

MINUTES

PROFESSIONAL STANDARDS COMMISSION

2 Peachtree Street
5th Floor, PSC Boardroom
Atlanta, Georgia
June 8, 2006

The Georgia Professional Standards Commission (PSC) met on Thursday, June 8, 2006, at 9 a.m.

Members Present

Stephen Dartt	Mary Gomez	Dr. Mary Outlaw
Terri DeLoach	Pamela Greenway	Dr. Holly Robinson
Amy Denty	Maria Miller	Dr. Craig Smith
Jean Ebron	Lee Muns	Dr. Wanda West

Members Absent

Gary Bechtel	Sallie Bullock	Dr. Louisa Moffitt
Dr. Carolyn Lee Hart	Dr. Debbie Wilkes	

I. CALL TO ORDER

Terri DeLoach called the meeting to order at 9:02 a.m. and led the Pledge of Allegiance to the U.S. flag and a moment of silence.

II. RECOGNITION OF VISITORS

Terri DeLoach recognized the visitors.

- Margaret Elliott, Professional Association of Georgia Educators
- Gayle Wooten, Professional Association of Georgia Educators
- Lori Ward Rodgers, Twiggs County
- David Ebron
- Renee Langley
- Kristie Clements, GA Department of Education
- Lisa Watkins, GA Department of Education
- Vickie Brantley, Former Commissioner and Director of the Ethics Division, PSC
- John Hooper, GA School Superintendents Association
- M.A. Davidson
- Mark Mitchell, Attorney
- Felicia Lee, Georgia Association of Educators (GAE)

III. ADOPTION OF AGENDA

Terri DeLoach called for approval of the agenda.

MOTION: (Robinson / Miller) To approve agenda.

PSC ACTION: Approved

IV. APPROVAL OF MINUTES

Terri DeLoach called for approval of the minutes from the May 11, 2006, Commission meeting.

PSC ACTION: Approved

V. EMPLOYEE SERVICE AWARDS

Terri Deloach presented the following PSC employees with Year of Service certificates:

Nancy Smith – 25 years

Kenja McCray – 5 years

VI. EDUCATOR ETHICS MATERIALS REQUIRING APPROVAL

Commissioner Maria Miller, gave a preliminary review of the materials and asked for approval of all suggestions.

1. Ms. Miller reported that the Committee reviewed 41 *Probable Cause* cases.

#	CASE NUMBER	STANDARDS VIOLATED	SUGGESTIONS
1	05-9-335	Criminal Acts Abuse of Students Misrepresentation or Falsification Professional Conduct	Revocation
2	06-2-877	Criminal Acts Misrepresentation or Falsification Professional Conduct	Extend Probable Cause Determination Pending Outcome of Criminal Case
3	06-2-933	Criminal Acts Abuse of Students Professional Conduct	Extend Probable Cause Determination Pending Outcome of Criminal Case
4	06-3-957	Misrepresentation or Falsification Failure to Make a Required Report Criminal Acts Professional Conduct	Reprimand
5	06-3-984	Criminal Acts Abuse of Students Professional Conduct	Revocation
6	06-3-1004	Criminal Acts Professional Conduct	No Probable Cause
7	06-3-1019	Criminal Acts Professional Conduct	Suspension for 18 Months

#	CASE NUMBER	STANDARDS VIOLATED	RECOMMENDATION
8	06-3-1020	Criminal Acts Professional Conduct Misrepresentation or Falsification Failure to Make a Required Report Alcohol or Drugs Abuse of Students	Revocation
9	06-3-1113	Criminal Acts Professional Conduct	Denial
10	06-3-1128	Criminal Acts Professional Conduct Alcohol or Drugs Abuse of Students Abandonment of Contract	Revocation
11	06-1-805	Abuse of Students Misrepresentation or Falsification Professional Conduct	Reprimand
12	06-3-1002	Abuse of Students Professional Conduct	Suspension for 10 Contract Days
13	06-3-1003	Abuse of Students Professional Conduct	Extend Probable Cause Determination until September 14, 2006 (Letter of Intent)
14	06-3-1017	Abuse of Students Professional Conduct	Reprimand
15	06-3-1048	Abuse of Students Professional Conduct	Suspension for One Year
16	06-3-1037	Alcohol or Drugs Professional Conduct	Suspension for One Year
17	06-3-1038	Alcohol or Drugs Professional Conduct	Denial
18	06-3-1039	Alcohol or Drugs Professional Conduct	Suspension for One Year
19	06-3-1063	Alcohol or Drugs Professional Conduct	Reprimand
20	05-11-648	Misrepresentation or Falsification Professional Conduct	No Probable Cause
21	06-3-1007	Misrepresentation or Falsification Public Funds and Property Professional Conduct	Revocation
22	06-3-1016	Misrepresentation or Falsification Abuse of Students Professional Conduct	No Probable Cause
23	06-3-1034	Misrepresentation or Falsification Public Funds and Property Professional Conduct	Revocation
24	06-3-1040	Misrepresentation or Falsification Professional Conduct	Reprimand

