

The actions delineated below were taken in open session of the EPSB at the August 27, 2007 regular 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 Business Meeting
EPSB Offices, 100 Airport Road, 3rd Floor
Frankfort, Kentucky
August 27, 2007**

Members Present:

Lonnie Anderson
Jim Cibulka
Lydia Coffey
Frank Cheatham
Michael Dailey (for Kevin Noland)
John DeAtley (for Tom Layzell)
Sam Evans
Jennifer Forgy
Rebecca Goss
Allan Paul
Zenaida Smith
Tom Stull
Lorraine Williams
Cynthia York

Members Absent:

Kris Gregory
Kent Juett
Rita Presley

Call to Order

Chairman Tom Stull convened the meeting at 9:10 a.m. EDT.

Amendment of the August 27, 2007 Agenda

Motion made by Ms. Lydia Coffey, seconded by Dr. Jim Cibulka, to amend the agenda to add Action Item, Waiver I. 16 KAR 5:040. Request to Waive Cooperating Teacher Eligibility Requirements – Dr. James Cibulka on behalf of Mr. John Wheeler and Ms. Barbara Kok; Action Item, Waiver J. 16 KAR 7:020. Request to Waive Requirement that Assistant Principals hold a Full-Time Position to Participate in KPIP – Kenton County; Action Item, Waiver K. 16 KAR 7:020. Request to Waive Requirement that a Principal Mentor have a Minimum of Three (3) Years Experience Serving as a Principal – Metcalfe County; and Information Item I. Continuing Education Option (CEO) Issues.

Vote: *Unanimous*

Approval of June 18, 2007 Minutes

Motion made by Dr. Frank Cheatham, seconded by Dr. Cibulka, to approve the June 18, 2007 minutes.

Vote: *13 – Yes*

1 – Recuse (Dr. Sam Evans)

Open Speak

There were two requests for open speak.

Ms. Tracy Dunn asked the board to consider her waiver request on the August agenda, Action Item, Waiver E. to waive the required teaching experience for Director of Special Education certification. She stated that she has been in education for 20 years and has served as a teacher, principal, and director of federal programs. She recently received a master's degree in special education and stated that she appreciated the board's consideration of her waiver request.

Superintendent Tim Hanner addressed the board regarding his support of Ms. Tracy Dunn's waiver request and concern for the inadequate funding of the Kentucky Teacher Internship Program (KTIP) among Northern Kentucky Cooperative for Educational Services (NKCES) and Northern Kentucky superintendents. He discussed a letter addressed to the board from Dawn Tackett, Executive Director of NKCES, describing the cooperative's concern about inadequate KTIP funding. He stated that the cooperative strongly supports and takes pride in KTIP and believes it strengthens the teaching core. Cooperative members fear that a possible stipend reduction to resource teachers may create a lack of confidence in the KTIP program. Superintendent Hanner stated that NKCES members are willing to assist the EPSB to ensure that resource teacher stipends are not reduced. He suggested that legislation be sought to adequately support the KTIP program.

Report of the Executive Director

Report from the Council on Postsecondary Education (CPE)

Mr. John DeAtley updated the board on recent CPE events. CPE released a Request for Proposals (RFP) for individuals interested in serving on an evaluation team for Ed.D. programs in Kentucky. Interested individuals may check the CPE website for information or email Mr. DeAtley, and he will forward the RFP information. The RFP's are due December 20th. The Principal's Academy has been awarded to the University of Kentucky and University of Louisville. Recruitment for the first cohort will begin in the fall with implementation scheduled for summer 2008. Mr. DeAtley further reported that President Tom Layzelle's last day as CPE President will be Friday, August 31st.

Report from the Kentucky Department of Education (KDE)

Mr. Michael Dailey reported that Steve Schenck is recovering well from his surgery.

Recognition

Dr. Rogers recognized Dr. Marilyn Troupe for her ten years of service to the EPSB.

Report of the Chair

Chairman Stull made the following appointments and reappointments:

Appointment of Nominating Committee for Chair and Vice Chair:

Ms. Kristin Gregory (Chair), Ms. Lydia Coffey, and Ms. Lorraine Williams

Appointment of Committee for Annual Evaluation of Executive Director:

Sam Evans (Chair), Rebecca Goss, Jennifer Forgy, Frank Cheatham, and Lorraine Williams

Appointments and Replacements for Kentucky Advisory Council on Internships (KACI):

Aimee Webb will replace Nancy Hack and Cherry Proctor will replace Deborah Brown.

