

MINUTES

PROFESSIONAL STANDARDS COMMISSION

DHR Board Room

Two Peachtree Street

Atlanta, Georgia 30303-3141

June 13, 2002

The Georgia Professional Standards Commission (PSC) met on Thursday, June 13, 2002, at 9 a.m.

Members Present

Tony Natson

Dottie McClain

Pamela Hertzog

Janet Scott

John Culbreath

Maria Miller

Leon Hurley

Mary Gomez

Angela Finn

Gary Walker

Kay Cribbs

Amy Denty

Terri DeLoach

Members Absent

Sue Sehgal

David Wallace

Vernon Payne

Jacqueline (Gwenda) Johnson

Pamela Thomas

I. CALL TO ORDER

Chairman Culbreath called the meeting to order at 9:05 a.m. and led the Pledge of Allegiance to the U.S. flag and a moment of silence.

II. RECOGNITION OF VISITORS

Chairman Culbreath recognized the visitors.

- Buck Buchanan, Gwinnett County Public Schools
- Dennis Tosti, Gwinnett County Public Schools
- Barbara W. Culbreath, Retired Secretary
- Gerri Payne, Georgia Medical Board
- Janie R. Carmihail, Butts County Schools
- Tara McLarnon, PSC Summer Intern
- Payal Patel, Attorney General's Office Summer Intern
- Ardate Pendergast, Visitor
- Margaret Elliott, PAGE
- Randy Reece, GASPA/HR Task Force
- Angela Daniels, State of GA/General Assembly
- Patricia Nelson, Citizen
- Abbie Gina, Gwinnett County Public Schools
- Bernez Kirkland, Gwinnett County Public Schools
- Sloan Roach, Gwinnett County Public Schools
- Andrew Vollenweider, Citizen
- Margaret Allgood, Citizen
- Pam Mulholland, Citizen
- Robin Stephens, Citizen
- Dot Crunkleton
- Joe D'Ambra, Citizen
- Louise Hatlevia, Citizen
- Mildred Carpenter, Citizen
- Nita Levin, Citizen

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- Anita Miller, Citizen
- Paul Carcrine, Gwinnett County Public Schools
- Melinda Wynn, Parent
- Stephanie Wynn, Student
- Angie Vollenweider, Gwinnett County Public Schools/Parent of 2 former students
- James Mulholland
- Norma Whitter, Gwinnett County Public Schools
- Jan Zamzoq, Gwinnett County Public Schools
- Angel Head
- Chelsie Head
- Kathy Hope
- Annie Hope
- Margaret Leeper, Gwinnett County Public Schools
- Amy Shorty, Citizen
- Carol Chili, Citizen
- Mary Siler, Citizen
- Rick Nelson, Citizen
- Dede Weber, Citizen/Parent Volunteer
- Neil Reese, Gwinnett County Public Schools
- Janet Braz, Gwinnett County Public Schools
- Katherine Girroir-Kelly, Gwinnett County Public Schools
- Andrea Sones, AJC
- Carol Hawkins, Gwinnett County Public Schools
- Linda Muller, Gwinnett County Public Schools

III. ADOPTION OF AGENDA

Chairman Culbreath called for approval of the agenda.

MOTION: (Cribbs / Hurley) To approve agenda.

ACTION: Approved as revised

IV. APPROVAL OF MINUTES

Chairman Culbreath called for approval of the minutes from the May 9, 2002, Commission meeting.

MOTION: (Hurley / McClain) To approve the minutes.

ACTION: Approved

V. COMMITTEE REPORTS

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

Commissioner Janet Scott, Chair of the Educator Ethics Review Committee, gave a preliminary review of the Cases.

