

The actions delineated below were taken in open session of the EPSB at the August 1, 2011 meeting. This information is provided in summary form; an official record of the meeting is available in the permanent records of the Education Professional Standards Board (EPSB), 100 Airport Road, 3rd Floor, Frankfort, KY 40601

**Education Professional Standards Board (EPSB)
Summary Minutes of the Regular Business Meeting
EPSB Offices, 100 Airport Road, 3rd Floor
Frankfort, Kentucky
August 1, 2011**

Call to Order

Chair Lorraine Williams called the meeting to order at approximately 9:05 a.m.

Roll Call

The following members were present during the August 1, 2011, EPSB meeting: Bradley Bielski, Barbara Boyd, Ellen Blevins, Michael Dailey, John DeAtley, Cathy Gunn, Allen Kennedy, Lynn May, Marie McMillen, Zenaida Smith, Bobbie Stoess, Tom Stull, Mark Wasicsko, and Lorraine Williams. Sandy Sinclair-Curry, Anthony Strong, and Cassandra Webb were absent.

Recognition of Outgoing Board Member

Chair Lorraine Williams recognized Bobbie Stoess for her valued work on the board and wished her the best. Ms. Stoess stated that she has learned so much and has been honored and privileged to be able to serve on the EPSB.

Open Speak

There were no requests for Open Speak.

Amendment to August 1, 2011 EPSB Agenda

Motion made by Ms. Marie McMillen, seconded by Ms. Barbara Boyd, to amend the August 1, 2011 EPSB meeting agenda to add Action Item, Waiver. 16 KAR 2:010. Request to Waive 15 New Graduate Hours for the Initial 5 Year Renewal of a Certificate, Jacob Jones.

Vote: *Unanimous.*

Approval of Consent Items

Chair Williams requested that board members identify any items on the consent agenda that they wished to discuss prior to taking final action. No items were identified.

2011-025

Motion made by Dr. Mark Wasicsko, seconded Ms. Lynn May, to approve the following items on the consent agenda:

Consent Item A. Approval of May 16, 2011 EPSB Minutes

Consent Item B. Approval of Principal Redesign, University of Louisville

Consent Item C. Occupation-based Career and Technical Education, Grades 5-12 (Bachelor's Level), Morehead State University

Consent Item D. Elementary Math Specialist Endorsement, Grades P-5 (Graduate Level), Western Kentucky University

Consent Item E. Japanese, Grades P-12 (Bachelor's Level), Murray State University

Consent Item F. Spanish, Grades P-12 (Bachelor's Level), Campbellsville University

Vote: *Yes – 12*

Recuse – 2 (Dr. Cathy Gunn and Ms. Zenaida Smith on Consent Item C)

Dr. Kim Walters-Parker recognized representatives from the institutions whose programs were approved.

Report of the Executive Director

Report from the Kentucky Department of Education (KDE)

Mr. Michael Dailey reported on the work at KDE:

* On July 28th at KDE, Thomas Kane, a nationally known expert in measuring teacher effectiveness, provided insight from his work directing the Measures of Effective Teaching (MET) project. This Gates Foundation project was designed to develop and test multiple measures of teacher effectiveness. Mr. Dailey gave a brief report on Dr. Kane's presentation.

* An update was given on the work of the teacher and principal steering committees.

Report from the Council on Postsecondary Education (CPE)

Mr. John DeAtley reported on the work at CPE:

* The strategic agenda for CPE has been finalized and approved. It focused on four areas: college readiness; student success; research, economic, and community development; and efficiency and innovation.

* President Bob King has been appointed to a national advisory committee on college readiness, the Partnership for Assessment of Readiness for College and Careers (PARCC).

* The Improving Educator Quality Grant's letter of intent is due August 1st.

* The Request for Proposals for Continuation and Implementation of College Readiness Initiatives will be released soon. The proposals are being requested to extend and enhance current SB1 initiatives or related new projects identified from those initiatives that address the implementation of SB1.

Dr. Rogers notified the board that he would be providing updates on the master's and principal program redesign later that day to the Interim Joint Committee on Education at the request of Chair Carl Rollins.

Report of the Chair

Committee Reports

Retreat committee chair Tom Stull stated that he anticipates a fall retreat to be scheduled possibly in October on a weekend not associated with a board meeting. He will send out potential dates soon.

Appointment of the Nominating Committee

Chair Williams appointed the following individuals to the Nominating Committee: Zenaida Smith (chair), Lorraine Williams, and Michael Dailey.

Appointment of the Evaluation of the Executive Director Committee

Chair Williams appointed the following individuals to the Evaluation of the Executive Director Committee: Mark Wasicsko (chair), Tom Stull, and Lynn May.

Chair Williams asked board attorney Angela Evans and legal services director Alicia Sneed to prepare information to guide the committees.

Appointments to the Kentucky Advisory Council on Internships (KACI)

Chair Williams appointed the following individuals to KACI: Beverly Ennis, Demetria Ann Choice, and Mike Kennedy. Chair Williams reappointed the following individuals to KACI: Vickie Staley, Rhonda Callaway, Michael Dailey, and Aimee Webb.

Appointments to the Continuous Assessment Review Committee (CARC)

Chair Williams appointed Manish Sharma and Jason Reeves to CARC.

Information/Discussion Items

Awarded Contracts

Mr. Gary Freeland informed the board on recently awarded National Board mentoring services and university KTIP contracts.

Financial Report for Fiscal Year 2011

Mr. Freeland gave a 2011 financial report to the board. He stated that the leadership team did an excellent job with budget planning.

Action Items

Alternative Certification Elementary and Secondary (ACES) Programs, Jefferson County Public Schools (JCPS)

Dr. Verna Lowe, the Board of Examiners' chair, and Dr. Aimee Webb, JCPS ACES specialist, reported to the board on the review of the ACES program. Dr. Lowe stated that Jefferson County, originator of the ACES program, is the only public school system in Kentucky that prepares teachers. Strengths for the program include the following: a high level of commitment of faculty and candidates, successful Praxis and PLT rates, and extensive admission criteria and evaluation screening for pre-candidates. Areas of concern for the program include the following: More documentation on faculty credentials is needed, data on the curriculum does not include a variety of methodologies across the grade levels of the licensure areas with the depth of academic content and goals not evident, and the program is not using aggregated candidate data and other measures, such as follow-up studies, for program improvement.

Ms. Zenaida Smith voiced her concern regarding the areas in need of correction for the program. Dr. Lowe stated that these areas of concern are recommendations to help the program align more specifically with NCATE. These areas of concern are not the same as areas for improvement that are used with NCATE reports. Dr. Kim Walters-Parker explained that this program will provide annual reports to the EPSB as is required for all accredited program institutions.

2011-026

Issue 1:

Motion made by Dr. Cathy Gunn, seconded by Ms. Marie McMillen, to approve the BOE's recommendation for continued approval of the JCPS ACES program.

Vote: Yes – 13

Recuse – 1 (Mr. Michael Dailey)

2011-027

Issue 2:

Motion made by Dr. Bradley Bielski, seconded by Ms. May, to place the JCPS ACES program on a seven-year accreditation cycle.

