

The actions delineated below were taken in open session of the EPSB at the March 2, 2009 special 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 Special Business Meeting
EPSB Offices, 100 Airport Road, 3rd Floor
Frankfort, Kentucky
March 2, 2009**

Cancellation of January 26, 2009 Meeting

Due to the lack of a quorum, the January 26, 2009 regular EPSB meeting was cancelled.

Call to Order

Chair Lorraine Williams convened the March 2, 2009 special meeting at 9:05 a.m. (EST).

Recognition of Former Board Member

Chair Williams recognized Ms. Becky Goss for her valued service to the board. Ms. Goss thanked the board and staff for their support to her as a board member. She mentioned that serving on the board was a wonderful experience.

Roll Call

The following members were present during the March 2, 2009 EPSB special meeting: Lonnie Anderson, Frank Cheatham, John DeAtley, Sam Evans, Cathy Gunn, Mary Hammons, James Hughley, Lynn May, Sally Sugg, Bobbie Stoess, Lorraine Williams, and Cynthia York. Gregory Ross, Sandy Sinclair-Curry, Zenaida Smith, and Tom Stull were absent.

Approval of November 17, 2008 Minutes

Motion made by Dr. Cathy Gunn, seconded by Dr. Frank Cheatham, to accept the minutes of the November 17, 2008 meeting.

Vote: *Unanimous*

Open Speak

Dr. Paul Wirtz, associate dean of Graduate Studies at Northern Kentucky University and president of the Kentucky Association of Colleges for Teacher Education (KACTE), along with Dr. Beth Penn, professor at Thomas More College and president-elect of KACTE, commented on the Kentucky Teacher Internship Program (KTIP). Dr. Wirtz affirmed KTIP's outstanding national reputation in teacher preparation and induction. He stated that KACTE supports KTIP and explained the organization's concern about potential changes to the program due to lack of available funds. KACTE wants to be involved in researching the impact of KTIP changes.

Report of the Executive Director

Report from the Kentucky Department of Education (KDE)

Ms. Sally Sugg, who replaced Steve Schenck as the associate commissioner of the Office of Leadership and School Improvement (OLSI), introduced herself to the board. Ms. Sugg served as a highly skilled educator from 2004 to 2007. She also served as a school principal in McCracken and Henderson counties and a teacher in Henderson county and Sikeston, MO. She earned her bachelor's degree from Murray State University, a master's degree and Rank I from Western Kentucky University, and a superintendent endorsement from Eastern Kentucky University (EKU). She is currently enrolled in the Doctoral Program Cadre at EKU. Ms. Sugg has been with KDE since August 2008.

Ms. Sugg reported that it has been a very busy and exciting time at KDE. Since the retirement of Dr. Jon Draud earlier this year, Ms. Elaine Farris has served as KDE's interim commissioner, and Dr. Larry Stinson replaced Ms. Farris as deputy commissioner. KDE will meet on Wednesday, March 4, to consider employing a search firm to launch a national search for commissioner candidates. The best case scenario is to hire a new commissioner by July or August 2009.

The current focus of KDE has been on the legislative session. Additionally, staff has been working closely with the Governor's office on plans for the federal stimulus package.

Report from the Council on Postsecondary Education (CPE)

Dr. Rogers stated that he recently had the pleasure to meet with Mr. Bob King, the new CPE president. Mr. John DeAtley confirmed that Mr. King has the heart and passion for P-12 education. Within the past few weeks, CPE has focused on the legislative session and the assessment bill. CPE will meet on March 6; tuition and the revised developmental education regulation, which is expected to pass, will be on the agenda. The revised regulation gives universities an additional year to implement new processes, and the required ACT reading score for college entrance will be lowered from 21 to 20 as internal research has shown that the difference between 20 and 21 is virtually nil.

Local Educator Assignment Data (LEAD) Report Update

Mr. Mike Carr introduced new staff members Lisa Baker, the EPSB's newest certification consultant, and Wayne Eccles, the EPSB's new Troops to Teachers coordinator.

Mr. Carr reported that EPSB staff met with KDE staff on January 13 regarding LEAD. Results show that there was a 99.93 % rate of compliance at that time, which has since increased to the current rate of 99.96%. Mr. Carr publicly acknowledged the excellent work of Ms. Cindy Godsey. Ms. Godsey reported on a few conversion issues with the transition between Infinite Campus and STI. During the fall semester, 55 districts completed the LEAD report with Infinite Campus. This semester 80% to 85% of districts have used Infinite Campus for the LEAD report.

