90 Contract Days July 30, 2008 – Nov. 4, 2008 (System Suspension – 23 Days Credit)	Accept
06-8-56	Criminal Acts Misrepresentation or Falsification Failure to Make a Required Report Professional Conduct	Revocation	No Probable Cause	Reject
06-10-407	Abuse of Students Professional Conduct	Suspension – 5 Contract Days	Reprimand	Accept
07-1-683	Misrepresentation or Falsification Professional Conduct	Suspension – 20 Contract Days	Suspension – 15 Contract Days July 28, 2008 – Aug. 15, 2008	Accept
07-1-684	Public Funds and Property Professional Conduct	Revocation	Suspension – 2 Years April 14, 2007 - April 14, 2009	Accept
07-2-988	Misrepresentation or Falsification	Suspension – 5 Contract Days	No Probable Cause	Reject
07-4-1176	Abuse of Students Professional Conduct	Suspension – 45 Contract Days	Suspension – 45 Contract Days Aug. 1, 2007 – Oct. 3, 2007	Accept
07-6-1503	Action Taken Against Out-of-State Certificate	Denial	Reprimand	Accept
07-6-1505	Action Taken Against Out-of-State Certificate	Denial	Reprimand	Accept
07-6-1528	Criminal Acts Abuse of Students Professional Conduct	Revocation	Revocation	Accept
07-6-1594	Confidential Information Professional Conduct	Suspension – 90 Contract Days	Suspension – 90 Contract Days Aug. 5, 2008 – Dec. 12, 2008	Accept
07-12-580	Public Funds and Property	Suspension – 20 Contract Days	Reprimand	Accept

CASE #	STANDARDS VIOLATED	PROBABLE CAUSE SANCTION	NEGOTIATED SANCTION	RECOMMENDATION

PSC ACTION: Approved

6. **OTHER BUSINESS**

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

CASE NUMBER	CASE DISCIPTION	PSC DECISION	SUPERIOR COURT RULING
03-4-1998	The Respondent allegedly received approximately \$30,000 in reimbursement over a three-year period as the head of several funded after school programs. The Respondent allegedly submitted fraudulent requests for reimbursement of expenses or for pay and co-mingled public or school related funds with personal funds. The Respondent categorically denied any wrongdoing and denied the charges.	(PSC rejected ALJ's Decision to Suspend for 1 week and Monitor) Final Order Issued: Suspension – 1 Year	Affirmed PSC Final Decision to Suspend for a period of 1 Year.

PSC ACTION: Approved

7. The Educator Ethics Review Committee recommended approval of the *Preliminary Investigative Determination Report* consisting of 95 new complaints received during the months of June and July 2008.

PSC ACTION: Approved

8. **EXTENSIONS – PRELIMINARY INVESTIGATIVE DETERMINATIONS**

The Educator Ethics Review Committee recommended approval of the 43 Extensions - Preliminary Investigative Determinations consisting of the following:

#	CASE #	Complaint Received	#	CASE #	Complaint Received
1.	08-6-1383	May 28, 2008	23.	08-6-1405	June 4, 2008
2.	08-6-1384	May 29, 2008	24.	08-6-1406	June 4, 2008
3.	08-6-1385	May 29, 2008	25.	08-6-1407	June 4, 2008
4.	08-6-1386	May 29, 2008	26.	08-6-1408	June 4, 2008
5.	08-6-1387	May 29, 2008	27.	08-6-1409	June 4, 2008
6.	08-6-1388	May 29, 2008	28.	08-6-1410	June 4, 2008
7.	08-6-1389	May 29, 2008	29.	08-6-1411	June 4, 2008
8.	08-6-1390	May 29, 2008	30.	08-6-1412	June 4, 2008
9.	08-6-1391	May 29, 2008	31.	08-6-1413	June 5, 2008
10.	08-6-1392	May 29, 2008	32.	08-6-1414	June 5, 2008
11.	08-6-1393	May 30, 2008	33.	08-6-1415	June 5, 2008
12.	08-6-1394	May 30, 2008	34.	08-6-1416	June 5, 2008