Vote: Yes – 13

Recuse – 1 (Mr. Michael Dailey)

Accreditation of the Educator Preparation Unit and Approval of Programs, Eastern Kentucky University

2011-028

Issue 1:

Motion made by Dr. Wasicsko, seconded by Ms. Smith, to accept the recommendation of the AAC and grant accreditation for Eastern Kentucky University.

Vote: Unanimous

2011-029

Issue 2:

Motion made by Dr. Gunn, seconded by Ms. May, to accept the recommendation of the AAC and grant approval for the initial and advanced level educator preparation programs at Eastern Kentucky University.

Vote: Unanimous

Accreditation of the Educator Preparation Unit and Approval of Programs, University of the Cumberlands

2011-030

Issue 1:

Motion made by Dr. Wasicsko, seconded by Dr. Bielski, to accept the recommendation of the AAC and grant accreditation for University of the Cumberlands.

Vote: Unanimous

2011-031

Issue 2:

Motion made by Dr. Gunn, seconded by Mr. Allen Kennedy, to accept the recommendation of the AAC and grant approval for the initial and advanced level educator preparation programs at University of the Cumberlands.

Vote: *Unanimous*

Stage Three of Developmental Process for New Educator Preparation Programs, Boyce College

2011-032

Motion made by Ms. Smith, seconded by Ms. May, to accept the recommendation of the AAC and grant approval for temporary authorization for Boyce College.

Vote: *Unanimous*

16 KAR 5:020. Standards for Admission to Educator Preparation, Amendment, Final Action

Dr. Kim Walters-Parker stated that since the board's discussion at the May meeting, the EPSB staff has spoken with the Kentucky Association for Colleges of Teacher Education and received suggestions for amending the regulation from individuals and institutions. Their input has received careful consideration, and EPSB staff has incorporated the revisions into the regulation amendments as much as possible without compromising the integrity of the recommendations from the Committee to Review Admissions and Clinical Experiences (CRACE).

The amendments to 16 KAR 5:020 primarily address the following changes:

1. Raise the minimum grade point average (GPA) for admission to a teacher preparation program from 2.5 to 2.75.
2. Require that all candidates successfully demonstrate essential knowledge in the areas of mathematics, reading, and writing prior to admission.
3. Require that all candidates demonstrate an overall disposition essential to being an effective teacher in the areas of critical thinking, communication, creativity, and collaboration prior to admission to a teacher preparation program
4. Stipulate that all teacher preparation programs submit an annual report and the particular information the report will provide.
5. Provide a date of September 1, 2012, for all amendments to this regulation to become effective.
6. Raise the cut scores for the pre-professional skills test (PPST) of basic knowledge administered by the Educational Testing Service.
7. Require that candidates not be permitted to accumulate more than three credit hours in required program courses prior to admission to the program.

Mr. John DeAtley asked if the wording is redundant for the suggested regulation amendment which reads as follows, "Undergraduate students shall not enroll in any educator preparation program course restricted to admitted candidates." He suggested that the language read as follows, "Undergraduate students who are not admitted to the program shall not enroll in these courses." Dr. Walters-Parker stated that EPSB staff will consider his suggestion.

Dr. Walters-Parker informed the board that constituents suggested additional changes to the proposed regulation amendments, but some of those, related to the testing requirements for admission to educator preparation, will require further discussion by the board. She stated that some of the proposed changes include using the ACT as an admissions test. She expressed concerns from the EPSB staff with using the ACT as a measure of basic skills for admission into a teacher preparation program for various reasons that include the following: 1) The ACT is specifically taken by high school juniors 2). The ACT is designed to predict performance in very specific college courses, not to predict overall college performance. 3) The ACT will not back the ACT's use as an admissions test into a teacher preparation program. Dr. Walters-Parker added that recent litigation states the specific uses of the ACT, and using it as an admission test to teacher preparation is not one of the accepted uses.

Dr. Mark Wasicsko stated that there needs to be another option besides the PPST to determine if an individual has the basic skills required to enter a teacher preparation program. He asked EPSB staff to research other available options. Further discussion ensued on the use of ACT as an admission test into the teacher preparation programs. Chair Lorraine Williams asked the EPSB staff to research alternative, legally defensible methods for admission into the teacher preparation programs. In addition, Dr. Wasicsko asked that EPSB staff consider adding the word *dispositions* (which was deleted from the May proposed amendments to this regulation) back into the admission criteria. This item will be brought back at the September EPSB meeting for possible final action.

16 KAR 5:040. Admission, Placement, and Supervision in Student Teaching, Amendment, Final Action

Dr. Walters-Parker reviewed proposed amendments to 16 KAR 5:040 with the board. Dr. Wasicsko asked if the following language pertaining to a certified educator should be clarified: "At no time shall a student teacher have responsibility for the supervision or instruction of P-12 students without the direct supervision of a certified educator." Dr. Walters-Parker stated that a certified educator means a certified teacher. Her explanation that no student teacher shall be left alone in the classroom triggered significant discussion by the board, leading the board to determine that further training is needed on the roles and responsibilities of the student teacher and the supervising teacher.

2011-033

Motion made by Mr. Dailey, seconded by Ms. McMillen, to approve the amendments to 16 KAR 5:040, noting that training materials will clarify the supervising teacher role.

Vote: *Unanimous*

NCATE Alliance for Clinical Teacher Preparation

2011-034

Motion made by Mr. John DeAtley, seconded by Mr. Dailey, to authorize the executive director to sign the letter of intent.

Vote: *Unanimous*

Dr. Rogers stated that he plans to invite leaders in education—Dr. James Cibulka, NCATE; Mr. Robert King, CPE; Dr. Terry Holliday, KDE; and Sec. Joe Meyer, Education and Workforce Development Cabinet—to join the EPSB next month for Kentucky's signing of the NCATE

Alliance for Clinical Teacher Preparation. He asked that all deans of Kentucky's colleges and universities attend the event.

16 KAR 2:040. Interdisciplinary Early Childhood Education, Birth to Primary, Amendment, Final Action

2011-035

Motion made by Mr. DeAtley, seconded by Ms. May, to approve the amendments to 16 KAR 2:040.

Vote: *Unanimous*

16 KAR 9:090. University-Based Alternative Certification Programs for Teachers of World Languages, Final Action

2011-036

Motion made by Mr. DeAtley, seconded by Dr. Gunn, to approve the new regulation, 16 KAR 9:90.

Vote: *Unanimous*

Alternative Route to Certification Applications

David Case, Physics, Grades 8-12

2011-037

Motion made by Ms. May, seconded by Ms. McMillen, to approve the alternative route to certification application.

Vote: *Unanimous*

Melinda Cumberledge, Music, All Grades

2011-038

Motion made by Mr. Kennedy, seconded by Ms. Barbara Boyd, to approve the alternative route to certification application.

Vote: *Unanimous*

Action Item, Waiver. 16 KAR 2:010. Request to Waive 15 New Graduate Hours for the Initial 5 Year Renewal of a Certificate, Jacob Jones

2011-039

Motion made by Mr. DeAtley, seconded by Ms. May, to approve the waiver request.

Vote: *Unanimous*

Board Comments

There were no board comments.