Legislative Update

Ms. Alicia Sneed reported on the 2009 Kentucky legislative session. The first week of the session began with organizational changes, including a new Speaker of the House, Greg Stumbo, and new House Education Committee chair, Carl Rollins. The legislature is charged this session with alleviating the current state budget crisis. Ms. Marcie Lowe has been busy trying to ensure the confirmation of the EPSB's seven board members. Dr. Rogers notified the board that two weeks ago he met with staff of the LRC Program Review Committee. This committee will be speaking to staff and researching the EPSB's programs in a routine program review of the agency.

Report of the Chair

Reappointments to the Accreditation Audit Committee (AAC)

Chair Lorraine Williams reappointed Dr. Shirley Nelson and Mr. Tim Watkins to the Accreditation Audit Committee.

New Appointments and Reappointments to the Reading Committee

Chair Williams reappointed Dr. Lesia Lennex, Dr. Cynthia Mason, Ms. Nancy Reed, and Dr. Doug Smith to the Reading Committee. Additionally, Ms. Williams appointed Ms. Aimee Webb, Mr. Kenneth Marshall, and Mr. Blair Butler. Dr. Sam Evans asked if there was a reason that the new appointments were not located throughout the Commonwealth. Dr. Troupe responded that there is a lack of trained Board of Examiner members throughout the Commonwealth at this time. A planned BOE training next year should, however, help to alleviate that shortage.

Appointments to the Principal Program Review Committee

Chair Williams made the following appointments to the Principal Program Review Committee: Brian Carter, Mark Cleveland, Jason Coguer, Cortni Crews, John DeAtley, D. Scott Hawkins, Robert Lyons, John Marshall, Beth Osborne, Susan Osborne, D. Wade Stanfield, Sally Suggs, Elmer Thomas, Sam Watkins, Aimee Webb, and Henry Webb.

Committee Report

Executive Director Evaluation Committee

Dr. Rogers was given a letter from the board regarding his positive evaluation.

2009-001

Motion made by Dr. Sam Evans, seconded by Ms. Cynthia York, to approve the annual evaluation of Dr. Rogers.

Vote: *Unanimous*

Ms. Lorraine Williams voiced the sentiments of the board that Dr. Rogers is a valuable leader of the EPSB.

Information/Discussion Items

16 KAR 8:030. Continuing Education Option for Certificate Renewal and Rank Change, Notice of Intent

Mr. Robert Brown reported on the seven recommendations of the Continuing Education Option (CEO) Task Force. These recommendations are listed below.

I. Completion of the four phases of the Continuing Education Option

- Phase One: Job-Embedded Professional Learning Plan
- Phase Two: Content Reading and Research
- Phase Three: Classroom Implementation and Student Assessment
- Phase Four: Professional Demonstration and Publication

II. Inclusion of graduate level course work

III. Inclusion of *Take One!*

IV. Inclusion of a leadership project

V. Scoring changes for the plan and the portfolio

VI. Change to the fee schedule

VII. Completion of the CEO as a one-time only option for either a Rank II or a Rank I

Discussion ensued among the board regarding the expectations of graduate level course work. Dr. Evans stated that it's only reasonable to expect course content at the graduate level. Ms. May agreed with Dr. Evans but added that she could conceive a plan to strengthen content knowledge in a science or math area for those with a middle school certification seeking high school certification. Dr. Cathy Gunn said that the task force debated this issue and could not come to an agreement. She added that a compromise could be that only one of the two required courses be at the graduate level; however, this could create an argument regarding the rigor of CEO if teachers choose not to take challenging courses. Mr. Mike Carr stated that the certification task force plans to make a recommendation that may allay Ms. May's concerns (see Recommendation IV below under the Certification Task Force Recommendations). Dr. Evans expressed concern that the board may be creating conflict with its regulations by requiring only one graduate level course. Mr. Brown is going to report back to the board in May after he meets again with the CEO task force.

Awarded Contracts

Mr. Gary Freeland reported on fifteen contracts totaling \$361,000.00 executed for the National Board mentoring services program. Additionally, he reminded the board that staff members are still operating under a waiver of the National Board regulation from two years ago which allows the contracts to exceed 25% of allotted funds.