1. Ms. Scott reported that the Committee reviewed 73 ***Probable Cause*** cases during its June 12, 2002, meeting and brought the following recommendations on behalf of the Committee:

#	Case Number	Standards Violated	EERC Recommendation	Motion Second
1	01-12-1126	Abuse of Students Professional Conduct	Reprimand	DeLoach / Walker
2	02-02-1424	Abuse of Students Criminal Acts Professional Conduct	Revocation	Walker / DeLoach
3	02-03-1482	Abuse of Students Professional Conduct	Warning	Miller / Hurley
4	02-03-1517	Abuse of Students Professional Conduct	Warning	DeLoach / Miller
5	02-03-1519	Abuse of Students Professional Conduct	Denial	DeLoach / Miller
6	Applicant	Abuse of Students Professional Conduct	Suspension for Three Months	Miller / Denty
7		Abuse of Students Public Funds and Property Professional Conduct	Suspension for Six Months	Hurley / Denty
8	02-03-1632	Abuse of Students Professional Conduct	Reprimand	DeLoach / McClain
9	02-04-1726	Abuse of Students Professional Conduct	No Probable Cause	DeLoach / Miller
10	02-03-1573	Alcohol or Drugs Failure to Comply with Monitoring Stipulations Professional Conduct	Revocation	DeLoach / Walker
11	02-03-1587	Alcohol or Drugs Criminal Acts Professional Conduct	Reprimand	Miller / DeLoach
12		Public Funds and Property Professional Conduct	Reprimand	Denty / Miller
13	02-03-1597	Public Funds and Property	No Probable Cause	Walker / McClain
14	02-03-1597	Public Funds and Property	No Probable Cause	Walker / McClain
15	02-02-1371	Abandonment of Contract	Suspension for Six Months	Denty / Miller
16	02-03-1574	Abandonment of Contract	Suspension for Six Months	Miller / Hurley
17	02-03-1581	Abandonment of Contract	Suspension for Six Months	Denty / Miller
18	02-04-1707	Abandonment of Contract	Suspension for Six Months	Denty / Miller
19	02-04-1730	Abandonment of Contract	Denial	Miller / Hurley
20	Applicant	Failure to Make a Required Report Professional Conduct	Warning	DeLoach / Miller
21	02-03-1620	Failure to Comply with Monitoring Stipulations Professional Conduct	Revocation	Miller / Denty
22	01-11-868	Professional Conduct Abuse of Students	Reprimand	Miller / DeLoach

#	Case Number	Standards Violated	EERC Recommendation	Motion Second
23	02-03-1579	Professional Conduct Abuse of Students	Reprimand	Hurley / DeLoach
24	02-03-1527	Professional Conduct	No Probable Cause	McClain / Denty
25	02-03-1508	Professional Conduct Abuse of Students	Reprimand	DeLoach / Denty
26	02-03-1621	Professional Conduct	Reprimand	Hurley / Walker
27	02-04-1702	Professional Conduct	Reprimand	Miller / Denty
28	02-04-1705	Professional Conduct	Reprimand	Denty / Miller
29	02-03-1606	Professional Conduct	Warning	Miller / Denty
30	02-03-1607	Professional Conduct	Reprimand	Miller / Denty
31	02-04-1712	Professional Conduct Public Funds and Property	Suspension for One Year	Miller / Walker
32	02-04-1728	Professional Conduct	Suspension for One Month	Miller / DeLoach
33	02-01-1237	Professional Conduct Public Funds and Property	Suspension for Three Months	DeLoach / Denty
34	01-12-1083 Applicant	Criminal Acts Professional Conduct	Extend Probable Cause Determination for Final 30 Days	Miller / Denty
35	02-01-1291	Criminal Acts Professional Conduct	Extend Probable Cause Determination for Initial 60 Days	Miller / Denty
36	02-02-1379	Criminal Acts Professional Conduct	Extend Probable Cause Determination for Initial 60 Days	Denty / Miller
37	02-02-1420 Applicant	Criminal Acts Professional Conduct	Denial	Miller / Hurley
38	02-03-1549	Criminal Acts Professional Conduct	No Probable Cause	Denty / Walker
39	02-03-1622	Criminal Acts Professional Conduct	Suspension for One Year	Walker / Miller
40	02-04-1713	Criminal Acts Professional Conduct	No Probable Cause	Miller / Walker
41	01-12-987	Misrepresentation or Falsification	Suspension for Six Months	Denty / Miller
42	02-04-1703	Misrepresentation or Falsification	Revocation	Walker / Miller
43	02-04-1709	Misrepresentation or Falsification Professional Conduct	Suspension for Six Months	Walker / DeLoach
44	02-03-1516	Misrepresentation or Falsification	Reprimand	Miller / DeLoach
45	02-03-1572	Misrepresentation or Falsification Professional Conduct	Suspension for Six Months	Denty / DeLoach
46	02-01-1351 Applicant	Misrepresentation or Falsification	Denial	Denty / DeLoach
47	02-04-1678 Applicant	Misrepresentation or Falsification	Denial	Denty / DeLoach