**DISCIPLINARY MATTERS:
MINUTES OF CASE REVIEW
August 1, 2011**

Motion made by Ms. Lynn May, seconded by Dr. Cathy Gunn, to go into closed session for the purpose of discussing proposed or pending litigation in accordance with KRS 61.810(1) (c) & (j).

Vote: *Unanimous*

Motion made by Mr. Allen Kennedy, seconded by Ms. Marie McMillen, to return to open session.

Vote: *Unanimous*

The following board members concurred with the actions as listed below with the noted exceptions:

Lorraine Williams, Cathy Gunn, Michael Dailey, John DeAtley, Tom Stull, Allen Kennedy, Barbara Boyd, Marie McMillen, Zenaida Smith, Lynn May, Bradley Bielski, Ellen Blevins, and Mark Wasicsko.

Attorneys present were Alicia A. Sneed, Gary A. Stephens, Cassie Trueblood, Whitney Crowe, and Angela Evans.

Character/Fitness Review

<u>Case Number</u>	<u>Decision</u>
11240	Approve
11258	Approve
11277	Approve
11249	Approve
11262	Approve
11265	Approve
11287	Defer
11288	Approve
11282	Approve
11291	Approve
11248	Approve
11301	Approve
11302	Approve
11305	Defer
11304	Approve
11309	Approve
11313	Approve
11320	Approve
11353	Approve
11338	Approve
11330	Approve
11348	Approve
11351	Approve
11332	Approve

11328	Approve
11336	Approve
11368	Approve
11395	Approve
11399	Approve
11401	Approve
11411	Approve
11409	Approve
11342	Approve
11421	Approve
11435	Deny
11450	Approve
11437	Approve
11439	Approve
11446	Approve
11461	Approve
11469	Approve
11472	Approve
11506	Defer
11512	Approve
11352	Deny
11431	Approve
11476	Defer
11544	Approve
11183	Deny
11550	Approve
11202	Deny
11418	Deny
11425	Approve
11567	Approve
11561	Defer
11571	Deny
11387	Approve
11574	Approve
11538	Approve
11577	Approve
11493	Deny
11590	Approve
11591	Approve
11595	Approve
11340	Approve
11593	Approve
11603	Approve
11609	Deny
11616	Approve
11471	Approve

11626	Deny
11627	Deny
11635	Approve
11636	Approve
11638	Defer
11631	Approve
11644	Approve
11646	Deny
11645	Deny
11649	Approve
11652	Approve
11639	Defer
11608	Deny

Agreed Orders

Case Number

Decision

10389 (Stephanie Fouts)

Accept Agreed Order which states that Respondent shall be issued a teaching certificate in Kentucky upon re-issuance of her teaching certificate in West Virginia. With any future application for certification in Kentucky, Respondent shall include a statement from the West Virginia Department of Education that she is certified in good standing in the state of West Virginia.

Respondent shall be permanently barred from applying for or being issued an administrative certificate in Kentucky, including but not limited to principal, guidance counselor, instructional leader, or superintendent.

Any and all certificates issued to Respondent by the Board shall be subject to the following probationary conditions:

1. Respondent shall have no criminal convictions. If Respondent is convicted for any crime other than a minor traffic violation, any and all certificates issued to

Respondent shall be automatically permanently revoked.

2. On or before January 1 of the year following issuance of a certificate to Respondent, she shall submit written proof to the Board that she has completed twelve (12) hours of professional development or training on the Professional Code of Ethics for Kentucky Certified School Personnel as approved by the Board. Any expense required for said training shall be paid by Respondent. Respondent agrees that should she fail to complete the required training on or before January 1 of the year following issuance of a certificate to Respondent, any and all certificates issued to her shall be automatically suspended until such training is

completed and the appropriate written proof is provided to the Board.

3. Respondent shall submit a state and federal background records report to the Board with any application for renewal of a certificate or additional certification. Any expense for the state and federal criminal background records report shall be paid by Respondent. If Respondent fails to submit the required report with her application for renewal or additional certification, renewal of her certificate or the additional certification shall be denied.

4. Respondent shall have no disciplinary actions involving misuse or misappropriation of funds by a school district or educational licensing/certification agency in the United States. The parties agree that "disciplinary action" is defined as any admonishment, reprimand, suspension, termination or revocation issued by any school district or state agency and upheld after a due process hearing if requested by Respondent. If Respondent receives any disciplinary actions involving the misuse or misappropriation of funds, any and all certificates issued to Respondent shall be automatically permanently revoked. Respondent is aware that should she violate any provision of KRS 161.120 in the future, the Board shall initiate a disciplinary action and seek additional sanctions.

Vote: *Unanimous*

0903149 (Ashley Benton)

Accept Agreed Order retroactively revoking Respondent's certificate for a period of five (5) years beginning July 1, 2006. Respondent shall surrender the original and all copies of this certificate immediately, by first class mail or personal delivery to the Education Professional Standards Board, 100 Airport Road, Third Floor, Frankfort, Kentucky 40601.

At the conclusion of the revocation period, reissuance of any Respondent's certificate is expressly conditioned upon Respondent providing to the Board the following.

1. Respondent shall undergo a comprehensive drug abuse assessment by a mental health professional certified to assess and treat chemical dependency as approved by the Board. Respondent shall comply with any treatment recommendations recommended by the mental health professional and supply proof of his compliance to the Board. Any expense for the evaluation or the treatment shall be paid by Respondent;

2. Respondent shall provide written proof to the Board that he has received twelve (12) hours of professional

development/training in the area of ethics, as approved by the Board. Any expense incurred for said training shall be paid by Respondent; and

3. Respondent shall submit to random drug testing to be administered by a provider approved by the Board within fifteen (15) days of submitting his application for re-issuance. Any expense for the drug test shall be paid by Respondent. If any drug test is positive for any illegal substances, or byproducts of any illegal substances, Respondent's certificate shall not be reissued.

Respondent's certificate shall not be reissued until each of the above conditions has been met.

Upon reissuance, any certificate the Board issues to or on behalf of Respondent, shall be subject to the following probationary conditions.

1. Respondent shall not enter a plea of guilty, a no contest, a plea of *nolo contendere*, or a plea pursuant to *Alford v. North Carolina* or be found guilty to any crime involving the use of any controlled substance. Should Respondent violate this condition, his certificate and any and all endorsements shall be automatically permanently revoked;

2. Respondent shall submit a state and federal background records report to the Board with any application for renewal of a certificate or additional certification. Any expense for the state and federal criminal background records report shall be paid by Respondent. If Respondent fails to submit the required report with his application for renewal or additional certification, renewal of his certificate or the additional certification shall be denied; and

3. Respondent shall submit to random drug testing to be administered by a provider approved by the Board for two (2) years from the date of reissuance of his certificate. Any expense for the drug test shall be paid by Respondent. If any drug test is positive for any illegal substances, or byproducts of any illegal substances, Respondent's certificate or certificates shall be automatically suspended for a period of six (6) months and a new disciplinary case that may result in additional sanctions shall be initiated.

Respondent is aware that should he violate any provision of KRS 161.120 in the future, the Board shall initiate a disciplinary action and seek additional sanctions.