#	CASE NUMBER	STANDARDS VIOLATED	RECOMMENDATION
25	06-3-1050	Misrepresentation or Falsification Failure to Make a Required Report Professional Conduct	No Probable Cause
26	06-3-1071	Misrepresentation or Falsification Failure to Make a Required Report Criminal Acts Professional Conduct	Reprimand
27	06-3-1087	Misrepresentation or Falsification Professional Conduct	Denial
28	06-2-929	Public Funds and Property Professional Conduct	Suspension for One Year
29	06-3-1049	Public Funds and Property Misrepresentation or Falsification Professional Conduct	Denial
30	06-3-1069	Confidential Information Professional Conduct	No Probable Cause
31	06-3-1041	Abandonment of Contract Misrepresentation or Falsification Professional Conduct	No Probable Cause
32	06-3-1072	Abandonment of Contract Professional Conduct	Suspension for 90 Contract Days
33	06-4-1158	Failure to Make a Required Report Misrepresentation or Falsification Professional Conduct Action Taken in Another State	Suspension for One Year
34	06-3-983	Professional Conduct	Reprimand
35	06-03-985	Professional Conduct	Suspension for 3 Contract Days
36	06-3-1005	Professional Conduct	Reprimand
37	06-3-1012	Professional Conduct	Reprimand
38	06-3-1015	Professional Conduct	No Probable Cause
39	06-3-1067	Professional Conduct Abuse of Students	Reprimand
40	06-3-1127	Professional Conduct	No Probable Cause
41	05-12-686	Criminal Acts Professional Conduct	Revocation

Case # 06-3-1003

MOTION: (Denty / West) To amend the suggestion from extending their Probable Cause Determination to a Reprimand.

PSC ACTION: Approved

Case # 06-3-1048

MOTION: (Greenway / West) To amend the suggestion of a One Year Suspension to a Two Year Suspension.

PSC ACTION: Approved

2. Ms. Miller presented 4 *Initial Decisions*.

CASE NUMBER	STANDARDS VIOLATED	PROBABLE CAUSE SANCTION	ADMINISTRATIVE LAW JUDGE SANCTION	SUGGESTIONS
04-8-191	Abuse of Students Professional Conduct	Revocation	Revocation	Accept
03-4-2013	Misrepresentation or Falsification Professional Conduct	Revocation	Revocation	Accept
04-9-390	Misrepresentation or Falsification Professional Conduct	Warning	No Probable Cause	Accept
04-12-721	Misrepresentation or Falsification Public Funds and Property Professional Conduct Criminal Acts	Two Year Suspension	No Probable Cause	Review

3. Ms. Miller presented 12 *Settlement Agreements*.

#	CASE NUMBER	SANCTION	SUGGESTIONS
1	05-10-449	Suspension - 90 Contract Days Aug. 7, 2006 - Dec. 15, 2006	Accept
2	05-12-692	Denial	Accept
3	05-12-751	Suspension - 10 Contract Days Aug. 1, 2006 - Aug. 14, 2006	Accept
4	06-2-875	Suspension - 10 Contract Days Aug. 7, 2006 - Aug. 18, 2006	Accept
5	06-2-879	Reprimand	Accept
6	06-2-885	Reprimand	Accept
7	06-2-904	Warning	Accept
8	06-2-910	Suspension - 20 Contract Days Sept. 5, 2006 - Oct. 2, 2006	Accept
9	06-2-920	Suspension - 10 Contract Days Aug. 1, 2006 - Aug. 14, 2006	Accept
10	06-3-951	Reprimand	Accept
11	06-3-974	Warning	Accept
12	06-3-989	Reprimand	Accept

4. Ms. Miller presented 7 *Negotiated Settlements*.

CASE NUMBER	STANDARDS VIOLATED	PROBABLE CAUSE SANCTION	NEGOTIATED SANCTION	SUGGESTIONS
05-11-591	Professional Conduct	Reprimand	Reprimand	Accept
05-6-1917	Public Funds and Property Professional Conduct	Suspension for One Year	Suspension for One Year	Accept
05-9-390	Public Funds and Property Professional Conduct	Suspension for 20 Days	Suspension for 20 Days	Accept
04-10-434	Criminal Acts Failure to Make a Required Report	Denial	Reprimand	Accept
04-5-1566	Public Funds and Property Professional Conduct	Reprimand	Warning	Accept
05-11-535	Public Funds and Property Professional Conduct	Suspension for One Year	Suspension for One Year	Accept
05-1-998	Criminal Acts Professional Conduct	Revocation	No Probable Cause	Accept

PSC ACTION: Approved5. Ms. Miller presented 2 *Voluntary Surrender/Voluntary Denials*.

#	CASE NUMBER	SANCTION	STANDARDS VIOLATED	SUGGESTIONS
1	06-4-1148	Revocation	Misrepresentation or Falsification Professional Conduct	Accept
2	06-3-1103	Revocation	Criminal Acts Abuse of Students Misrepresentation or Falsification Professional Conduct	Accept

6. Ms. Miller presented the *Preliminary Investigative Determination Report* consisting of 76 new complaints received during the months of May 2006 and June 2006 and suggested approval of all determinations.