#	CASE #	Complaint Received	#	CASE #	Complaint Received
13.	08-6-1395	May 30, 2008	35.	08-6-1417	June 5, 2008
14.	08-6-1396	June 1, 2008	36.	08-6-1418	June 6, 2008
15.	08-6-1397	June 2, 2008	37.	08-6-1419	June 9, 2008
16.	08-6-1398	June 2, 2008	38.	08-6-1420	June 9, 2008
17.	08-6-1399	June 2, 2008	39.	08-6-1421	June 9, 2008
18.	08-6-1400	June 3, 2008	40.	08-6-1488	June 6, 2008
19.	08-6-1401	June 3, 2008	41.	08-6-1549	May 23, 2008
20.	08-6-1402	June 3, 2008	42.	08-6-1550	May 23, 2008
21.	08-6-1403	June 3, 2008	43.	08-6-1551	June 9, 2008
22.	08-6-1404	June 4, 2008			

PSC ACTION: Approved

9. **EXTENSIONS - INVESTIGATIONS**

The Educator Ethics Review Committee recommended granting and *Investigative Extension* to the following 64 Written Complaint Extensions and 76 Application Case Extensions:

WRITTEN COMPLAINT EXTENSIONS:

08-4-1139	08-3-858	07-8-137	08-1-709	08-3-1050	08-3-1012	07-6-1525	08-3-1009	08-4-1100	08-4-1201
07-8-120	08-3-863	07-8-147	08-3-843	08-4-1078	08-3-1055	07-6-1526	08-3-1019	08-4-1141	
07-9-229	08-3-1049	07-10-349	08-3-854	08-4-1093	08-4-1096	07-6-1582	08-3-1023	08-4-1189	
07-9-239	08-4-1087	07-11-383	08-3-855	08-4-1094	08-4-1098	07-9-210	08-3-1025	08-4-1213	
07-12-607	08-4-1091	07-12-479	08-3-864	07-11-404	08-4-1143	07-11-389	08-3-1048	08-3-1017	
07-12-612	08-4-1102	07-12-586	08-3-1004	08-3-844	08-4-1195	07-12-618	08-3-1052	08-4-1092	
08-3-847	07-8-118	08-1-664	08-3-1010	08-3-861	08-4-1212	08-3-857	08-4-1076	08-4-1186	

APPLICATION CASE EXTENSIONS:

07-9-283	08-3-908	08-3-935	08-3-964	08-3-984	08-3-1000	08-4-1123	08-4-1162	08-5-1263	08-5-1279	08-5-1339
08-1-707	08-3-910	08-3-941	08-3-967	08-3-986	08-3-1007	08-4-1127	08-4-1165	08-5-1264	08-5-1280	08-5-1342
08-3-871	08-3-913	08-3-942	08-3-968	08-3-991	08-4-1089	08-4-1128	08-4-1168	08-5-1265	08-5-1283	08-5-1343
08-3-876	08-3-916	08-3-959	08-3-969	08-3-993	08-4-1108	08-4-1133	08-4-1170	08-5-1266	08-5-1287	08-5-1345
08-3-880	08-3-921	08-3-960	08-3-971	08-3-994	08-4-1110	08-4-1138	08-4-1173	08-5-1268	08-5-1333	08-5-1347
08-3-898	08-3-927	08-3-962	08-3-972	08-3-997	08-4-1118	08-4-1157	08-4-1175	08-5-1275	08-5-1334	08-5-1349
08-3-900	08-3-928	08-3-963	08-3-982	08-3-998	08-4-1121	08-4-1161	08-5-1262	08-5-1276	08-5-1335	

PSC ACTION: Approved

10. **APPLICATIONS FOR CERTIFICATION REPORT**

The Educator Ethics Review Committee recommended to approve a no probable cause determination on 64

cases reflected on the *Applications for Certification Report*.

PSC ACTION: Approved

11. **REVIEW HEARING EXTENSIONS**

The Commission reviewed the *Review Hearing Extensions Report* concerning 7 hearing cases. An Administrative Law Judge rendered Initial Decisions on each case referenced in the report. The report indicates Orders were issued to extend time by 30 additional days to preserve the Commission's time to conduct review hearings.

PSC ACTION: Approved

12. **VOLUNTARY SURRENDERS / VOLUNTARY DENIALS**

The Commission reviewed the following Voluntary Surrender/Voluntary Denial report:

#	Case Number	EDUCATOR	STANDARDS VIOLATED	SANCTION	EERC Recomm.
1	08-5-1363	Benjamin Duvall	Abuse of Students Professional Conduct Other Good and Sufficient Cause	Revocation	Accept

PSC ACTION: Approved

13. **STUDENT LOAN SUSPENSION / REINSTATEMENTS**

The Commission reviewed the report, which indicated that there were 4 certificates suspended from June 12, 2008 through July 10, 2008. There were 6 certificates that had been *reinstated* because restitution is now being made on those student loans. There were 6 issues where notification had been received to suspend but releases were received prior to the actual suspension being implemented. Restitution is now being made on those student loans.