Vote: *Unanimous*

0605154 (Jacqueline Myers) Accept Agreed Order which states that Respondent shall provide written proof to the Board prior to taking another teaching or substitute teaching position that she has received professional development/training in appropriate

classroom management/discipline, as approved by the Board. Any expense incurred for said training shall be paid by Respondent.

Respondent agrees that should she fail to satisfy the above condition, her certificate shall be automatically suspended until she provides written proof to the Board that she has completed the condition.

Vote: *Unanimous*

- 1010652 (Rhonda Watson) Accept Agreed Order admonishing Respondent for engaging in inappropriate physical interactions with students. A teacher in the Commonwealth of Kentucky has a duty to protect the health, safety, and emotional well-being of students and must respect the boundary line between appropriate and inappropriate physical interaction when disciplining students. The Board will not tolerate any further incidents of misconduct from Respondent. Respondent's certificate, and any future endorsements or new areas of certification, shall be subject to the following probationary conditions for a period of one (1) year from the date the Board accepts this Agreed Order:
1. On or before January 1, 2012, Respondent shall provide written proof to the Board that she has received twelve (12) hours of professional development or training, as approved by the Board, in the areas of classroom management and effective discipline techniques. Any expense incurred for said training shall be paid by Respondent.
 2. On or before January 1, 2012, Respondent shall provide written proof to the Board that she has successfully completed a course, as approved by the Board, on the Professional Code of Ethics for Kentucky Certified School Personnel. Any expense incurred for said training shall be paid by Respondent.
 3. For the entirety of the probationary period, Respondent shall receive no disciplinary action involving classroom management issues or conduct unbecoming a teacher. "Disciplinary action" is defined as any public reprimand, suspension, or termination issued by any school district in the Commonwealth of Kentucky and upheld, if requested, by either a tribunal and/or arbitration process. By entering into this Agreed Order, Respondent agrees that should she fail to satisfy any of these conditions during the probationary period, her certificate shall be automatically suspended for a period of thirty (30) days. If applicable, at the conclusion of the thirty (30) day suspension, Respondent's certificate shall remain suspended until such time as the probationary conditions are met.

Respondent is aware that should she violate KRS 161.120, either during or following this one (1) year period of probationary conditions, the Board shall initiate new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

1009546 (Robin Griffith)

Accept Agreed Order admonishing Respondent for conduct unbecoming a teacher. As an educator, Respondent has a duty to maintain the dignity and integrity of the profession and to refrain from committing any act that constitutes fraudulent, corrupt, dishonest, and/or immoral conduct. In the future, the Board expects Respondent to uphold the Professional Code of Ethics for Kentucky Certified School Personnel and will not tolerate any further incidents of misconduct.

Respondent's certificate, including any and all endorsements, shall be subject to the following probationary conditions for a period of three (3) years from the date the Board accepts this Agreed Order:

1. On or before July 1, 2012, Respondent shall submit written proof to the Board that she has completed twelve (12) hours of professional development or training, as approved by the Board, on the Professional Code of Ethics for Kentucky Certified School Personnel. Any expense required for said training shall be paid by the Respondent. If Respondent fails to comply with the requirements of this paragraph on or before July 1, 2012, her certificate, and any future endorsements or new areas of certification, shall be automatically suspended until the required written proof is submitted to the Board.
2. For the entirety of the probationary period, Respondent shall neither be convicted of nor enter a guilty or no contest plea to any criminal charge(s) other than minor traffic violations. If Respondent fails to comply with the requirements of this paragraph, her certificate, and any future endorsements or new areas of certification, shall be automatically suspended for a period of one (1) year.
3. For the entirety of the probationary period, Respondent shall submit current national and state criminal background reports to the Board with any application for renewal of her certification(s) and/or for additional certification(s). Any expense for the national and state criminal background reports shall be paid by Respondent. Failure to comply with this condition will result in the denial of all applications for renewal and/or additional certification(s) submitted by Respondent or on her behalf during the probationary period.

Respondent is aware that should she violate KRS 161.120, at any time during the three (3) year probationary period, the Board shall initiate new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

1004220 (Timothy Lands) Accept Agreed Order which states that Respondent voluntarily, knowingly, and intelligently surrenders his teaching certificate and agrees to neither apply for, nor be issued, a teaching or administrative certificate in the Commonwealth of Kentucky at any time in the future. Respondent shall surrender the original Certificate and all copies to EPSB, by hand delivery or mailing to 100 Airport Road, 3rd Floor, Frankfort, Kentucky, 40601.

Vote: *Unanimous*

1011742 (Kelly Berleman) Accept Agreed Order retroactively suspending Respondent's certificate for a period of fifteen (15) days beginning on August 1, 2010 and running through August 15, 2010. Respondent shall neither apply for, nor be issued, a teaching certificate in the Commonwealth of Kentucky during the suspension period. Upon acceptance of this agreement by the Board, Respondent shall immediately surrender the original and all copies of her certificate to the EPSB, by delivering or mailing to 100 Airport Road, 3rd Floor, Frankfort, Kentucky 40601. On or before January 1, 2011, Respondent shall provide written proof to the Board that she has successfully completed twenty (20) hours of community service, as required by the Ohio State Board of Education. Any expense incurred for said community service shall be paid by Respondent.

Vote: *Unanimous*

07-06113 (Sammy Gullett) Accept Agreed Order suspending Respondent's certificate for a period of 90 days beginning May 9, 2007. Respondent shall surrender the original and all copies of this certificate immediately, by first class mail or personal delivery to the Education Professional Standards Board, 100 Airport Road, Third Floor, Frankfort, Kentucky 40601. Upon reinstatement, Respondent's certificate shall be subject to the following probationary conditions.

1. Upon accepting employment as a certified educator in any Kentucky public school, Respondent shall notify the Board of his employment and, in accordance with KRS 161.175, submit to random drug testing. Testing shall be administered by a provider approved by the Board for a

period of three years from the date of employment. If Respondent is employed by a district that randomly drug tests its employees, those tests will satisfy this requirement. If not, the expense of drug testing shall be borne by Respondent. If any drug test is positive for any illegal substances or byproducts of illegal substances, Respondent's certificate shall be automatically suspended for a period of two years and subject to additional sanction by the Board pursuant to KRS 161.120.

2. Respondent shall not be convicted of any crime involving the use of any controlled substance. Should Respondent violate this condition, his certificate shall be automatically suspended for a period of two years and subject to additional sanction by the Board pursuant to KRS 161.120.

Vote: *Unanimous*

0904183 (Kirk Chism)

Accept Agreed Order revoking Respondent's certificate. Respondent shall immediately surrender the original and all copies of this certificate to the Education Professional Standards Board, 100 Airport Road, Third Floor, Frankfort, Kentucky 40601. Respondent shall neither apply for nor be issued a teaching certificate in the Commonwealth of Kentucky for the remainder of his lifetime.

Vote: *Unanimous*

0508158 (Michael Ashley)

Accept Agreed Order which states that Respondent will never apply or be issued a teaching or administrative certificate in the Commonwealth of Kentucky.