Committee Reports

Report of the Evaluation of the Executive Director Committee

Dr. Sam Evans reported that an executive director evaluation protocol was developed in spring 2006. The current protocol calls for evaluations to be mailed to staff and EPSB members by October 1st and returned by October 15th. Dr. Evans stated that these dates do not allow enough time for evaluations before the end of the year.

2007-057

Motion made by Dr. Sam Evans, seconded by Ms. Lydia Coffey, to change the procedures for the evaluation of the executive director. The evaluations should be mailed to staff and EPSB members by September 1st and returned by September 15th.

Vote: *Unanimous*

Information/Discussion Items

Kentucky Teacher Internship Program (KTIP)/Interdisciplinary Early Childhood Development (IECE) Teacher Performance Assessment Plan

Ms. Cindy Owen reported that since 16 KAR 7:010 requires that all new interns use the TPA beginning January 1, 2008, a workgroup was developed in the fall of 2006 to explore the possibility of developing a TPA for IECE internship. It was the consensus of the group that a TPA should be drafted for IECE internships because of the TPA's focus on student performance. The group drafted, through the input from each university, a KTIP IECE TPA Intern Performance Record (IPR) and a KTIP IECE TPA Handbook. In order for IECE interns to adhere to the same schedule as regular interns in using the TPA by January 1, 2008, the board must waive the use of the IECE Observation Instrument at the September EPSB meeting and allow the use of the KTIP IECE TPA IPR. If the use of the current observation instrument is waived, a design committee member training would be held in October for the first cohort of KTIP IECE TPA interns. Committee members would be trained in November and December of 2007 for the first cohort.

June 2007 Test Reviews and Standard Setting Study

In June test reviews were conducted for eight (8) current tests, and one (1) standard setting study was held. The standard setting study was conducted on *Early Childhood Content Knowledge (0022)* to ascertain its validity for determining whether an IECE teacher is highly qualified to teach core academic subject matter at the kindergarten level. This test would serve as an option for IECE teachers who teach kindergarten and wish to be deemed highly qualified; it would not be required for certification. Currently, IECE teachers may only use the HOUSSE Index to be deemed highly qualified and since the federal government has asked for HOUSSE to be phased out, this new test would give IECE teachers another option.

Discussion ensued among the board. Dr. Cibulka asked why most of the panelists for the school psychologist test accepted a cut score lower than what was recommended by the National Association for School Psychologists (NASP). Ms. Owen explained that the panelists believed that some of the content was not applicable to school psychology, as the test is not designed solely for school psychologists. Dr. Cibulka stated that in the future it would be helpful for staff to present the national percentile for cut scores when the board examines test review results. Ms. Owen stated that she will bring this matter back as an action item in September and provide the EPSB members with the national percentile of cut scores for each of the presented tests.

2008 Legislative Agenda

Ms. Alicia Sneed notified the board that EPSB staff is proposing two items be placed on the legislative agenda for the upcoming legislative session. The first proposed item is to fully fund the KTIP and KPIP budget along with a request to add language to allow for Necessary Government Expenditures (NGE) when needed. The second proposed item is to amend the alternative certification statute to broaden the Troops to Teachers alternative route program to allow the admission of military reservists. This change would mirror federal legislation. Ms. Sneed asked for board input on other possible legislative agenda items. Ms. Lorraine Williams asked if the EPSB may consider adding legislative language to require reading and math courses at the college level. Ms. Sneed informed her that legislative action would not be needed to make this change. If the board formulates a plan, it may be placed in regulation. The legislative agenda will be brought back to the board as an information item in September.

Report on the Preparation of Math and Science Teachers

Dr. Marilyn Troupe reported that the board asked EPSB staff to develop a plan during the summer retreat to improve the preparation of math and science teachers. After the retreat Dr. Rogers asked Mr. Terry Hibpshman to conduct research on the subject.

Noting his concerns with math and science preparation at the elementary level, Dr. Cibulka supported the recommendation to develop a task force. Dr. Evans felt there should not be a major focus on math and science four-year programs. Mr. DeAtley requested that the task force discuss the integration of developmental education into

teacher educator preparation programs. This item will be brought back in October with task force recommendations.

16 KAR 1:010: Standards for Certified School Personnel, Amendment, Notice of Intent

Dr. Evans asked that EPSB staff ensure Kentucky teacher standards are aligned with KTIP. Dr. Troupe assured Dr. Evans that the Kentucky Teacher Standards and the KTIP timeline will be aligned and informed him that the new standards should not be implemented until the regulation becomes final at the beginning of 2008. This will be brought back in September as an Action Item.