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

The Commission reviewed the report, which advised of 15 cases now closed without an appeal for a hearing before an Administrative Law Judge. The report also advised that there were 8 cases closed without an appeal for a review hearing before the Commission.

B. Educator Preparation Standing Committee

Dr. Mary Outlaw, presented the report of the Educator Preparation Standing Committee.

Institution/Agency	<u>Recommendation</u>
Albany State University	<p>The PSC granted Developmental Approval for the following performance-based Educational Leadership programs:</p> <ul style="list-style-type: none"> ▪ Initial Masters degree program and Certification-only program leading to NL5 certification ▪ Initial Specialist degree program and Certification-only program leading to

Institution/Agency	<u>Recommendation</u>
	<p>PL6 certification.</p> <p>The areas for improvement cited on Standards 2 and 3 remain and are to be addressed in the Preparation Approval Annual Report (PAAR) due November 15, 2008.</p>
Gainesville State College	<p>The PSC granted Developmental Approval for the professional education unit and the following initial preparation programs:</p> <ul style="list-style-type: none"> • Birth through Five Education (0-5) • Early Childhood Education (P-5) • ESOL Endorsement • Reading Endorsement <p>A Progress Report addressing all areas for improvement is due December 30, 2008.</p>
Gordon College	<p>The PSC granted Developmental Approval for the professional education unit and the Early Childhood Special Education General Curriculum program (P-5).</p> <p>A Progress Report addressing all areas for improvement is due December 30, 2008 and is to include an action plan with a timeline and benchmarks.</p>
Truett-McConnell College	<p>The PSC changed Standard 4 from Met to Not Met and granted Developmental Provisional Approval for the professional education unit and the Early Childhood Education (P-5) program. The PSC granted Developmental Approval for the Reading Endorsement program.</p> <p>A Progress Report addressing Standard 4 and all areas for improvement is due December 30, 2008.</p>
University of West Georgia	<p>The PSC granted Developmental Approval for the Early Childhood Mathematics Endorsement.</p> <p>A Progress Report addressing the areas for improvement is due December 30, 2008.</p>
Wesleyan College	<p>The PSC granted Developmental Approval for the professional education unit and the following initial preparation programs:</p> <ul style="list-style-type: none"> • Early Childhood Education (P-5) • Middle Grades Education (4-8) <p>A Progress Report addressing all areas for improvement is due in the Preparation Approval Annual Report (PAAR) by November 15, 2008 and a second Progress Report is due March 15, 2009.</p>
First District RESA	<p>The PSC granted Developmental Approval for the One-Year Supervised Practicum program.</p>
Southwest Georgia RESA	<p>The PSC granted Developmental Approval for the GaTAPP program.</p>
Charter Conservatory	<p>The PSC granted Developmental Approval for the One-Year Supervised Practicum program.</p>
Dalton State College	<p>The PSC decided that the Dalton State College Progress Report addressing areas for improvement cited for the ESOL endorsement program demonstrates that progress is satisfactory and the areas for improvement were removed.</p>

Institution/Agency	<i>Recommendation</i>
Georgia Southern University	The PSC decided that the Georgia Southern University Progress Report addressing areas for improvement remaining from the January 2007 Continuing Review demonstrates that progress is satisfactory and the areas for improvement were removed.
Valdosta State University	The PSC decided that the Valdosta State University Progress Report addressing areas for improvement remaining from the October 2006 Continuing Review demonstrates that progress is satisfactory and the areas for improvement were removed.
West Georgia RESA	The PSC decided that the West Georgia RESA Progress Report addressing areas for improvement remaining from the 2006 review of the Teacher Support Specialist Program demonstrates that progress is satisfactory and the areas for improvement were removed.

MOTION: (Miller / Bullock) To accept the report as presented by Dr. Mary Outlaw.

PSC ACTION: Approved

VI. REVIEW HEARINGS

1. Kelvin Smith - Educator (Case # 04-7-156)
- Wayne Magnum - Hearing Officer
- Kennedy DeBrae - PSC Attorney
- Theodora Beck - Attorney

MOTION: (Miller / Tucker) To go into Executive Session and allow PSC staff and attorney (Gary Walker, Tanis Miller, Penny Hannah, Cassandra Moore and Lisa Hartzler) to remain.