Vote: *Unanimous*

1010584 (Alvera Perman)

Accept Agreed Order which states that Respondent will attend counseling and follow all treatment recommendations. Respondent will complete 12 hours of ethics training as well as a course that addresses sexual abuse and sexual abuse awareness. All training must be approved by the board and all costs associated with the training and counseling shall be borne by Respondent. Proof of participation in counseling and completion of the training requirements must be submitted to the board within six (6) months of the date of acceptance of this agreement by the board. If Respondent fails to comply, her certificate will be suspended until she completes the requirements of this agreement.

Further Respondent is admonished as follows: Respondent has a duty as an educator to protect the health, welfare and safety of all students which also includes her own children. Respondent failed in this duty when she failed to promptly report suspected abuse of her child. The board finds this conduct a violation of that duty and admonishes Respondent that any further conduct of this nature will not be tolerated by the board.

Vote: *Unanimous*

- 1005342 (Brenda Peterson) Accept Agreed Order suspending Respondent's certificate for a period of ten (10) days from February 22, 2010 through February 26, 2010 and May 10, 2010 through May 14, 2010. Upon acceptance of this agreement by the Board, Respondent shall immediately surrender the original and all copies of her certificate, by personal delivery or first class mail, to the Education Professional Standards Board, 100 Airport Road, Third Floor, Frankfort, Kentucky 40601. Upon acceptance of this agreement by the Board, Respondent's certificate shall be on probation for a period of eighteen (18) months and subject to the following probationary conditions:
1. Respondent shall submit written proof to the Board that she has completed twelve (12) hours of professional ethics training, as approved by the Board, by December 1, 2011. Any expense required for said training shall be paid by Respondent. If Respondent fails to satisfy this condition, her certificate shall be automatically suspended until Respondent completes the required training and provides the appropriate written proof to the Board.
 2. Respondent shall submit written proof to the Board that she has completed six (6) hours of professional development/training in the area of classroom management, as approved by the Board, by December 1, 2011. Any expense required for said training shall be paid by Respondent. If Respondent fails to satisfy this condition, her certificate shall be automatically suspended until Respondent completes the required training and provides the appropriate written proof to the Board.
 3. During the probationary period, Respondent shall not receive any disciplinary action involving physical contact with a student or breach of confidentiality from any school district in which she is employed. "Disciplinary action" is defined as any suspension, termination, or public reprimand issued by any school district in the Commonwealth of

Kentucky and upheld, if requested, by either the tribunal and/or arbitration process. If Respondent fails to satisfy this condition, her certificate shall be automatically suspended for a period of one (1) year and subject to additional sanctions by the Board pursuant to KRS 161.120.

Vote: *Unanimous*

1006360 (Rick Saurer)

Accept Agreed Order admonishing Respondent for exercising poor professional judgment and for failing to de-escalate a student conflict. A teacher in the Commonwealth of Kentucky has a duty to protect the health, welfare, and safety of all students, and must remain aware of the line between appropriate and inappropriate interaction when disciplining a student. The Board reminds Respondent that, as an educator, he has a duty to maintain the dignity and integrity of the profession and to set a positive example for his students. The Board recognizes that students will misbehave and disrupt classrooms; however, certified teachers are expected to handle these situations rationally and judiciously, and to react at all times in a professional manner. The Board will not tolerate any further incidents of misconduct from Respondent. This settlement agreement is expressly conditioned upon the following:

1. Respondent shall provide written proof to the Board that he has completed three (3) hours of anger management counseling and/or training, as approved by the Board, by August 1, 2011. Any expenses required for said training shall be paid by Respondent.

2. Respondent shall provide written proof to the Board that he has completed six (6) hours of classroom management training, with an emphasis on appropriate de-escalation strategies, as approved by the Board, by August 1, 2011. Any expenses required for said training shall be paid by Respondent.

3. Respondent shall provide written proof to the Board that he has completed twelve (12) hours of professional ethics training, as approved by the Board, by August 1, 2011. Any expenses required for said training shall be paid by Respondent.

If Respondent fails to satisfy any of the above conditions, his certificate shall be automatically suspended until Respondent completes the required training and provides the appropriate written proof to the Board.

Vote: *Unanimous*

100279 (Jill Cushing)

Accept Agreed Order admonishing Respondent for her continued neglect of duty and for exercising poor professional judgment. The Board reminds Respondent that she has a duty to take reasonable measures to protect the health, safety, and emotional well-being of her students. Respondent must ensure that her students are never placed in potentially dangerous situations. Further, as an educator, Respondent has a duty to her profession, students, and employer to devote her time to the sole purpose of providing educational services in consonance with best practices and procedures. The Board will not tolerate any further incidents of misconduct from Respondent.

Respondent's teaching certificate shall be on probation for a period of eighteen (18) months from the date the Board approves this Order, and subject to the following probationary conditions:

1. Respondent shall submit written proof to the Board that she has completed a course in instructional/teaching techniques and/or strategies for elementary classroom teachers, as approved by the Board, by August 1, 2011.

Any expense required for said training shall be paid by Respondent. Should Respondent fail to satisfy this condition, her certificate shall be automatically suspended until Respondent completes the required training and provides the appropriate written proof to the Board;

2. Respondent shall submit written proof to the Board that she has completed twelve (12) hours of professional ethics training, with an emphasis on student/teacher boundaries and professional courtesy, as approved by the Board, by January 1, 2012. Any expense required for said training shall be paid by Respondent. Should Respondent fail to satisfy this condition, her certificate shall be automatically suspended until Respondent completes the required training and provides the appropriate written proof to the Board; and

3. During the probationary period, Respondent shall refrain from receiving any disciplinary action from any school district in which she is employed. "Disciplinary action" is defined as any suspension, termination, or public reprimand issued by any school district in the Commonwealth of Kentucky and upheld, if requested, by either the tribunal and/or arbitration process. Should Respondent fail to satisfy this condition, her certificate shall be automatically suspended for a period of thirty (30) days and subject to additional sanctions by the Board pursuant to KRS

161.120.

Vote: *Unanimous*

0705100 (Wayne Darragh)

Accept Agreed Order revoking Respondent's certificate for a period of three (3) years beginning September 1, 2007.

Upon acceptance of this agreement by the Board, Respondent shall immediately surrender the original certificate and all copies of his certificate to the EPSB, by delivering or mailing them to 100 Airport Road, 3rd Floor, Frankfort, Kentucky 40601.

In addition to any educational requirements, issuance of a Kentucky teaching or administrative certificate to Respondent, or on his behalf, at the conclusion of the three (3) year revocation period is expressly conditioned upon Respondent providing written evidence to the Board, at the time of application, that he has complied with the following:

1. Respondent shall submit to a random drug test to be administered by a provider approved by the Board. Any expense for the drug test shall be paid by Respondent. Respondent's certificate will not be reinstated if the test is positive for any illegal substances or byproducts of illegal substances.
2. Respondent shall be evaluated by a Kentucky licensed substance abuse counselor, to be approved by the Board, and follow through with any recommendations made by the counselor. Any expense incurred for the program shall be paid by Respondent.
3. Respondent shall submit a criminal background check. If there are any new convictions, other than minor traffic violations, since the charge that was the basis for this case, Respondent's certificate will not be reinstated.