7. **EXTENSIONS – PRELIMINARY INVESTIGATIVE DETERMINATIONS**

Ms. Miller presented 13 Extensions - Preliminary Investigative Determinations consisting of the following and suggested granting approval of all extensions:

NEW COMPLAINTS

CASE #	CASE #	CASE #	CASE #	CASE #
06-5-1223	06-5-1226	06-5-1229	06-5-1232	06-5-1235
06-5-1224	06-5-1227	06-5-1230	06-5-1233	
06-5-1225	06-5-1228	06-5-1231	06-5-1234	

8. **EXTENSIONS – INVESTIGATIONS**

Ms. Miller presented 21 *Application Cases* and 25 *Written Complaint* cases and suggested granting all extensions:

APPLICATION CASES

CASE #	CASE #	CASE #	CASE #
06-3-1027	06-3-1091	06-4-1162	06-5-1274
06-3-1031	06-3-1099	06-4-1163	06-5-1275
06-3-1052	06-3-1120	06-4-1166	06-5-1276
06-3-1079	06-3-1121	06-5-1272	06-5-1277
06-3-1082	06-4-1160	06-5-1273	06-5-1278
06-3-1084			

WRITTEN COMPLAINTS

CASE #	CASE #	CASE #	CASE #	CASE #
05-11-593	06-3-1129	05-11-587	06-3-972	06-3-1075
05-11-652	06-1-769	05-12-722	06-3-975	06-3-1036
06-3-1104	06-3-1065	05-12-724	06-3-1042	06-3-1047
06-3-1107	05-10-436	06-2-880	06-3-1043	06-3-1074
06-3-1109	05-10-515	06-3-970	06-3-1068	06-3-1076

9. REVIEW HEARING EXTENSIONS

Ms. Miller presented 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 indicates Orders were issued.

10. STUDENT LOAN SUSPENSION / REINSTATEMENTS

The Commission reviewed the report, which indicated that there were 0 certificates suspended from May 11, 2006 through June 8, 2006. There were 3 certificates that had been *reinstated* because restitution is now being made on those student loans. There were 0 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.

12. FINAL DECISIONS BY OPERATION OF LAW

The Commission reviewed the report, which advised of 22 cases now closed without an appeal for a hearing before an Administrative Law Judge. The report also advised that there were 5 cases closed without an appeal for a review hearing before the Commission.

Terri Deloach called for approval of all suggestions on the Educator Ethics materials.

PSC ACTION: Approved

MOTION: (Muns / West) To adopt all Educator Ethics suggestions presented to the commission.

PSC ACTION: Approved

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VII. REVIEW HEARINGS

- | | |
|---------------------|------------------------------|
| 1. Michael Davidson | - Educator (Case # 04-9-332) |
| Wayne Magnum | - Hearing Officer |
| Rebecca Mick | - PSC Attorney |
| S. Mark Mitchell | - Attorney |

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

ACTION: Approved

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

ACTION: Approved

MOTION: (Dartt / Miller) To adopt the Findings of Fact and Conclusions of Law reached by the Administrative Law Judge. The Decision of the Administrative Law Judge as indicated in the Initial Decision was hereby adopted and incorporated by reference herein and made the Final Decision of the Commission with the following specification. The Commission hereby ordered that the Georgia educator certificate held by Michael Davidson be Suspended for a period of six months to become effective June 23, 2006 and conclude on November 23, 2006.

PSC ACTION: Approved

VIII. EXECUTIVE SECRETARY REPORT

The Executive Secretary presented the following:

- A.** A draft of the "On-line Teacher Endorsement" was given to all commissioners. The rules should be initiated in July and adopted in September. Lisa Watkins and Kristie Clements of the Georgia Department of Education spoke to the commission on standards that they are developing.
- B.** The GACE Summary Program Activities to Date was given to the commissioners along with the 2006-2007 GACE Registration Information bulletin.
- C.** The Leadership Redesign Committee will meet on June 13th and 14th.
- D.** Dr. Jan Kettlewell, Board of Regents, will address the commission on September 14th, 2006 regarding the commission's concern of the lack of secondary educators and lack of minority educators entering the teaching field.
- E.** The National Association of State Directors of Teacher Education and Certification (NASDTEC) held its 78th Annual Conference at the Radisson Plaza Hotel in Minneapolis, Minnesota on June 4-7th, 2006. Jean Ebron, Holly Robinson and Maria Miller attended and they each spoke to the commission about their experience.
- F.** Terri Deloach's school, Pierce County Middle School, received 4th place on the Georgia Performance Standards in math.
- G.** Amy Denty was named Curriculum Director in Wayne County.

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H. Holly Robinson informed the commission that a new report released by the Thomas Fordham Institute found that Georgia ranked #5 in the states academic standards for K-12 world history. It also found that only a handful of states require that students pass a world history test to graduate or get promoted to the next grade and Georgia was one of those states.

IX. CHAIR REPORT

Chair Deloach announced the next commission meeting will be held in Atlanta on Thursday, July 27th, 2006.

X. ADJOURNMENT

Terri Deloach called for the meeting to be adjourned at 10:40 a.m.

PSC ACTION: Approved