

Education Professional Standards Board

Summary Minutes of the Business Meeting

Holiday Inn/Capital Plaza

Frankfort, Kentucky

May 10, 1999

Members Present:

Doris Barlow
Lydia Coffey
Tim Dedman
Sandra Harris
Cheryl Hayes
Arletta Kennedy
Terry Poindexter
Jack Rose
Frances Steenbergen
Beverly Tomlin
Zella Wells
Gene Wilhoit

Members Absent:

Joseph Early
Gregory McClellan
Raphael Nystrand
Charles Wade
Rosa Weaver

Minutes

Call to Order

The Executive Director called the meeting to order at 9:00 AM.

Motion made by Dr. Zella Wells and seconded by Ms. Cheryl Hayes to appoint Mr. Tim Dedman to serve as Chair in Dr. Rosa Weaver's absence.

Vote: Unanimous

Motion made by Dr. Jack Rose and seconded by Dr. Wells to go into Executive Session for the purpose of discussing litigation pursuant to KRS 61.810 (c) & (j).

Vote: Unanimous

Motion made by Ms. Sandra Harris and seconded by Ms. Frances Steenbergen to return to Open Session after discussion of pending litigation.

Vote: Unanimous

1999-22

Motion made by Dr. Rose and seconded by Ms. Hayes to uphold the decision of the hearing officer entered on April 28, 1999 regarding disqualification of hearing officer in reference to administrative action # 98-EAHC-0488.

A poll of the board was taken.

Vote: Unanimous

The Honorable Mark Brengelman, Assistant Attorney General, provided special counsel services to the Education Professional Standards Board (EPSB) for limited purposes due to a potential conflict of interest pertaining to Ms. Cheryl LaLonde Mooney, and represented the EPSB in the litigation discussion during closed session. Ms. Marcia Seiler and Ms. Cheryl LaLonde Mooney recused themselves and left the room during the closed session.

Approval of Minutes

Motion made by Ms. Arletta Kennedy and seconded by Ms. Doris Barlow to approve the March 29-30, 1999 minutes of the EPSB with the following addition: Dr. Joe Early recused in the matter of case #98-10145 during revocation matters.

Vote: Unanimous

Open Speak

Dr. Shirley Raines, Dean, College of Education, University of Kentucky, reported that she had received a letter from the American Association of Colleges for Teacher Education (AACTE), which went to selected deans across the United States, requesting a survey be done regarding enhancement of quality of teacher education. Dr. Raines asked the board's permission to send each member an e-mail asking them to tell her what one thing every college and university president could do to enhance the quality of teacher education on his/her campus so that she might include their responses in her survey to AACTE. Board members agreed to participate in the survey.

Report of Executive Secretary

Dr. Susan Leib reported to the board that Dr. Ray Nystrand's condition was improving and asked that all keep him in their thoughts and prayers. Dr. Leib also congratulated Ms. Zella Wells on earning her doctorate, and introduced a new Office of Teacher Education and Certification (OTEC) staff member, Ms. Mary Ellen Wiederwohl, formerly assistant to Senator David Karem, who will be working with Ms. Seiler in overseeing legislation.

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Dr. Leib reviewed with board members the following items:

- ◆ a bill prefiled by Representative Jon Draud regarding National Board for Professional Teaching Standards certification; board members will let staff know if they have any questions regarding the draft, and Representative Draud will be invited to discuss the bill at the June 21, 1999 board meeting
- ◆ a letter of explanation from Mr. Kevin Noland relating to Mr. Woodrow Carter's position as interim superintendent in Floyd County despite his not having superintendent certification

1999-23
Motion made by Dr. Wells and seconded by Mr. Dedman that the Executive Secretary request an Attorney General's opinion regarding Mr. Carter's appointment.

Vote: 11 - yes
1 - no

- ◆ a letter from Dr. Sam Evans, Acting Dean, College of Education, Western Kentucky University (WKU), regarding unit weaknesses identified during the recent state/NCATE accreditation visit to WKU, and NCATE's correspondence with Dr. Evans
- ◆ assignments of Exceptional Children Task Force recommendations to subcommittees
- ◆ *The Preparation of Teachers for Kentucky Schools: A Longitudinal Study of New Teachers*
- ◆ the Kentucky Department of Education's Title II Teacher Quality 1999 grant application
- ◆ an updated Timeline for Implementation of Goals and 1998-2000 Initiatives
- ◆ the status of the 1998-99 General Fund Budget for EPSB
- ◆ commendations of staff
- ◆ information regarding the EPSB's new Web Site

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Full Board Action Item

Endorsement of Standards-based Teacher Education Project (STEP)

The board received a presentation by Dr. Diana Rigden, Council for Basic Education (CBE), Washington, D.C. on the Standards-based Teacher Education Project. The purpose of the project is to help universities and colleges redesign their teacher preparation programs to ensure that they emphasize student and teacher standards, that they are performance-based, and that they incorporate collaboration between the colleges of education and the colleges of arts and sciences. Three states (Georgia, Maryland, and Indiana) already are participating, and STEP invited Kentucky to be the fourth. Via a competitive application process, STEP chooses three institutions in each participating state to be the initial project sites, and over the next three years provides technical and limited monetary support to those institutions as they redesign their programs.