#	Case Number	Standards Violated	EERC Recommendation	Motion Second
48	02-05-1878	Misrepresentation or Falsification	Warning	Miller / DeLoach
49	02-01-1331	Misrepresentation or Falsification Criminal Acts Professional Conduct	Revocation	Denty / DeLoach
50	02-03-1470	Misrepresentation or Falsification Criminal Acts	No Probable Cause	Miller / Denty
51	02-03-1476	Misrepresentation or Falsification Criminal Acts	No Probable Cause	Miller / Denty
52	02-03-1531	Misrepresentation or Falsification Criminal Acts	No Probable Cause	Miller / Denty
53	02-03-1539	Misrepresentation or Falsification Criminal Acts	No Probable Cause	Miller / Denty
54	02-03-1542	Misrepresentation or Falsification Criminal Acts	No Probable Cause	Miller / Denty
55	02-03-1544	Misrepresentation or Falsification Criminal Acts	No Probable Cause	Miller / Denty
56	02-03-1548	Misrepresentation or Falsification Criminal Acts	No Probable Cause	Miller / Denty
57	02-03-1551	Misrepresentation or Falsification Criminal Acts	No Probable Cause	Miller / Denty
58	02-03-1557	Misrepresentation or Falsification Criminal Acts	No Probable Cause	DeLoach / Denty
59	02-03-1560	Misrepresentation or Falsification Criminal Acts	No Probable Cause	Miller / Denty
60	02-03-1575	Misrepresentation or Falsification Criminal Acts	No Probable Cause	Miller / Denty
61	02-03-1577	Misrepresentation or Falsification Criminal Acts	No Probable Cause	Miller / Denty
62	02-03-1585	Misrepresentation or Falsification Criminal Acts	No Probable Cause	Miller / Denty
63	02-03-1589	Misrepresentation or Falsification Criminal Acts	No Probable Cause	Miller / Denty
64	02-03-1630	Misrepresentation or Falsification Criminal Acts	No Probable Cause	Miller / Denty
65	02-03-1631	Misrepresentation or Falsification Criminal Acts	No Probable Cause	Miller / Denty
66	02-04-1679	Misrepresentation or Falsification Criminal Acts	Warning	Miller/ DeLoach
67	02-04-1680	Misrepresentation or Falsification Criminal Acts	No Probable Cause	Miller / Denty
68	02-04-1681	Misrepresentation or Falsification Criminal Acts	No Probable Cause	Miller / Denty
69	02-04-1682	Misrepresentation or Falsification Criminal Acts	No Probable Cause	Miller / Denty
70	02-04-1683	Misrepresentation or Falsification Criminal Acts	No Probable Cause	Miller / Denty
71	02-03-1489	Misrepresentation or Falsification Criminal Acts		Miller / Denty

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#	Case Number	Standards Violated	EERC Recommendation	Motion Second
72	02-04-1727	Criminal Acts		Miller / Denty
73	02-04-1812 Applicant	Misrepresentation or Falsification Criminal Acts	No Probable Cause	Miller / Denty

PSC ACTION: Approved recommendations to the Committee for probable cause cases, with discussion on 0 cases.