Mid-Year Budget Report

Mr. Freeland referred to two handouts while reporting on the EPSB's mid-year budget—a year-to-date budget and budget summary. At mid-year, agency spending was at a very favorable expenditure number—46.5 % of budget. He stated that staff has been cooperative and cautious with spending, continuously searching for ways to save money. Expenditures were \$140,000 less when compared to last year, and funding is 21% less than last year – a substantial reduction. The agency has requested stimulus funds through KDE and other agencies for teacher quality and internship. Leadership is hopeful to receive some of these monies to assist with the programs.

Implementation Plan of Math Task Force Recommendations

Dr. Marilyn Troupe reported on the implementation plan of the math task force recommendations. Currently, the division of educator preparation is receiving institution reports. These reports are looking good and are addressing the recommendations point by point. Dr. Rogers added that the Office of Education Accountability (OEA) is conducting a study on the preparation of math teachers. Mr. John DeAtley said that the deans of education will be receiving an email shortly from the provosts, asking for the institution's math requirements for various degree levels.

Certification Task Force Recommendations

Mr. Mike Carr explained the rationale for the certification task force. The task force was asked by the board to make recommendations in the following areas:

- 1) An examination of alternative certification programs within the state;
- 2) Expansion of grade level permissions of middle school mathematics certificates to allow teaching of additional courses at the high school level;
- 3) Methods to allow current experienced Kentucky teachers to add certification areas without the completion of an additional teacher preparation program, including modifications to the TC-HQ certification process;
- 4) Emerging areas in certification, particularly with occupation-based certificates;
- 5) Use of the proficiency evaluation by universities to aid teachers in adding certification areas; and
- 6) Critical attributes to consider when accepting or rejecting out-of-state certifications and endorsements

As a result of these focus areas, the task force made the following eleven recommendations:

Recommendation I. Work with the Kentucky Department of Education to ensure that providers of training for SBDM Councils receive a needed component regarding qualifications of candidates as well as their eligibility for hire under KRS 160.345(2) (h).

Recommendation II: Recognize the critical need to provide more mentoring and coaching early in the first year of the Temporary Provisional certificate holder and solicit financial and in-kind help from the legislature, higher education institutions, and education cooperatives in providing this, particularly for late hires. Require those institutions currently providing alternative certification programs to submit annually to the EPSB their procedures for developing the mentoring plan as required by 16 KAR 9:080, Section 2 (3) (d).

Recommendation III: Allow Mathematics 5-9 teachers to teach Algebra I at grades 10 – 11.

Recommendation IV: Modify the current TC-HQ route for adding a new certification area to allow a 45-point component for passage of the required Praxis II assessment(s) within the current 90 point formula. The TC-HQ route will continue to be used only for core subject areas required in the Highly Qualified Teacher component of the federal No

Child Left Behind Act. It will not allow a teacher to move from elementary to secondary or from special to regular education.

Recommendation V: Add new endorsement certificates for Elementary Mathematics Specialist and Literacy Specialist, K-12.

Recommendation VI: Add a probationary certificate program for English as a Second Language.

Recommendation VII: Work with the Kentucky Department of Education and the Cabinet for Workforce Investment to convene a work group to discuss the unique needs of the occupation-based areas, including the need to address future certificate needs in the Science, Technology, Engineering & Math (STEM) areas.

Recommendation VIII: Update 16 KAR 5:030 regarding proficiency evaluations conducted by IHEs to clarify the EPSB's position regarding the parameters for this process in appropriate situations.

Recommendation IX: Advocate for a statutory change to KRS 161.030 (c) which governs the temporary certificate for out-of-state applicants to: 1.) Extend the testing period from six months to one year and 2.) Modify the wording to permit the use of this certificate if no qualified applicants are available (as opposed to the current wording of no certified applicant.)

Recommendation X: Reduce the two-year teaching experience requirement for out-of-state teachers to one year in order to waive KTIP and Kentucky assessment requirements.

Recommendation XI: Restrict the issuance of emergency certificates to current year only, allowing only one re-issuance in cases where the emergency certificate was issued after February 15 or was used for less than 50% of the teacher's schedule during the first issuance.

Dr. Sam Evans expressed concern that individuals unable to pass the Praxis test in Kentucky go to Tennessee to teach, then return after two years seeking a Kentucky teaching certificate. Mr. Carr responded that institutions must recommend certification in these situations before Kentucky will issue certification. Dr. Evans supported recommendation 11 to reduce emergency certificates. Mr. Carr plans to return with this item at the May board meeting for final action.