Vote: *Unanimous*

060489 (Willard Daugherty)

Accept Agreed which states that Respondent has retired from teaching. Should Daugherty decide to return to a position that requires certification, including substitute teaching, at any point in the future, Respondent must provide proof of the following before applying for or accepting the position:

Respondent shall complete twelve (12) hours of professional development/training in the areas of ethics and appropriate teacher/student relationships and/or boundary issues, as approved by the Board. Any expense incurred for the program shall be paid by Respondent.

Respondent shall also complete a course in the area of sexual harassment counseling to be approved by the Board.

Any expense incurred for the program shall be paid by Respondent.

Respondent is also admonished for his behavior. The Board reminds Respondent that he has a duty to take reasonable measures to protect the health, safety, and emotional well-being of his students. An educator should touch students only when necessary to assist the student or to protect oneself or others from harm. An educator should never make comments that could be construed in a sexual manner. The Board will not tolerate any further acts of misconduct by Respondent.

Vote: *Unanimous*

1011782 (Michael Adams) Accept Agreed Order reminding Respondent that he is to refrain from subjecting students to embarrassment or disparagement. Although Respondent intended the remark to be humorous, an educator must avoid making comments that may be interpreted as denigrating the race or culture of a student. The Board will tolerate no further incidents of misconduct by Respondent.
As part of this Agreed Order, Respondent shall complete 7.5 hours of professional development/training with an emphasis on cultural diversity. Respondent has provided written proof that he has completed this training requirement.

Vote: *Unanimous*

1011714 (Jennifer Zehnder) Accept Agreed Order Respondent will complete twelve (12) hours of anger management counseling. All counseling must be approved by the board and all costs associated with the counseling shall be borne by Respondent. Proof of participation and completion of the counseling requirements must be submitted to the board within six (6) months of the date of acceptance of this agreement by the board. If Respondent fails to comply, her certificate will be suspended until she completes the requirements of this agreement.
Further, Respondent is admonished as follows: Respondent has a duty as an educator to maintain the dignity and integrity of the profession which includes her actions while on the school property of her own child's school. Respondent failed in that duty when she engaged in a physical altercation in the lobby of her child's school. The board finds this conduct a violation of that duty and admonishes Respondent that any further conduct of this nature will not be tolerated.

Vote: *Unanimous*

0508143 (Joy Ferguson)

Accept Agreed Order suspending Respondent's certificate for a period of two years beginning January 1, 2009. Respondent shall surrender the original and all copies of this certificate immediately, by first class mail or personal delivery to the Education Professional Standards Board, 100 Airport Road, Third Floor, Frankfort, Kentucky 40601. From the date of acceptance of this Order by the Board, Respondent's certificate shall be subject to the following probationary conditions.

1. Upon accepting employment as a certified educator in any Kentucky public school, Respondent shall notify the Board of her employment and, in accordance with KRS 161.175, submit to random drug testing. Testing shall be administered by a provider approved by the Board for a period of three years from the date of employment. Any expense for each drug test shall be paid by Respondent. If any drug test is positive for any illegal substances or byproducts of illegal substances, Respondent's certificate shall be automatically suspended for a period of two years and subject to additional sanction by the Board pursuant to KRS 161.120.

2. Respondent shall not be convicted of any crime in which the commission or the circumstances involve the use or possession of any controlled substance. Should Respondent violate this condition, his certificate shall be automatically suspended for a period of two years and subject to additional sanction by the Board pursuant to KRS 161.120.

Vote: *Unanimous*

1009509 (Betty Perry)

Accept Agreed Order admonishing Respondent for violating the Administration Code for Kentucky's Educational Assessment Program. The Board reminds Respondent that she has a duty to strictly comply with all administrative procedures related to student testing for the well-being of the students and for the integrity of the testing process. The Board will not tolerate any further incidents of misconduct by Respondent.

Upon acceptance of this agreement by the Board, Respondent's certificate shall be on probation for a period of three (3) years and subject to the following probationary conditions:

1. Respondent has submitted written proof to the Board that she has completed three (3) hours of Administration Code training. By December 31, 2011, Respondent shall submit

written proof to the Board that she has completed an additional three (3) hours of Administration Code training, as approved by the Board. Any expense required for said training shall be paid by Respondent. If Respondent fails to satisfy this condition, her certificate shall be automatically suspended until Respondent completes the required training and provides the appropriate written proof to the Board.

2. By December 31, 2011, Respondent shall submit written proof to the Board that she has completed twelve (12) hours of professional ethics training, as approved by the Board. Any expense required for said training shall be paid by Respondent. If Respondent fails to satisfy this condition, her certificate shall be automatically suspended until Respondent completes the required training and provides the appropriate written proof to the Board.

3. During the probationary period, Respondent shall not receive any disciplinary action for violation of the *Administration Code for Kentucky's Educational Assessment Program* from any school district in which she is employed. "Disciplinary action" is defined as any suspension, termination, or public reprimand issued by any school district in the Commonwealth of Kentucky and upheld, if requested, by either the tribunal and/or arbitration process. If Respondent fails to satisfy this condition, her certificate shall be automatically suspended for one (1) year and subject to additional sanctions by the Board pursuant to KRS 161.120.

Vote: *Unanimous*

1009507 (Crystal Wilkerson) Accept Agreed Order admonishing Respondent for violating the Administration Code for Kentucky's Educational Assessment Program. The Board reminds Respondent that she has a duty to strictly comply with all administrative procedures related to student testing for the well-being of the students and for the integrity of the testing process. The Board will not tolerate any further incidents of misconduct by Respondent.

Upon acceptance of this agreement by the Board, Respondent's certificate shall be on probation for a period of three (3) years and subject to the following probationary conditions:

1. Respondent has submitted written proof to the Board that she has completed three (3) hours of Administration Code training. By December 31, 2011, Respondent shall submit written proof to the Board that she has completed an additional three (3) hours of Administration Code training, as approved by the Board. Any expense required for said

training shall be paid by Respondent. If Respondent fails to satisfy this condition, her certificate shall be automatically suspended until Respondent completes the required training and provides the appropriate written proof to the Board.

2. By December 31, 2011, Respondent shall submit written proof to the Board that she has completed twelve (12) hours of professional ethics training, as approved by the Board.

Any expense required for said training shall be paid by Respondent. If Respondent fails to satisfy this condition, her certificate shall be automatically suspended until Respondent completes the required training and provides the appropriate written proof to the Board.

3. During the probationary period, Respondent shall not receive any disciplinary action for violation of the *Administration Code for Kentucky's Educational Assessment Program* from any school district in which she is employed. "Disciplinary action" is defined as any suspension, termination, or public reprimand issued by any school district in the Commonwealth of Kentucky and upheld, if requested, by either the tribunal and/or arbitration process. If Respondent fails to satisfy this condition, her certificate shall be automatically suspended for one (1) year and subject to additional sanctions by the Board pursuant to KRS 161.120.

Vote: *Unanimous*

1009505(Michelle Richardson) Accept Agreed Order admonishing Respondent for violating the Administration Code for Kentucky's Educational Assessment Program. The Board reminds Respondent that she has a duty to strictly comply with all administrative procedures related to student testing for the well-being of the students and for the integrity of the testing process. The Board will not tolerate any further incidents of misconduct by Respondent.

