

# MINUTES

## PROFESSIONAL STANDARDS COMMISSION

DHR Board Room

Two Peachtree Street

Atlanta, Georgia 30303-3141

June 10, 2004

The Georgia Professional Standards Commission (PSC) met on Thursday, June 10, 2004, at 9 a.m.

### **Members Present**

Stephen Dartt  
Terri DeLoach  
Amy Denty  
Jean Ebron

Dottie McClain  
Maria Miller  
Lee Muns  
Janet Scott

Dr. Craig Smith  
Dr. Debbie Wilkes

### **Members Absent**

Carolyn Lee Hart  
Mary Gomez  
Gary Bechtel

Gwenda Johnson  
Bo Slack

### **I. CALL TO ORDER**

Chair DeLoach 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**

Chair DeLoach recognized the visitors.

- Margaret Elliott, Professional Association of Georgia Educators
- Gayle Wooten, Professional Association of Georgia Educators
- Felicia D. Lee, Georgia Association of Educators (GAE)
- Senator Renee Unterman

### **III. ADOPTION OF AGENDA**

Chair DeLoach added Senator Renee Unterman as another item on our agenda and then called for approval of the agenda.

**MOTION:** ( McClain / Muns) To approve agenda.

**PSC ACTION:** Approved

### **IV. APPROVAL OF MINUTES**

Chair DeLoach called for approval of the minutes from the May 13, 2003, Commission meeting.

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**MOTION:** (Muns / Denty) To approve the minutes.

**PSC ACTION:** Approved

**V. Senator Renee Unterman** - Senator Unterman presented the Commission with her rationale on why educators holding a Juris Doctorate degree should be awarded a Level 7 Teaching Certificate.

## **VI. COMMITTEE REPORTS**

### **A. Educator Preparation Standing Committee**

Dr. Craig Smith presented the report of the Educator Preparation Standing Committee.

**1. Spelman College** -The Standing Committee for Educator Preparation recommended Continuing Approval with Conditions for the Spelman College Early Childhood Education Program. A response to Standards 1 and 2 (not met) should be included in the Annual Report. NCATE granted Continuing Accreditation with Conditions for the professional education unit; a focused visit on Standards 1 and 2 is required no later than Spring 2006.

**MOTION:** (Muns / McClain) To accept the recommendations as stated by the Vice Chair for Spelman College.

**PSC ACTION:** Approved

**2. Clayton College & State University**-The Standing Committee for Educator Preparation recommended that the Clayton College & State University Progress Report, submitted March 15, 2004, demonstrated satisfactory progress; the proviso on the conceptual framework may be removed and approval status is changed to Continuing Approval.

**MOTION:** (Muns / Miller) To accept the recommendations as stated by the Vice Chair for Clayton College and State University.

**PSC ACTION:** Approved

**3. Georgia Southwestern State University**- The Standing Committee for Educator Preparation recommended that the Georgia Southwestern State University School of Education Progress Report, submitted April 1, 2004, demonstrated that satisfactory progress was being made on the development of an assessment system. In the next quarterly report, due July 1, 2004, the professional education unit should link the assessment system to the conceptual framework and include standards 7 and 8 in the Assessment System Framework Chart.

**MOTION:** (Muns / Ebron) To accept the recommendations as stated by the vice Chair for Georgia Southwestern State University.

**PSC ACTION:** Approved

**4. Georgia State University**- The Standing Committee for Educator Preparation recommended that the Georgia State University Progress Report, submitted March 13, 2004, demonstrated that progress is satisfactory. Provisos on former Standards I.A. Conceptual Framework, II.C: Monitoring and Assessing Progress, and IV.A: Governance and Accountability of the Unit may be removed and approval status is changed to Continuing Approval.