Action Items

16 KAR 5:010. Standards for Accreditation of Educator Preparation Units and Approval of Programs, Final Action

2009-002

Motion made by Mr. John DeAtley, seconded by Dr. Cathy Gunn, to approve the proposed changes to 16 KAR 5:010, Section 16.

Vote: *Unanimous*

Kentucky Teacher Internship Program (KTIP) Task Force Recommendations

2009-003

Motion made by Dr. Sam Evans, seconded by Mr. Lonnie Anderson, to modify and approve the KTIP task force recommendations II & VII.

Vote: *Unanimous*

Waivers

16 KAR 5:010. Standards for Accreditation of Educator Preparation Units and Approval of Programs, Request to Waive Language Pertaining to Continuing Education Visits Every 7 Years

2009-004

Motion made by Ms. Lynn May, seconded by Dr. Gunn, to approve the proposed changes to 16 KAR 5:010, Section 20.

Vote: *Unanimous*

Dr. Troupe informed the board that NCATE is considering major changes. Staff has serious questions regarding these changes, which may affect the EPSB's partnership with NCATE and the processes for non-NCATE universities. She will keep the board updated with new developments.

16 KAR 5:040. Admission, Placement, and Supervision in Student Teaching. Request to Waive Language Pertaining to Twelve (12) Weeks Class Experiences

2009-005

Motion made by Dr. Gunn, seconded by Dr. Sam Evans, to approve the proposed emergency waiver for 16 KAR 5:040, Section 6 (2) & 7 (2)(a) that requires accredited Kentucky colleges and universities to provide twelve (12) weeks of full-day (or the equivalent) student teaching for candidates.

Vote: *Unanimous*

**DISCIPLINARY MATTERS:
MINUTES OF CASE REVIEW
March 2, 2009**

Motion made by Ms. Lynn May, seconded by Dr. Frank Cheatham, 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 Ms. Cynthia York, seconded by Mr. John DeAtley, to return to open session.

Vote: *Unanimous*

Motion made by Mr. Lonnie Anderson, seconded by Mr. DeAtley, to cancel the EPSB meeting scheduled for March 16, 2009.

Vote: *Unanimous*

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

Lynn May, Lorraine Williams, Cathy Gunn, Cynthia York, Lonnie Anderson, John DeAtley, Mary Hammons, Bobbie Stoess, James Hughley, and Frank Cheatham.

Attorneys present were Alicia A. Sneed, Gary A. Stephens, Bryan West, Cynthia Grohmann, and Angela Evans.

Vote: *Unanimous*

Initial Case Review

<u>Case Number</u>	<u>Decision</u>
07122903	Admonish
08091004	Defer for proof
08111112	Hear
080101098	Admonish
08111152	Dismiss
08101054	Hear
08091020	Hear
08111124	Dismiss
08101066	Hear
08101096	Defer
08091006	Hear
08111114	Admonish
08101102	Defer for proof
08101056	Defer for proof
07122495	Dismiss
08101074	Admonish
08101068	Admonish
08111116	Hear
0804806	Admonish
08101100	Hear
08101048	Hear
08101072	Hear
08101094	Admonish
08111118	Admonish
08101078	Hear
08111150	Hear

08091044	Hear
08091034	Hear
08091046	Hear
07101845	Hear
08101060	Hear
08091022	Hear
08091036	Admonish
08101058	Defer for proof
0804696	Hear
08091008	Dismiss

Character/Fitness Review

<u>Case Number</u>	<u>Decision</u>
081373	Approve
081375	Approve
081374	Approve
081388	Approve
081384	Approve
081402	Approve
081404	Approve
081408	Approve
081415	Approve
081418	Approve
081421	Approve
081419	Approve
08791	Approve
081062	Approve
081427	Approve
081434	Approve
09103	Approve
09105	Approve
09106	Approve
081204	Approve
09119	Approve
09121	Approve
09122	Approve
081082	Approve
08731	Approve
09126	Approve
09128	Approve
09124	Approve
09109	Approve
09133	Approve
09135	Approve
09137	Approve
09138	Approve
09140	Approve

09141	Approve
09142	Approve
09143	Approve
09144	Approve
09145	Approve
09146	Approve
09147	Approve
09150	Approve
09151	Approve
09154	Approve
09155	Approve
09157	Approve
09159	Approve
09161	Approve

Agreed Orders

<u>Case Number</u>	<u>Decision</u>
0705101 (Terrence Fletcher)	Accept Agreed Order which provides that Respondent shall neither apply for nor be issued any type of teaching certificate, including emergency, probationary, and temporary provisional certificates, until he has completed all educational and assessment requirements necessary for teacher certification in Kentucky. The Board shall not approve Respondent for any type of alternative certification option.