1999-
24 Motion made by Dr. Wells and seconded by Ms. Barlow to endorse Kentucky's participation in the STEP program.

Vote: Unanimous

The board agreed to move the PRAXIS Required Scores agenda item to the Assessment and Licensure Committee and broke to go into committees.

Assessment and Licensure Committee

Dr. Wells presided over the Assessment and Licensure Committee in the absence of Dr. Nystrand.

Recommended Statutory Changes for the 2000 General Assembly

Ms. Seiler and Ms. Wiederwohl presented proposed statutory changes for the 2000 General Assembly:

KRS 161.030 (Internship/Assessments/Certification) – assigned to the Certification Issues Task Group

KRS 161.048 (Alternative Certification) – assigned to the Certification Issues Task Group

KRS 161.780 – to be drafted and brought back to the board for final review

704 KAR 20:210, Emergency School Personnel Pilot Program, Notice of Intent to Promulgate

The board agreed to defer action on the emergency school personnel pilot program.

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Waiver Requests

Davis - 1999-25
Wills - 1999-26
Dixon - 1999-27
Smith - 1999-28

On behalf of the Assessment and Licensure Committee, motion made to deny the waiver requests of Ms. Sheila Davis, Mr. J. Michael Wills, and Mr. Stanley Dixon, and grant approval of a one-year waiver for Ms. Linda Smith.

Vote: 10 - yes
1 - no
1 - abstain

Alternative Certification Subcommittee's Recommendations

1999-29

On behalf of the Assessment and Licensure Committee, motion made to approve the following application for provisional teaching certification as recommended by the Alternative Certification Subcommittee:

Terrance Hamilton Smith, Berea Independent -- Physical Science, 9-12

Vote: Unanimous

PRAXIS Required Scores

1999-30

On behalf of the Assessment and Licensure Committee, motion made to approve the decision rule for establishing passing scores on the PRAXIS II exams and to approve the new required passing scores as recommended by the review committee.

Vote: Unanimous

Program and Technical Assistance Committee

Addition of Technology Standards to New & Experienced Teacher Standards

1999-31

On behalf of the Program and Technical Assistance Committee, motion made to approve the New Teacher Standard IX and Experienced Teacher X regarding the use of technology as an instructional tool as recommended by the Technology Task Force.

Vote: Unanimous

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Full Board Information Item

PSD Audit Report

Ms. Seiler reviewed with the board the 1998-99 PSD (Professional Staff Data) audit report and the comparison of identified non-compliances to those of 1997-98.

1999-32
Motion made by Ms. Harris and seconded by Ms. Hayes to have the Executive Director write letters to all superintendents of districts in which non-compliances were identified for 1998-99 requesting justification for paying salaries to persons not properly certified pursuant to KRS 161.020 and KRS 161.120, and to write letters to all teachers who were identified as letting their certificates expire during the 1998-99 school year informing them that this was in violation of KRS 161.020.

Vote: Unanimous

Identification of Three Action Priorities to Improve Teacher Quality for Submission to the Governor's Commonwealth Task Force on Teacher Quality

1999-33
Motion made by Dr. Rose and seconded by Ms. Kennedy that, pursuant to Senator David Karem's and Representative Harry Moberly's request, the following three action priorities be submitted to the Governor's Commonwealth Task Force on Teacher Quality as the board's major recommendations for improving teacher quality:

- 1. To ensure a smooth continuum, the EPSB should be authorized to govern the education profession in its totality, including preservice, induction, internship, and professional development.*
- 2. Standards for entry into the education profession and maintenance of certification need to be stringently adhered to; concurrently, standards for preparation programs need to be raised and coupled with meaningful high performance measures of accountability.*
- 3. An interagency system of data collection needs to be implemented to undergird accountability measurement, research, and policy decision making.*

Vote: Unanimous

Mr. Dedman and Dr. Rose will present the board's recommendations at the meeting of the Task Force on June 3, 1999.

Dr. Rose recognized Ms. Gretchen Lampke who is leaving her position with the Kentucky Education Association to take a position with the Indiana State Teachers' Association in Indianapolis. He thanked her for all her help and support to the EPSB.