ACTION: Approved

MOTION: (Miller / West) To come out of Executive Session and reconvene the Regular Session.

ACTION: Approved

MOTION: (Greenway / Powell) The Commission hereby rejects the initial decision of the Administrative Law Judge in case no. 04-7-156 because the initial decision is not supported by the evidence in the record. Due to the complexity of the issues in this case, the number of witnesses and the length of the hearing transcript, however, the Commission will continue deliberations in this case at its next meeting on August 14, 2008 as provided in Commission Rule 505-6-.05. In the interim, Counsel for the Commission is directed to draft a proposed Final Order for the Commission reflecting the rejecting of the initial decision. The proposed final order should be filed with Ms. Lisa Hartzler no later than July 18, 2008. Counsel for Mr. Smith may respond to the proposed order – that response should be filed with Ms. Lisa Hartzler no later than July 30, 2008. Thereafter the Commission will review the proposed order and any response by counsel for Mr. Smith. The Commission will continue deliberations on this matter at its next meeting of August 14, 2008 and following deliberations will enter a final decision. No additional oral argument will be heard at the meeting of August 14, 2008.

PSC ACTION: Approved

Opposed: Penny Benton, Dr. Mary Outlaw, Sally Bullock

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VII. EXECUTIVE SECRETARY REPORT

The Executive Secretary presented the following:

A. Amen/Adopt Professional Standards Commission Rules

Phil Blackwell, Director of Certification, gave a presented the rules to be adopted and mended to the commission.

It is recommended that the Professional Standards Commission authorize its Executive Secretary to initiate rulemaking procedures in accordance with the Georgia Administrative Procedures Act so as to provide for (1) amending the current rules in Chapter 505-2 Certification, effective October 15, 2008, as follows: 505-2-.01, 505-2-.10, 505-2-.11, 505-2-.104, 505-2-.105, 505-2-.106, 505-2-.107, 505-2-.108, 505-2-.109, 505-2-.110, 505-2-.112, 505-2-.126, 505-2-.127, 505-2-.128, 505-2-.129, 505-2-.130, 505-2-.131, 505-2-.132, 505-2-.133, 505-2-.134, 505-2-.135, 505-2-.136, 505-2-.137, 505-2-.138, 505-2-.139, 505-2-.170, 505-2-.171 and 505-2-.174; and (2) adopting new rules for Chapter 505-2 Certification, effective October 15, 2008, as follows: 505-2-.140, 505-2-.142, and 505-2-.143.

MOTION: (West / Powell) To amend the rules as presented to the commission by Phil Blackwell.

ACTION: Approved

MOTION: (Bullock / Powell) To amend the rules as presented to the commission by Phil Blackwell.

ACTION: Approved

B. We are expecting a new commissioner in August. This person will fill the “Local Board of Education” slot. Other than this appointment, we do not anticipate other appointments until January 2009.

C. Summer GAEL Conference – The GAEL summer conference will be held in Jekyll Island next week. I will attend along with Dr. David Hill, Dr. Gary Walker, Ginny Elliott and Anne Marie Fenton. PSC will give presentations at this conference.

D. HR 1103 – Kelly met with Senator Weber and Representative Coleman and shared with them our work on alternative routes to certification. They were very accepting of the work that we have done.

E. Kelly presented the commissioners with eight Math/Science Task Force proposals. He has a meeting with the Governor on July 18th to present the proposals.

F. We have managed a 2% budget cut for this current fiscal year. An additional 3½% budget cut will also be implemented this fiscal year and a 4% budget cut for the next fiscal year. We hope to present a plan to the Office of Planning and Budget that will allow us to keep some of that money.

VIII. CHAIR’S REPORT

Chair Wilkes presented the following:

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A. An ad hoc committee has been set up to work with our Ethics division and our lawyers to review the Code of Ethics. The members of the ad hoc committee are Stephen Dartt, Debbie Wilkes, Hester Vasconcelos and Lee Muns. They will meet on August 14th after the commission meeting

B. Our next meeting will be held on Thursday, August 14th at Two Peachtree Street in our 5th floor boardroom

IX. ADJOURNMENT

Chair Wilkes called for the meeting to be adjourned at 11:10 am.

PSC ACTION: Approved