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**MOTION:** (Muns / McClain)

**PSC ACTION:** Approved

**5. Middle Georgia Regional Educational Service Agency-** The Standing Committee for Educator Preparation recommended that the Middle Georgia RESA Teacher Alternative Preparation Program Progress Report, submitted March 14, 2004, demonstrated that unsatisfactory progress had been made on the areas for improvement on Standard 8. The areas for improvement shall remain and a report with a more detailed description of how candidates' content knowledge is assured and how candidates' impact on student learning is assessed is due July 2, 2004. The Commission recommended the RESA develop a matrix based on national content standards to show how candidates meet the required content knowledge in each program.

**MOTION:** ( Muns / Ebron)

**PSC ACTION:** Approved

**6. Clayton County Public Schools-** The Standing Committee for Educator Preparation recommended that Clayton County Public Schools Georgia Teacher Alternative Preparation Program Progress Report, submitted April 2004, demonstrated that satisfactory progress had been made on the area for improvement on Standard 3. The area for improvement shall be removed and approval status shall be changed to Developmental Approval.

**MOTION:** ( Muns / McClain)

**PSC ACTION:** Approved

**7. Northwest Georgia RESA-** The Standing Committee for Educator Preparation recommended that the Northwest Georgia Regional Educational Service Agency One-Year Supervised Practicum be granted Developmental Approval. Areas for improvement shall be addressed in a report due July 2, 2004.

**MOTION:** ( Muns / Miller)

**PSC ACTION:** Approved

**8. Instructional Technology Courses-**The Standing Committee for Educator Preparation recommended that the providers listed below be granted Developmental Approval for the Instructional Technology Courses listed:

- DeKalb County Schools- e-Tech: Teachers Integrating Technology
- Metro RESA- Special Georgia Technology Certification Course
- North Georgia College & State University- CSCI 1200 Technology and Learning
- The Galloway School- Integrated Technology for Teachers

The Standing Committee for Educator Preparation recommended that the providers listed below be granted Developmental Approval with Progress Reports on Areas for Improvement due July 2, 2004, for the Instructional Technology Courses listed:

- The Schenck School- Integrated Technology for Teachers
- The Donnellan School- Integrated Technology for Teachers
- John Milledge Academy- Technology Integration & Skills Development for Educators

**MOTION:** ( Muns / Ebron)

**PSC ACTION:** Approved

**9. Appalachian Technical College Paraprofessional Preparation Program-** The Standing Committee for Educator Preparation recommended that the Appalachian Technical College Paraprofessional Preparation Program be granted Developmental Approval. The area for improvement on Standard 5, Element 4 shall be addressed in a report due January 15, 2005.

**MOTION:** ( Muns / Miller)

**PSC ACTION:** Approved

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

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

- Ms. Scott reported that the Committee reviewed 56 *Probable Cause* cases during its June 9, 2004, meeting. Lee Muns made a motion to change case #04-03-1310 from a Reprimand to a Warning. After discussion, he withdrew his motion. Ms. Scott brought the following recommendations on behalf of the Committee:

<b>PC #</b>	<b>Case Number</b>	<b>STANDARD(S)</b>	<b>EERC Recommendation</b>
1	04-03-1283	Abandonment of Contract	Suspension for Six Months
2	04-03-1284	Abandonment of Contract	Suspension for Six Months
3	04-03-1308	Abandonment of Contract	Suspension for Six Months
4	04-03-1322	Abandonment of Contract	Suspension for Six Months
5	04-03-1323	Abandonment of Contract	No Probable Cause
6	04-03-1310	Abuse of Students Professional Conduct	Reprimand
7	04-03-1317	Abuse of Students Professional Conduct	Warning
8	04-03-1326	Abuse of Students Professional Conduct	Revocation
9	04-03-1339	Abuse of Students Professional Conduct Public Funds and Property	Warning
10	04-03-1346	Abuse of Students Professional Conduct	No Probable Cause
11	04-03-1376 Applicant	Criminal Acts Abuse of Students Professional Conduct	Denial