Vote: *Unanimous*

070117 (Joe Hoffert)	Accept Agreed Order suspending Respondent's certificate, including any and all endorsements, is retroactively from March 1, 2007 through March 15, 2007. Respondent's certification has lapsed. Should Respondent decide to renew his certification, or have his certificate reissued, he must comply with the following before his certificate will be renewed or reissued: 1. Respondent shall provide written proof that he has successfully completed Safe Crisis Management training. Any expense for this training shall be paid by Respondent. 2. Respondent shall provide written proof that he has completed six (6) hours of professional development/training in the area of anger management. Any expense for this training shall be paid by Respondent. Should Respondent fail to satisfy either of these conditions, his
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certificate shall not be renewed or reissued until the condition is met.

Vote: *Unanimous*

0612281 (Leslie Brown)

Accept Agreed Order suspending Respondent's certificate for a period of one (1) year from the date of acceptance of this Order by the Board. During the one (1) year suspension period, Respondent shall neither apply for, nor be issued, a teaching certificate in the Commonwealth of Kentucky. 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. Upon reinstatement, Respondent's certificate, and any future endorsements or new areas of certification, shall be subject to the following probationary conditions for a period of two (2) years from the date of issuance:

1. Respondent shall complete twelve (12) hours of ethics training prior to July 31, 2009. Any expense for required training shall be borne by the Respondent.
2. Respondent shall complete an alcohol/substance-abuse assessment from a Board-approved therapist, and follow and complete any recommended counseling. Any expense for required training shall be borne by the Respondent.
3. Respondent shall receive no further disciplinary action by any school district in the United States including, but not limited to, admonishment, reprimand, suspension or termination. 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 an additional period of one (1) year. If applicable, at the conclusion of the one year 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 two (2) year period of probation, the Board shall initiate new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

07122565 (Suzette Blair)

Accept Agreed Order suspending Respondent's certificate for a period of seven (7) days from the

date of acceptance of this Order by the Board. During the seven (7) day suspension period, Respondent shall neither apply for, nor be issued, a teaching certificate in the Commonwealth of Kentucky. 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. Upon reinstatement, Respondent's certificate, and any future endorsements or new areas of certification, shall be subject to the following probationary conditions for a period of two (2) years from the date of issuance: 1. Respondent shall complete twelve (12) hours of Board-approved ethics training prior to July 31, 2009. Any expense for required training shall be born by the Respondent. 2. Respondent shall receive no further disciplinary action by any school district in the United States including, but not limited to, admonishment, reprimand, suspension or termination.

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 an additional period of one (1) year. If applicable, at the conclusion of the one year 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 two (2) year period of probation, the Board shall initiate new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

0610253 (James Skaggs)

Accept Agreed Order permanently revoking Respondent's certificate, including any and all endorsements. Respondent shall immediately surrender the original and all copies of his certificate to the Board, by delivery or mail to 100 Airport Road, 3rd Floor, Frankfort, Kentucky 40601. From the date of acceptance of this Order by the Board, Respondent shall neither apply nor be issued a teaching certificate in the Commonwealth of Kentucky.

Vote: *Unanimous*

0807952 (Takuya Fujii) Accept Agreed Order revoking Respondent's certificate. 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. Respondent shall neither renew nor apply for a teaching certificate in the Commonwealth of Kentucky on or before January 1, 2013.

Vote: *Unanimous*

0804768 (Henry Skidmore) Accept Agreed Order suspending Respondent's certificate, including any and all endorsements, for ten (10) days from the date of the acceptance of this order by the Board. This settlement agreement is expressly conditioned upon Respondent providing written proof to the Board that she has completed an eight (8) hour course in classroom management and twelve (12) hours of ethics professional development/training by June 1, 2009. All training must be approved by the Board and any expense incurred for said training shall be paid by Respondent. Respondent agrees that should she fail to satisfy the above conditions, her certificate shall be automatically suspended until she provides written proof to the Board that she has completed the conditions.