Upon acceptance of this agreement by the Board, Respondent's certificate shall be on probation for a period of three (3) years and subject to the following probationary conditions:

1. Respondent has submitted written proof to the Board that she has completed three (3) hours of Administration Code training. By December 31, 2011, Respondent shall submit written proof to the Board that she has completed an additional three (3) hours of Administration Code training, as approved by the Board. Any expense required for said training shall be paid by Respondent. If Respondent fails to satisfy this condition, her certificate shall be automatically suspended until Respondent completes the required training

and provides the appropriate written proof to the Board.

2. By December 31, 2011, Respondent shall submit written proof to the Board that she has completed twelve (12) hours of professional ethics training, as approved by the Board. Any expense required for said training shall be paid by Respondent. If Respondent fails to satisfy this condition, her certificate shall be automatically suspended until Respondent completes the required training and provides the appropriate written proof to the Board.

3. During the probationary period, Respondent shall not receive any disciplinary action for violation of the *Administration Code for Kentucky's Educational Assessment Program* from any school district in which she is employed. "Disciplinary action" is defined as any suspension, termination, or public reprimand issued by any school district in the Commonwealth of Kentucky and upheld, if requested, by either the tribunal and/or arbitration process. If Respondent fails to satisfy this condition, her certificate shall be automatically suspended for one (1) year and subject to additional sanctions by the Board pursuant to KRS 161.120.

Vote: *Unanimous*

1011778 (Holly Poynter)

Accept Agreed Order admonishing Respondent for her lack of professional judgment in interactions with students. A teacher in the Commonwealth of Kentucky has a duty to protect the health, welfare, and safety of her students. Allowing an unlicensed student to operate a motor vehicle is not acceptable. The Board reminds Respondent that, as an educator, she must maintain the dignity and integrity of the teaching profession, and set a positive example for her students. The Board will tolerate no further incidents of misconduct by Respondent.

On or before September 1, 2011, Respondent shall submit written proof to the Board that she has completed twelve (12) hours of professional ethics training, as approved by the Board. Any expense required for said training shall be paid by Respondent. If Respondent fails to satisfy this condition, her certificate shall be automatically suspended until Respondent completes the required training and provides the appropriate written proof to the Board.

On or before September 1, 2011, Respondent shall submit written proof to the Board that she has completed six (6) hours of professional development/training in the area of risk management, as approved by the Board. Any expense required for said training shall be paid by Respondent. If Respondent fails to satisfy this condition, her certificate

shall be automatically suspended until Respondent completes the required training and provides the appropriate written proof to the Board.

Vote: *Unanimous*

1103109 (Denise Fetter)

Accept Agreed Order which states that on or before January 1, 2012, Fetter shall submit written proof to the Board that she has completed twelve (12) hours of professional ethics training, as approved by the Board. Any expense required for said training shall be paid by Respondent.

Within three (3) months of accepting any teaching and/or administrative position in any school district in the Commonwealth of Kentucky, Respondent shall submit a letter from her school principal to the Board confirming that she received training on the school policies and procedures, and that she agreed to abide by them. If Respondent fails to satisfy either of these conditions, her certificate shall be automatically suspended until Respondent completes the required training and provides the appropriate written proof to the Board.

Vote: *Unanimous*

110265 (Deborah McCormick)

Accept Agreed Order retroactively suspending Respondent's certificate for one year beginning January 1, 2010 and running through December 31, 2010. Respondent shall neither apply for, nor be issued, a teaching certificate in the Commonwealth of Kentucky during the suspension period. Upon acceptance of this agreement by the Board, Respondent shall immediately surrender the original and all copies of her certificate to the EPSB, by delivering or mailing to 100 Airport Road, 3rd Floor, Frankfort, Kentucky 40601.

Vote: *Unanimous*

1011683 (Gregory Hash)

Accept Agreed Order reminding Respondent that, as a certified educator, he must treat each student with dignity and respect by establishing and maintaining appropriate emotional and physical boundaries. In the future, the Board expects Respondent to uphold the Professional Code of Ethics for Kentucky Certified School Personnel.

Respondent's certificate, including any and all endorsements, shall be subject to the following probationary conditions for a period of two (2) years from the date the Board accepts this Agreed Order:

1. On or before July 1, 2012, Respondent shall submit written proof to the Board that he has successfully

completed twelve (12) hours of ethics training, as approved by the Board, which shall include instruction on appropriate teacher/student boundaries. Any expense incurred for said training shall be paid by Respondent.

2. For the entirety of the probationary period, Respondent shall remain under the care of a state certified mental health counselor. By July 1st of each year of the probationary period, Respondent shall provide the Board with annual written reports from such counselor certifying that he is maintaining the counseling relationship and following all recommended treatment. Any expense for the assessment, treatment and/or written reports shall be paid by Respondent.

3. For the entirety of the probationary period, Respondent shall receive no disciplinary action involving inappropriate relationships with students. "Disciplinary action" is defined as any public reprimand, suspension, or termination issued by any school district in the Commonwealth of Kentucky and upheld, if requested, by either a tribunal and/or arbitration process.

By entering into this Agreed Order, Respondent agrees that should he fail to satisfy any of these conditions during the probationary period, his certificate shall be automatically suspended for a period of six (6) months. If applicable, at the conclusion of the six (6) month suspension, Respondent's certificate shall remain suspended until such time as the probationary conditions are met.

Respondent is aware that should he violate KRS 161.120, either during or following this two (2) year period of probationary conditions, the Board shall initiate new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

1008478 (James Bridges)

Accept Agreed Order retroactively suspending Respondent's certificate for sixty (60) days beginning June 1, 2011 and running through July 30, 2011. During the sixty (60) day suspension period, Respondent shall neither apply for nor be issued a teaching certificate in the Commonwealth of Kentucky. Upon acceptance of this agreement by the Board, Respondent shall immediately surrender the original Certificate and all copies to the EPSB, by hand delivering or mailing to 100 Airport Road, 3rd Floor, Frankfort, Kentucky 40601.

Respondent's certificate, including any and all endorsements, shall be subject to the following probationary conditions for a period of one (1) year from the date the Board accepts this Agreed Order:

1. Respondent has provided written proof to the Board that he has successfully completed twelve (12) hours of training on the Professional Code of Ethics for Kentucky Certified School Personnel.

2. On or before August 1, 2011, Respondent shall undergo an anger management assessment by a licensed clinical provider, as approved by the Board, and shall present written evidence to the Board that he has complied with the assessment process and has successfully completed all treatment recommendations. Any expense for the assessment, treatment, and/or written reports shall be paid by Respondent.

3. While on probation, Respondent shall receive no disciplinary action. "Disciplinary action" is defined as any public reprimand, suspension, or termination issued by any school district in the Commonwealth of Kentucky and upheld, if requested, by either a tribunal and/or arbitration process.

By entering into this Agreed Order, Respondent agrees that should he fail to satisfy any of these conditions during the probationary period, his certificate shall be automatically suspended for a period of thirty (30) days. If applicable, at the conclusion of the thirty (30) day suspension, Respondent's certificate shall remain suspended until such time as the probationary conditions are met.