<b>PC #</b>	<b>Case Number</b>	<b>STANDARD(S)</b>	<b>EERC Recommendation</b>
12	04-03-1383	Abuse of Students Professional Conduct Public Funds and Property	Revocation
13	04-03-1269	Alcohol or Drugs Professional Conduct	Suspension for One Year
14	04-03-1292	Alcohol or Drugs Professional Conduct	Suspension for One Year
15	04-02-1155	Criminal Acts Professional Conduct	Revocation
16	04-03-1219 Applicant	Criminal Acts	Warning
17	04-03-1226 Applicant	Criminal Acts	Denial
18	04-03-1270	Criminal Acts Alcohol or Drugs Professional Conduct	Suspension for Two Years
19	04-03-1304	Criminal Acts Abuse of Students Professional Conduct	Revocation
20	04-03-1398 Applicant	Criminal Acts Misrepresentation or Falsification	Warning
21	04-04-1433	Criminal Acts	No Probable Cause
22	04-04-1442	Criminal Acts	No Probable Cause
23	04-04-1522	Criminal Acts Misrepresentation or Falsification Failure to Make a Required Report	No Probable Cause
24	04-03-1274	Misrepresentation or Falsification Failure to Make a Required Report	Warning
25	04-03-1275	Misrepresentation or Falsification Failure to Make a Required Report Criminal Acts	Warning
26	04-03-1306	Misrepresentation or Falsification	Suspension for Three Months

<b>PC #</b>	<b>Case Number</b>	<b>STANDARD(S)</b>	<b>EERC Recommendation</b>
27	04-03-1307	Misrepresentation or Falsification	Reprimand
28	04-03-1348	Misrepresentation or Falsification	Warning
29	04-03-1349	Misrepresentation or Falsification	Warning
30	04-03-1360	Misrepresentation or Falsification Professional Conduct	Suspension for Three Months
31	04-03-1363	Misrepresentation or Falsification Professional Conduct	Suspension for One Month
32	04-03-1384	Failure to Make a Required Report Misrepresentation or Falsification Professional Conduct	Suspension for Six Months
33	04-04-1431	Misrepresentation or Falsification Failure to Make a Required Report	No Probable Cause
34	04-04-1447	Misrepresentation or Falsification Failure to Make a Required Report	Warning
35	04-04-1509	Misrepresentation or Falsification	Warning
36	04-02-1150	Professional Conduct	Reprimand
37	04-02-1162	Professional Conduct	Reprimand
38	04-03-1218 Applicant	Professional Conduct	No Probable Cause
39	04-03-1268	Professional Conduct <del>Misrepresentation or Falsification</del>	Warning
40	04-03-1293	Professional Conduct	No Probable Cause
41	04-03-1309	Professional Conduct	Reprimand
42	04-03-1311	Professional Conduct Public Funds and Property	Suspension for One Month
43	04-03-1312	Misrepresentation or Falsification Professional Conduct Public Funds and Property	Suspension for One Month
44	04-03-1315	Misrepresentation or Falsification Professional Conduct Public Funds and Property	Suspension for One Year
45	04-03-1337	Misrepresentation or Falsification Professional Conduct	Suspension for Six Months
46	04-03-1338	Professional Conduct	No Probable Cause

<b>PC #</b>	<b>Case Number</b>	<b>STANDARD(S)</b>	<b>EERC Recommendation</b>
47	04-03-1340	Professional Conduct	No Probable Cause
48	04-03-1341	Professional Conduct	Reprimand
49	04-03-1378	Professional Conduct	Reprimand
50	04-03-1382	Professional Conduct Public Funds and Property	Suspension for One Year
51	04-03-1385	Professional Conduct Failure to Make a Required Report	Warning
52	04-03-1313	Public Funds and Property Professional Conduct	Suspension for One Month
53	04-03-1314 Applicant	Public Funds and Property Professional Conduct	Reprimand
54	04-03-1373	Public Funds and Property Professional Conduct	Reprimand
55	04-03-1374	Public Funds and Property Professional Conduct	Reprimand
56	04-03-1377	Public Funds and Property Misrepresentation or Falsification Professional Conduct	Reprimand