Vote: *Unanimous*

0709172 (Jodi Hornback) Accept Agreed Order admonishing Respondent for breaking from accepted Safe Crisis Management techniques in restraining a combative child. The Board demands that the members of its profession always act with the utmost professionalism in the classroom. This requires strict adherence to Safe Crisis Management techniques and accepting the assistance of other trained personnel in such situations to prevent escalation. Respondent agrees that resolution of this matter by admonishment is conditioned upon her completion of a Board-approved course in Classroom Management with a focus on de-escalating violent situations prior to July 31, 2009. Any expense for required training shall be borne by the Respondent. Should she fail to meet this condition, the Board shall reinstate the disciplinary action and seek additional sanctions.

Vote: *Unanimous*

070350 (Marty Thorpe)

Accept Agreed Order suspending Respondent's certificate for a period of two years from the date of acceptance of this Order by the Board. 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. Reinstatement of Respondent's certificate is expressly conditioned upon Respondent providing, in addition to proof of any academic requirements, written evidence to the Board of the following.

1. Successful completion of 12 hours of professional development/training, approved by the Board, in the area of appropriate behavior management strategies for teaching exceptional children. Any expense for this professional development/training shall be paid by Respondent.
2. Compliance with any and all conditions of probation imposed by McLean District Court. Should Respondent fail to satisfy either of these conditions, his certificate shall remain suspended until all conditions are met.

Vote: *Unanimous*

07122511 (Patricia Hagan)

Accept Agreed Order admonishing Respondent for conduct unbecoming. Respondent is reminded that, even when students exhibit the most challenging behavioral problems, teachers must refrain from subjecting students to embarrassment or disparagement. Respondent shall complete six (6) hours of professional development/training in professional ethics, as approved by the Board, no later than December 31, 2009. Any expenses incurred for said training shall be paid by Respondent. Respondent agrees that should she fail to satisfy this condition, her certificate shall be automatically suspended until Respondent provides written proof to the Board that she has completed said training.

Vote: *Unanimous*

0606159 (Julia Randle)

Accept Agreed Order subjecting Respondent's certificate, and any future endorsements or new areas of certification, to the following probationary conditions for a period of two (2) years from the date of acceptance of this Order by the Board.

1. Respondent shall complete twelve (12) hours of

ethics training prior to July 31, 2009. Any expense for required training shall be borne by the Respondent. 2. Respondent shall complete Board-approved professional development training in the areas of administrative practice and employee management. Any expense for required training shall be borne by the Respondent. By entering into this Agreed Order, Respondent agrees that should she fail to satisfy any of these conditions, her certificate shall be automatically suspended for a period of one (1) year. If applicable, at the conclusion of the one year suspension, Respondent's certificate shall remain suspended until such time as conditions 1 and 2 are met. Respondent is aware that should she 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. Respondent further agrees that she shall not serve in the capacity of principal for the remainder of her tenure as educator in the Commonwealth of Kentucky. Should she fail to abide by this agreement, Respondent's Principal, K-12 endorsement of her certificate shall be automatically revoked for a period of five (5) years.

Vote: *Unanimous*

0605139 (Teresa Wright)

Accept Agreed Order admonishing Respondent for not observing the physical contact restrictions imposed upon her by the principal's first reprimand and engaging in conduct which would support a finding of inappropriate conduct. The Board trusts the members of its profession to exhibit due diligence and exercise extraordinary care of the students entrusted to their supervision. Even if a child exhibits behavior initiating over-familiar contact, such contact is inappropriate in both appearance and fact and it is the responsibility of the educator to discourage and deter such behavior. The foregoing admonishment is supported by the following:

1. Respondent successfully completed twelve (12) hours of ethics training in July 2008.
2. Respondent had a complete psychological evaluation, which included a Multiphasic Sex Inventory –II, by Stuecker & Associates – EAP, in July and August 2008 and was found to have no clinically significant

personality abnormalities or a personality disorder.

Vote: *Unanimous*

0808973 (Marshall Iseral) Accept Agreed Order permanently revoking Respondent's 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 his certificate to the EPSB, by delivering or mailing them to 100 Airport Road, 3rd Floor, Frankfort, Kentucky 40601.