Respondent is aware that should he violate KRS 161.120, either during or following this one (1) year period of probationary conditions, the Board shall initiate new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

1011663 (Lisa Wright)

Accept Agreed Order admonishing Respondent for exhibiting a lack of professional judgment in her interactions with students. As an educator, Respondent has a duty to maintain the dignity and integrity of the teaching profession and to refrain from subjecting students to embarrassment and/or disparagement. The Board will not tolerate any further incidents of misconduct by Respondent. On or before July 1, 2012, Respondent shall provide written proof to the Board that she has successfully completed twelve (12) hours of professional development or training, as approved by the Board, on the Professional Code of Ethics for Kentucky Certified School Personnel, which shall include instruction on appropriate teacher/student boundaries. Any expense incurred for said training shall be paid by Respondent.

On or before July 1, 2012, Respondent shall provide written proof to the Board that she has successfully completed professional development or training, as approved by the Board, on student confidentiality. Any expense incurred for said training shall be paid by Respondent.

Respondent agrees that should she fail to comply with any of the terms of this Agreed Order, her certificate shall be automatically suspended until she is in compliance.

Vote: *Unanimous*

1005307 (Matthew Osborne) Accept Agreed Order revoking Respondent's certificate for a period of five (5) years from the date the Board approves this Agreed Order. Respondent shall neither apply for, nor be issued, a teaching certificate in the Commonwealth of Kentucky during the revocation period. Upon acceptance of this agreement by the Board, Respondent shall immediately surrender the original certificate and all copies of his certificate to the EPSB, by delivering or mailing them to 100 Airport Road, 3rd Floor, Frankfort, Kentucky 40601.

Respondent is hereby admonished for conduct unbecoming a teacher. As an educator, Respondent has a duty to maintain the dignity and integrity of the profession and to refrain from committing any act that constitutes fraudulent, corrupt, dishonest, and/or immoral conduct. In the future, the Board expects Respondent to uphold the Professional Code of Ethics for Kentucky Certified School Personnel. In addition to the standard requirements of the application process, before Respondent shall be reissued any certificate, he must comply with the following:

1. Respondent shall provide written proof to the Board that he has been assessed by a state certified mental health counselor, as approved by the Board, and is competent to fulfill his duties as an educator. Respondent shall provide written proof that he has complied with any treatment recommendations proposed by the mental health counselor and shall continue to provide treatment records to the Board until he has been released from treatment by the counselor. Any expense incurred for the assessment or follow-up treatment shall be paid by Respondent.
2. Respondent shall undergo a comprehensive substance abuse assessment by a Kentucky licensed and/or certified chemical dependency counselor, as approved by the Board, and shall present written evidence to the Board that he has complied with the assessment process and has successfully completed any and all treatment recommendations. Any

expense incurred for the assessment shall be paid by Respondent.

3. Respondent shall submit written proof to the Board that he has successfully completed twelve (12) hours of professional development or training, as approved by the Board, on the Professional Code of Ethics for Kentucky Certified School Personnel. Any expense required for said training shall be paid by the Respondent.

4. Respondent shall submit written documentation to the Board that he has complied with all court orders related to Warren District Court Case Nos. 10-M-00097 and 10-M-00731. Any expense for the written documentation shall be paid by Respondent.

Should Respondent fail to satisfy any of these conditions, the Board shall automatically deny any application submitted by Respondent or on his behalf.

Upon reissuance of Respondent's certificate, and any future endorsements or new areas of certification, Respondent shall be subject to the following probationary conditions for a period of three (3) years:

1. Respondent shall not be convicted of nor enter a guilty or no contest plea to any criminal charge(s) other than minor traffic violations. Failure to comply with this condition will result in an automatic one (1) year suspension of Respondent's certificate.

2. Respondent shall submit current national and state criminal background reports to the Board with any application for renewal of his certification(s) and/or for additional certification(s). Any expense for the national and state criminal background reports shall be paid by Respondent. Failure to comply with this condition will result in the denial of all applications for renewal and/or additional certification(s) submitted by Respondent or on his behalf.

Respondent is aware that should he violate KRS 161.120, at any time during this three (3) year probationary period, the Board shall initiate new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

06-12314 (Chad Carr)

Accept Agreed Order admonishing Respondent for failing to uphold the dignity and integrity of the teaching profession. An educator must maintain a level of professionalism with students at all times. The Board will tolerate no further incidents of misconduct by Respondent. Respondent has provided proof that he has completed six (6) hours of training in recognizing child abuse/neglect.

Vote: *Unanimous*

060121 (Angela Comer)

Accept Agree Order in which Respondent agrees to voluntarily surrender her certificate. Respondent shall neither apply for, nor be issued, a teaching and/or administrative certificate in the Commonwealth of Kentucky at any time in the future.

Respondent shall surrender the original certificate and all copies of her certificate to the EPSB, by delivering or mailing them to 100 Airport Road, 3rd Floor, Frankfort, Kentucky 40601.

Vote: *Unanimous*

1010634 (Jacqueline Meyer)

Accept Agreed Order suspending Respondent's certificate for a period of ten (10) days from September 27, 2010 through October 6, 2010. Upon acceptance of this agreement by the Board, Respondent shall immediately surrender the original and all copies of her certificate, by personal delivery or first class mail, to the Education Professional Standards Board, 100 Airport Road, Third Floor, Frankfort, Kentucky 40601.

Upon acceptance of this agreement by the Board, Respondent's certificate shall be on probation for a period of one (1) year and subject to the following probationary conditions:

1. Respondent shall submit written proof to the Board that she has completed six (6) hours of anger management counseling and/or training, as approved by the Board, by October 1, 2011. Any expenses required for said training shall be paid by Respondent. If Respondent fails to satisfy this condition, her certificate shall be automatically suspended until Respondent completes the required training and provides the appropriate written proof to the Board.
2. Respondent shall submit written proof to the Board that she has completed twelve (12) hours of professional ethics training, as approved by the Board, by January 1, 2012. Any expense required for said training shall be paid by Respondent. If Respondent fails to satisfy this condition, her certificate shall be automatically suspended until Respondent completes the required training and provides the appropriate written proof to the Board.
3. During the probationary period, Respondent shall not receive any disciplinary action involving physical abuse of students from any school district in which she is employed. "Disciplinary action" is defined as any suspension, termination, or public reprimand issued by any school

district in the Commonwealth of Kentucky and upheld, if requested, by either the tribunal and/or arbitration process, including any appeal therefrom. If Respondent fails to satisfy this condition, her certificate shall be automatically suspended for a period of thirty (30) days and subject to additional sanctions by the Board pursuant to KRS 161.120.

Vote: *Unanimous*

Recommended Orders

Case Number

Decision

08091046 (Christopher Tipton) Accept the Hearing Officer's Findings of Fact, Conclusions of Law, and Recommended Order and Permanently Revoke Respondent's certificate.

Vote: *Unanimous*

KT-10-001 (James Leal) Accept the Hearing Officer's Recommended Order and Dismiss Petitioner's appeal.

Vote: *Unanimous*

Motion made by Ms. Smith, seconded by Ms. Boyd, to adjourn the meeting.

Vote: *Unanimous*

Meeting adjourned at 1:00 p.m.

Next Meeting: September 19, 2011
 9:00 AM
 EPSB Board Room
 Frankfort, Kentucky