**MOTION:** ( Denty / McClain)

**PSC ACTION:** Approved

2. Ms. Scott reported that the Educator Ethics Review Committee reviewed 4 *Initial Decisions* and brought the following recommendations on behalf of the Committee:

<b>Case Number</b>	<b>Ethical Violation</b>	<b>ALJ Initial Decision</b>	<b>EERC Recomm.</b>
02-12-1379	Misrepresentation or Falsification Professional Conduct Failure to Comply with Monitoring Stipulations	Suspension for One Year	Accept
99-10-589	Criminal Acts; Abuse of Students Professional Conduct	Revocation	Accept
02-08-393	Abandonment of Contract	Suspension for Six Months	Accept
03-04-2025	Misrepresentation or Falsification Improper Remunerative Conduct Professional Conduct	Suspension for Two Years	Accept

**MOTION:** ( Denty / Miller)

**PSC ACTION:** Approved

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3. Ms. Scott reported that the Educator Ethics Review Committee reviewed 1 *Petition Issue* and brought the following recommendation on behalf of the Committee:

<b>Case Number</b>	<b>Educator</b>	<b>Nature of Petition</b>	<b>Previous Decision (Violation)</b>	<b>EERC Recomm.</b>
04-3-1393	D. Ray Perren	Right to Reapply	Revocation – Nov. 4, 1999	Grant

**MOTION:** ( Miller / Denty)

**PSC ACTION:** Approved

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

<b>Case Number</b>	<b>Sanction</b>	<b>Violation</b>	<b>EERC Recomm.</b>
03-12-839	Suspension for Six Months	Abandonment of Contract	Accept
04-01-949	Reprimand	Abuse of Students; Professional Conduct	Accept
04-01-1025	Suspension for Six Months	Public Funds and Property; Professional Conduct	Accept
04-01-1033	Warning	Criminal Acts	Accept
04-02-1122	Warning	Misrepresentation or Falsification: Previous Suspension Failure to Make a Required Report	Accept
04-02-1126	Reprimand	Misrepresentation or Falsification: Leave/Absences Professional Conduct	Accept
04-02-1127	Reprimand	Abuse of Students; Professional Conduct	Accept
04-02-1128	Reprimand	Misrepresentation or Falsification: Testing Professional Conduct	Accept
04-02-1142	Reprimand	Failure to Make a Required Report; Professional Conduct	Accept
04-02-1158	Reprimand	Professional Conduct	Accept
04-02-1170	Reprimand	Professional Conduct	Accept
04-02-1177	Reprimand	Failure to Make a Required Report; Professional Conduct	Accept
04-03-1221	Reprimand	Misrepresentation or Falsification: Investigation Pending	Accept
04-03-1229	Warning	Criminal Acts; Professional Conduct	Accept
04-03-1230	Reprimand	Misrepresentation or Falsification: Investigation Pending	Accept
04-03-1261	Reprimand	Misrepresentation or Falsification: Criminal History Criminal Acts	Accept

**MOTION:** ( Miller / Ebron)

**PSC ACTION:** Approved

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



<b>Case Number</b>	<b>Violation</b>	<b>Negotiated Proposal</b>	<b>EERC Recomm.</b>
03-06-2359	Professional Conduct	Suspension for One Month	Accept
03-01-1403	Criminal Acts; Professional Conduct	Suspension for One Year	Accept
03-12-924	Abuse of Students; Professional Conduct	Warning	Accept
03-03-1749	Abuse of Students; Professional Conduct	Reprimand	Accept

**MOTION:** (Denty / Ebron)

**PSC ACTION:** Approved

6. The Educator Ethics Review Committee recommended approval of the *Preliminary Investigative Determination Report* consisting of 85 new complaints received during the months of May and June 2004. Changes were made to the following determinations:

<b><u>Item Number</u></b>	<b><u>Determination</u></b>
35	No Probable Cause
78	Investigate
79	Investigate

**MOTION:** (Muns / Ebron)

**PSC ACTION:** Approved

7. The Educator Ethics Review Committee recommended approval of the *Extensions to Investigations Report* consisting of 31 cases.