Vote: *Unanimous*

0805823 (Bethany Smith) Accept Agreed Order which provides for the following:

1. Respondent is admonished for appearing to fail to protect the health, safety, and emotional well-being of a student, by allowing a student to eat lunch in a restroom adjoining her classroom, which was used for de-escalation space for the special needs student during aggressive behavior towards other students. Respondent is also admonished for failing to proactively alert the student's parents about the nature of the de-escalation space.

2. Respondent's certificate is retroactively suspended from July 1, 2008 through July 30, 2008, a period of thirty (30) days. 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, so that the retroactive suspension can be noted on Respondent's original certificate and any copies. 3. Respondent shall complete twelve (12) hours of professional development/training in professional ethics, as approved by the Board, no later than December 31, 2009. Any expenses incurred for said training shall be paid by Respondent. Respondent agrees that should she fail to satisfy this condition, her certificate shall be automatically suspended until she provides written proof to the Board that she has completed said training.

Vote: *Unanimous*

0707133 (Charles Caldwell) Accept Agreed Order which provides for the following:

Respondent shall complete six (6) hours of anger management classes and six (6) hours of professional development/training in the area of safe physical classroom management prior to December 31, 2009. Any expenses for the required training shall be paid by Respondent. Should the Board learn that Respondent has violated the terms of this Paragraph, it shall automatically suspend his certificate with reinstatement conditioned upon successful completion of training.

Vote: *Unanimous*

07112155 (Leonard Coulter) Accept Agreed Order suspending Respondent's certificate, including any and all endorsements, for five (5) days retroactively from March 28, 2007 through April 3, 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. This settlement agreement is expressly conditioned upon Respondent providing written proof to the Board that he has completed twelve (12) hours of professional development/training in the areas of ethics and classroom management, as approved by the Board. Any expense incurred for the program shall be paid by Respondent. Respondent agrees that should he fail to satisfy the above condition, his certificate shall be automatically suspended until he provides written proof to the Board that he has completed the conditions.

Vote: *Unanimous*

07112078 (Robert King) Accept Agreed Order subjecting Respondent's certificate to the following probationary conditions for a period beginning upon entry of this Agreed Order and concluding June 30, 2010:

1. Prior to expiration of the probationary period, Respondent shall submit proof that, during the probationary period, he has taken 15 hours of Board or district approved professional development/training in behavior management. Any expense for the training shall be Respondent's responsibility to arrange, not the Board's.

2. During the probationary period, Respondent shall receive no disciplinary action from any school district or educational licensing/certification agency in the United States for conduct involving physical contact with a student. The parties agree that “disciplinary action” is defined as a written reprimand, suspension or termination issued by a school district or state agency that is upheld after a due process/arbitration hearing if requested by Respondent. Respondent agrees that the failure to satisfy any of the above conditions may be considered by the Board to constitute grounds to suspend Respondent’s certificate for a period of up to six (6) months. Respondent is aware that should he violate KRS 161.120 during this period of probationary conditions, the Board may initiate new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

08020467 (John Eldridge)

Accept Agreed Order subjecting Respondent’s certificate to the following probationary conditions for a period of two (2) years from the date of acceptance of this Order by the Board:

1. Respondent shall supply the Board with a report from a licensed and Board-approved counselor that he is psychologically fit to return to duty prior to July 31, 2009. Any expense for said assessment and treatment shall be borne by Respondent.

2. Respondent shall complete twelve (12) hours of ethics training prior to July 31, 2009. Any expense for required training shall be borne by the Respondent. 3. Respondent shall successfully complete a Board-approved course in sexual harassment awareness training prior to July 31, 2009. Any expense for required training shall be borne by the Respondent.

4. Respondent shall receive no further disciplinary action by any school district in the United States including, but not limited to, admonishment, reprimand, suspension or termination.

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 one (1) year. If applicable, at the conclusion of the one year 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*

Recommended Order

Case Number

Decision

0708149 (Jon Ryker)

Accept the Hearing Officer's Findings of Facts, Conclusions of Law, and modify the Recommended Order to include twelve (12) hours of training in classroom management and instructional technique in addition to the one (1) year suspension.

Vote: *Unanimous*

Motion made by Mr. DeAtley, seconded by Ms. May, to adjourn the meeting.

Vote: *Unanimous*

Meeting adjourned at 2:40 p.m.

Next Meeting: May 18, 2009
 9:00 AM (EDT)
 EPSB Board Room
 Frankfort, Kentucky