PSC ACTION: Approved

2. Ms. Scott reported that the Committee reviewed 2 *Initial Decisions* and brought the following recommendations on behalf of the Committee:

<u>Case Number</u>	<u>Ethics Violation</u>	<u>ALJ Recommendation</u>	<u>Motion/Second</u>	
01-03-1329	Action Taken In Another State	Revocation	Miller / McClain	Accept
01-06-1817.1.1	Criminal Acts Failure to Comply w/Monitoring Review	Suspend – 6 Mo.	DeLoach / Denty	

PSC ACTION: Approved

3. Ms. Scott reported that the Committee reviewed 10 *Settlement Agreements* and brought the following recommendations on behalf of the Committee:

CASE NUMBER	SANCTION	RECOMMENDATION
01-11-866	Reprimand	Accept
01-12-1155	Warning	Accept
02-01-1352	Suspension for Six Months	Accept
02-02-1375	Suspension for Six Months	Accept
02-02-1427	Reprimand	Accept
02-03-1493	Revocation	Accept
02-03-1520	Reprimand	Accept
02-03-1530	Reprimand	Accept
02-03-1496	Reprimand	Accept

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02-03-1608

Revocation

Accept

PSC ACTION: Approved

4. Ms. Scott reported that the Committee reviewed 8 Negotiated *Settlement Agreements* and brought the following recommendations on behalf of the Committee:

CASE NUMBER	NEGOTIATED SANCTION	MOTION / SECOND	ABSTAINED OPPOSED	RECOMMENDATION
01-08-367	No Probable Cause	Miller / Hurley	-----	Accept
01-09-418	Revocation	Denty / Walker	-----	Accept
01-06-1822	Reprimand and Monitoring for One Year	Miller / Walker	-----	Accept
01-10-774	Reprimand	Denty / Walker	-----	Accept
01-08-320	Suspension for Two Years	DeLoach / Denty	-----	Accept
01-12-1021	Warning	Walker / Miller	-----	Accept
01-06-1835	Suspension for One Month	Denty / Walker	Miller / DeLoach (Opposed)	Accept
01-08-253	Suspension for Two Months	Denty / Walker	-----	Accept

PSC ACTION: Approved

Abstention: Culbreath, Case #4

5. The Committee recommended approval of the *Preliminary Investigative Determination Report* consisting of 110 new complaints and 7 reconsiderations received during the months of May and June 2002:

PSC ACTION: Approved

Cribbs questioned Cases 113, 114, 115 re: testing (Discussion)

6. The Committee recommended approval of the *Extensions to Investigations Report* consisting of 91 cases.

PSC ACTION: Approved

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7. STUDENT LOAN SUSPENSION / REINSTATEMENTS

The Commission reviewed the report, which advised of 9 Student Loan Suspensions and 17 Student Loan Reinstatements.

8. FINAL DECISIONS BY OPERATION OF RULE / LAW

The Commission reviewed the report, which advised of 9 cases closed by rule and 1 by law without an appeal.

9. APPLICATIONS FOR CERTIFICATION REPORT

The Committee recommended approval of 35 cases on the *Applications for Certification Report*.

PSC ACTION: Approved

B. Educator Preparation Standing Committee Recommendations

Committee Chair, Kay Cribbs, presented the report of the Educator Preparation Standing Committee.

1. Recommendation to the Commission for Brewton-Parker College's Stipulation Report

The Standing Committee for Educator Preparation recommended approval for Brewton-Parker College's Stipulation Report and that all stipulations be continued.

MOTION: (Denty / DeLoach) To approve the recommendations of the Committee.

PSC ACTION: Approved

Commission Standing Committee Recommendation

Agree with ERP decision

Other recommendations

- (a) The Unit advisory council needs to include arts and science representatives
- (b) Reading faculty needs to reflect expertise in the diagnosis and correction of reading difficulties
- (c) Progress report by December 15, 2002

2. Recommendation to the Commission for Shorter College's Stipulation Report

The Standing Committee for Educator Preparation recommended approval for Shorter College's Stipulation Report and that all stipulation be continued.

MOTION: (Scott / Finn) To approve the recommendations of the Committee.

PSC ACTION: Approved

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Commission Standing Committee Recommendation

Agree with ERP decision

Other recommendations

- (a) Provide information on how the conceptual framework guides the program.
- (b) The conceptual framework needs to reflect current research and best practice.
- (c) Progress report by December 15, 2002

3. Recommendation to the Commission for Continuing Approval of Valdosta State University's Educator Preparation Program

The Standing Committee for Educator Preparation recommended Continuing Approval for all initial and advanced educator preparation programs except for the French, Spanish and Music initial and advanced education programs which are recommended to be placed on probation.