<u>Case Number</u>	<u>Case Number</u>	<u>Case Number</u>	<u>Case Number</u>	<u>Case Number</u>	<u>Case Number</u>
04-02-1185	04-02-1163	04-03-1357	04-04-1411	04-04-1419	04-04-1449
04-03-1273	04-03-1271	04-03-1358	04-04-1412	04-04-1420	
04-03-1325	04-03-1305	04-03-1350	04-04-1413	04-03-1222	
04-03-1365	04-03-1351	04-03-1381	04-04-1416	04-03-1259	
04-03-1375	04-03-1355	04-04-1408	04-04-1417	04-03-1260	
04-03-1380	04-03-1356	04-04-1409	04-04-1418	04-04-1448	

**MOTION:** (Denty / Ebron)

**PSC ACTION:** Approved

**8. APPLICATIONS FOR CERTIFICATION REPORT**

The Educator Ethics Review Committee recommended to approve a no probable cause determination on 15 cases reflected on the *Applications for Certification Report*.

**MOTION:** (Ebron / Miller)

**PSC ACTION:** Approved

**9. REVIEW HEARING EXTENSIONS**

The Commission reviewed the *Review Hearing Extensions Report* concerning 5 hearing cases. An Administrative Law Judge rendered Initial Decisions on each case referenced in the report. The report indicated Orders that have been issued by the Commission to extend time by 30 additional days to preserve the Commission's time to conduct review hearings.

10. **STUDENT LOAN REINSTATEMENTS**

The Commission reviewed the report, which advised of 5 *Student Loan Reinstatements*.

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

The Commission reviewed the report, which advised of 10 cases now closed without an appeal for a hearing before an Administrative Law Judge. The report also advised the Commission that there was 3 cases closed without an appeal for a review hearing before the Commission.

12. **OTHER BUSINESS**

Ms. Scott advised the Commission that the EERC reviewed information regarding two cases currently on appeal.

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Case Number	Educator	Final Decision
99-3-283	Jimmy Alberson	The Court of Appeals has granted the PSC's application for Discretionary Appeal.
02-5-1979	Lesley Rane	The Superior Court has reversed the PSC's final decision for Suspension of the educator's certificate. The Administrative Law Judge's recommendation for Reprimand has become the Final Decision. The Commission advised that it did not wish to file an application for Discretionary Appeal in this case.

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**VII. EXECUTIVE SECRETARY REPORT**

The Executive Secretary presented the following:

**A. MOTION:** (Ebron / Muns) To accept the CBEST and CLAST tests for Praxis I exemption. CBEST passing scores indicated on the score report for California and Oregon will be accepted and CLAST passing scores indicated on the score report for Florida will be accepted.

**PSC ACTION:** Approved

**B.** The 76<sup>th</sup> annual NASDTEC Conference was held June 6-9, 2004 in Pittsburgh, Pennsylvania. Rick Eiserman was elected Vice President. He was also chosen to deliver the 8<sup>th</sup> Annual Doug Bates Lecture. Fran Watkins and Tom Hall also gave a presentation on Title II A in Georgia.

**C.** Possible rule changes were given to the commissioners to review for the July commission meeting.

**D.** Dr. Toth spoke about his invitation to attend the Governor's Education Conference in Asheville, North Carolina.

**E.** Dr. Toth announced that he will give a presentation at the GAEL conference in July on Jekyll Island.

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- F. Dr. John Rhodes was introduced as the new Education Specialist in the Educator Preparation division.
- G. Two articles on Saint Regis University published in Education Week were given to the commissioners.
- H. Dr. Toth thanked Janet Scott for the hospitality of Woodward Academy.

#### **VIII. CHAIR'S REPORT**

Chair DeLoach also thanked Janet Scott for inviting the commission to hold their meeting at Woodward Academy.

#### **IX. ADJOURNMENT**

**MOTION:** (Muns / Ebron) To adjourn the meeting.

**PSC ACTION:** The meeting adjourned at 10:35 pm.