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The board broke for lunch and reconvened at 2:45 PM for the purpose of discussing proposed or pending litigation in accordance with KRS 61.810 (c) & (f).

**REVOCATION MATTERS
MINUTES OF CASE REVIEW
MAY 10, 1999**

Motion made by Cheryl Hayes and seconded by Sandra Harris to go into closed session for the purpose of discussing proposed or pending litigation in accordance with KRS 61.810 (c) & (f).

Vote: Unanimous

The following board members concurred with the actions as listed below (with the noted exceptions): Tim Dedman, Zella Wells, Frances Steenbergen, Cheryl Hayes, Terry Poindexter, Jack Rose, Arletta Kennedy, Beverly Tomlin, Sandra Harris, Lydia Coffey, and Doris Barlow.

Motion made by Zella Wells and seconded by Jack Rose to return to open session from litigation discussion.

Vote: Unanimous

Agreed Orders

Case No.

Decision

97-07144

Accepted Agreed Order that respondent will voluntarily surrender her teaching certificate including all certificates and endorsements for a period of two years commencing July 30, 1997 and ending June 30, 1999, and suspended for a period of two years commencing July 1, 1999 and ending June 30, 2001. The respondent hereby certifies that she has not exercised nor will she attempt to exercise her teaching certificate during the surrender period.

Vote: Unanimous

98-12170

Rejected Agreed Order to suspend teaching certificate from November 1, 1998 - January 4, 1999 and May 31, 1999 - August 6, 1999. The respondent must also conduct research and write a ten page paper on the issue of sexual harassment to be completed by August 6, 1999.

Vote: Unanimous

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97-12270 Accepted Agreed Order to suspend teaching certificate for five years retroactive to January 1, 1998. The respondent will seek treatment with a Board approved therapist who may have to present written and/or oral testimony at the time of reapplication that respondent is fit to return to the classroom and not a threat to students. Any expense incurred shall be paid by the respondent. The respondent will pay up to \$3000 of mental health services incurred or to be incurred by the student involved. Respondent has one year to pay and this payment shall be made to the Attorney General's office. The payment shall be made by May 10, 2000.

Vote: Unanimous

98-0998 Accepted Agreed Order to suspend respondent's certificate from June 5, 1999 - August 22, 1999.

Vote: Unanimous

98-0103 Accepted Agreed Order to suspend respondent's certificate for three years retroactive to January 30, 1999.

Vote: Unanimous

97-12259 Accepted Agreed Order to suspend respondent's teaching certificate for two years retroactive to June 23, 1998. (Time of suspension is to run concurrent with criminal probation.)

Vote: 10 Yes (Sandra Harris recused)

Hearing Officer Report/Recommended Order

96-10253 and 97-0104 Action deferred to June 2, 1999 special called board meeting

Motion made by Sandra Harris and seconded by Terry Poindexter to return to closed session to discuss pending litigation.

Vote: Unanimous

Motion made by Sandra Harris and seconded by Cheryl Hayes to return to open session after discussing pending litigation.

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Vote: Unanimous

Initial Case Review

<u>Case No.</u>	<u>Decision</u>
99-0231	Hear
99-0226	Hear
99-0227	Hear
99-0230	Hear
99-0232	Hear
99-0243	Admonish
99-0245	Dismiss Without Prejudice (Sandra Harris recused)
99-0253	Dismiss Without Prejudice
99-0244	Dismiss Without Prejudice
99-0366	Hear
99-0361	Admonish
99-0360	Admonish
99-0247	Hear
99-0364	Dismiss Without Prejudice
99-0241	Hear
97-11248	Hear
99-0481	Defer (Zella Wells recused)
99-0358	Hear
99-0371	Hear
99-0233	Hear
99-0246	Table
99-0488	Table
98-12179	Table

Character/Fitness Review

<u>Case No.</u>	<u>Decision</u>
99-0477cf	Deny
99-0106cf	Deny
99-0478cf	Approve
99-0479cf	Approve
99-0480cf	Approve
99-0491cf	Approve
99-05104cf	Approve
99-05105cf	Approve
99-0476cf	Deny

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Reinstatement of Certificate

92-1148

Defer

Motion made by Arletta Kennedy and seconded by Lydia Coffey to schedule a special called meeting of the board for June 2, 1999 at 3:00 PM.

Vote: Unanimous

Motion made by Beverly Tomlin and seconded by Sandra Harris to adjourn the meeting.

Vote: Unanimous

The meeting adjourned at 5:20 PM.

Next Meeting: Special Called Meeting
 June 2, 1999
 Frankfort, Kentucky

 Regular Meeting
 June 21-22, 1999
 Frankfort, Kentucky