Media

MOTION: (Gomez / DeLoach) To approve the recommendations of the Committee.

PSC ACTION: Approved

Abstention: Hertzog

French, Spanish, Music

MOTION: (Miller / Hurley) To approve the recommendations of the Committee.

PSC ACTION: Approved

Abstention: Hertzog

All Others

MOTION: (Scott / McClain) To approve the recommendations of the Committee.

PSC ACTION: Approved

Abstention: Hertzog

Commission Standing Committee Recommendation

Agree with ERP decision

Other recommendations

None

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4. Recommendation to the Commission for Kennesaw State University's Educational Leadership Program

The Standing Committee for Educator Preparation recommended Developmental Approval for the add-on program in Educational Leadership at Kennesaw State University.

MOTION: (DeLoach / Natson) To approve the recommendations of the Committee.

PSC ACTION: Approved

Commission Standing Committee Recommendation

Agree with ERP decision

Other recommendations

None

5. Recommendation to the Commission for the University of Georgia's Early Childhood Education Program Additions

The Standing Committee for Educator Preparation recommended Developmental Approval with Stipulations for the University of Georgia's M.Ed. in Early Childhood Education, Certification Option, and the Pre-kindergarten – 2nd Grade Emphasis programs.

MOTION: (Walker / McClain) To approve the recommendations of the Committee.

PSC ACTION: Approved

Abstention: Culbreath

Commission Standing Committee Recommendation

Disagree with ERP decision

Other recommendations

- (a) Developmental Approval with Stipulations
- (b) The program needs to be more prescriptive on content and pedagogy in Early childhood Education especially in the areas of Reading and Mathematics.
- (c) Demonstrate how classroom management skills are implemented in the classroom.
- (d) The portfolio assessment should reflect positive impact on student learning.
- (e) Progress report by May 15, 2003.

6. Recommendation to the Commission for Georgia TAPP at West Georgia RESA

The Standing Committee for Educator Preparation recommended Developmental Approval with Stipulations for the Georgia Teacher Alternative Preparation Program (Georgia TAPP) at West Georgia RESA.

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MOTION: (Gomez / Hertzog) To approve the recommendations of the Committee.

PSC ACTION: Approved

Commission Standing Committee Recommendation

Agree with ERP decision

Other recommendations

(a) Change Standards II.C – Change monitoring and assessing candidates from “ready” to “needs further enhancement”.

(b) Enhancement: Candidate portfolio assessment should reflect positive impact on student learning.

(c) A written report is to be submitted to the professional Standards Commission by September 15, 2002, describing all corrections.

**ALTERNATIVE PREPARATION PROGRAM
DEVELOPMENTAL REVIEW
WEST GEORGIA RESA
December 3-5, 2001
SUMMARY**

Standards	Ready	Needs Further Enhancement	Not Ready	Recommendations
Design of Professional Education				
I.A Conceptual Framework		X		The conceptual framework needs to be consistently integrated into course syllabi and reflected in the instruction provided by the program mentors.
I.B General Studies	N/A			
I.C Content Studies		X		A consistent process for assessing and strengthening content competency of candidates needs to be developed and implemented.
I.D Prof. & Pedagogical Studies	X			None
I.E Integrative Studies	X			None
I.F Adv. Professional Studies	N/A			
I.G Quality of Instruction			X	Syllabi need to be developed describing the connection to the conceptual framework. Align instructional objectives with the identified components of best practice and assessment strategies for

Standards	Ready	Needs Further Enhancement	Not Ready	Recommendations
				gauging the acquisition of desired competency.
I.H Quality of Field Experiences		X		Field experiences should be more representative of the breadth and depth for each candidate's certification field.
I.I Professional Community	X			None
Candidates				
II.A Qualifications		X		Program entry criteria needs to be clearly articulated to all schools in their service area and a systematic screening system developed to ensure that all candidates have an overall 2.5 GPA on a 4 point scale for program entry.
II.B Composition	X			None
II.C Monitoring & Assessment			X	Candidate portfolio assessment should reflect positive impact on student learning.
II.D Ensuring Competence	X			None
Faculty				
III.A Qualifications			X	Vitae for all instructors and mentors that clearly describe their qualifications for their assignments must be on file and maintained.
III.B Composition			X	An operational plan for the selection of a diverse faculty is needed.
III.C Professional Assignments		X		Assurances are needed that all mentors are consistently provided adequate time to fulfill their roles in the program.
III.D Professional Development	X			None
Governance & Accountability				
IV. A Governance & Accountability	X			None
IV.B Resources for Teaching & Scholarship	X			None
IV.C Resources for Operation	X			None

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7. Recommendation to the Commission for DeKalb County School System's Instructional Technology Course

The Standing Committee for Educator Preparation recommended Approval with Stipulations with a corrective action report due October 1, 2002 for the DeKalb Instructional Technology course..

MOTION: (Hertzog / Walker) To approve the recommendations of the Committee.

PSC ACTION: Approved

Abstention: Gomez

Commission Standing Committee Recommendation

Agree with ERP decision

Other recommendation – Response to address the weaknesses by October 1, 2002.

VI. EXECUTIVE SECRETARY REPORT

A. Adoption of Rules

The Executive Secretary presented the following rules for amendment/adoption.

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: (Walker / Denty) To adopt the proposed rule 505-6-.01

PSC ACTION: Approved

B. Recognize Commissioners going off the Commission as of July 1, 2002.

- (a) Vernon Payne
- (b) John Culbreath
- (c) Kay Cribbs
- (d) Leon Hurley

C. Legislative Changes

Executive Secretary Toth presented information regarding bills passed in the 2002 legislative session that affect PSC Rules and Procedures.

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VII. CHAIRMAN'S REPORT

Retiring Commissioner Chair Culbreath made a few brief parting remarks.

Commissioner Cribbs also made a few parting remarks. She was very complimentary of the PSC staff.

VIII. REVIEW HEARINGS

1. Michael Carter - Name of Person-Case #: 01-01-1039 (Mr. Carter did not appear.)
Wayne Mangum - Hearing Officer
Kendall Kerew - PSC Attorney
None - Attorney

MOTION: (Gomez / Cribbs) To go into Executive Session and allow PSC staff (Vicky Brantley, Cassandra Moore and Lisa Hartzler) to remain .

ACTION: Approved

The Commission reconvened the Regular Session.

MOTION: (Cribbs / Miller) To accept the findings of fact and conclusions law set by the Administrative Law Judge for revocation.

PSC ACTION: Approved

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2. James Hope - Educator – Case #: 01-03-1372
Wayne Magnum - Hearing Officer
Rebecca Mick - PSC Attorney
Terry Thomas - Attorney for James Hope

MOTION: (Cribbs / Hurley) To go into Executive Session and allow PSC staff (Vicky Brantley, Cassandra Moore and Lisa Hartzler) and Attorney, Kendall Kerew, to remain.

ACTION: Approved

The Commission reconvened the Regular Session.

MOTION: (Cribbs / Hertzog) To accept the findings of fact and conclusions of law set by the Administrative Law Judge for a six months suspension.

PSC ACTION: Approved (Unanimous)

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3. Aimee McManic - Name of Person Case #: 01-02-1106
Wayne Magnum - Hearing Officer
Kendall Kerew - PSC Attorney
Terry Thomas - Attorney for Aimee McManic

MOTION: (DeLoach / Hurley) To go into Executive Session and allow PSC staff (Vicky Brantley, Cassandra Moore and Lisa Hartzler) and Attorney, Kendall Kerew, to remain.

ACTION: Approved

The Commission reconvened the Regular Session.

MOTION: (Denty / Gomez) To accept the findings of and conclusions of law set by the Administrative Law Judge for a six months suspension.

PSC ACTION: Approved.

Opposed: Hertzog and Cribbs

VIII. ADJOURNMENT

MOTION: (Cribbs / Denty) To adjourn the meeting.

ACTION: Approved

The meeting adjourned at 4:10 pm.