The Master's for Rank II Redesign Programs: Amendment, Notice of Intent for 16 KAR 2:010, 16 KAR 4:010, and 16 KAR 5:010. Repeal, Notice of Intent for 16 KAR 8:021

Mr. Carr and Dr. Troupe reported on the proposed regulation changes that will take place as a result of the master's redesign. Dr. Evans asked if adding language that a major is required will impact alternative route programs. Mr. Carr explained that alternative route programs will not be affected because these programs are in another regulation and stand alone.

Dr. Evans expressed his concern with 16 KAR 4:010 proposed section six (6) in allowing individuals to become a reading program consultants when it's possible that they may have little background in reading. Mr. Carr proposed that the language be modified to read that individuals must be certified as a reading specialists or as elementary consultants with appropriate training in reading instruction as verified by the local school district.

Dr. Evans asked that language in 16 KAR 5:010 proposed section twelve (12) be changed from Rank I and Rank II programs to Planned Fifth Year Program for Rank II. He also stated that language in section 12 pertaining to the unit's method to incorporate interpretation and analysis of annual P-12 student achievement data in programs will require discussion on how to complete this requirement.

Ms. Jennifer Forgy asked why the Kentucky Education Association is incorporated within EPSB regulation. She voiced her concerns that some quality teachers may be overlooked to serve on the Board of Examiners because they do not belong to an education association. Dr. Troupe explained that although this language has been in regulation since its inception, she has never denied a teacher the opportunity to serve on the BOE of not belonging to an education association.

This will be brought back in September as an action item. Dr. Troupe will also provide the protocol guidelines that are incorporated by reference for the board to review.

Financial Report for Fiscal Year 2007

Mr. Gary Freeland reported on the EPSB financial report for fiscal year 2007. He stated that all of the EPSB's general fund money was used in fiscal year 2007. Out of the \$500,000 of controllable expenses, the agency managed to save \$200,000 to allocate toward the KTIP. Fiscal year 2008 funds were used to pay for \$195,967 of fiscal year 2007 KTIP expenses. Mr. Freeland stated that it is very possible the agency will continue to draw the cash balance down in fiscal year 2008.

Awarded Contracts

Mr. Freeland reported to the board that James Roe was awarded a personal service contract in the amount of \$4,796.06 for video production of the Troops to Teachers program.

Continuing Education Option (CEO) Issues

Dr. Evans raised concerns about the CEO program, asking that the EPSB review the program due to upcoming changes to the master's program. He asked that the board consider a task force to review the CEO, suspending the CEO admission process until the program is reviewed. EPSB staff will bring task force recommendations in September.

Approval of Contracts

2007-058

Motion made by Dr. Cibulka, seconded by Dr. Cheatham, to authorize the executive director to enter into the proposed contracts and modifications for Dr. Kathy O'Neill in the amount of \$20,000.00; KDE, up to \$20,000; a contract attorney in the amount of \$25,000; KEDC in the amount of \$38,100, Valerie Sanders in the amount of \$2,500; and Anna Bruce Kostelnik in the amount of \$2,500.

Vote: *Unanimous*

Discussion ensued regarding the CEO contract expenses. Mr. Freeland explained that EPSB staff hopes to eliminate the need for CEO contracts in the future.

Alternative Route to Certification Proposal: University of Louisville, Administrator Certification, Option 6

2007-059

Motion made by Ms. Lorraine Williams, seconded by Dr. Cibulka, to approve the University of Louisville's alternative route to certification proposal for administrator certification, Option 6.

Vote: *Unanimous*

Request to be Recognized as a Kentucky Educator Preparation Institution to Offer the Master of Education and Rank I Programs, Indiana Wesleyan University (IWU)

Dr. Marilyn Troupe introduced Dr. Pat Franklin, Kentucky director of graduate studies and education and Kentucky education unit head for IWU. The IWU president wrote a letter of intent to become a Kentucky institution. Dr. Troupe explained that IWU, headquartered in Marion, Indiana, has functioned as an Indiana university, and EPSB staff has traveled to Indiana for accreditation purposes. After the board's Jan 22, 2007 decision, the accreditation process ended for IWU. The university representatives were instructed by the board that they would need to resubmit to be accredited as a Kentucky institution. The IWU president requested in the letter of intent that the university not be required to go through the developmental stage for becoming a Kentucky institution.

2007-060

Motion by Ms. Lorraine Williams, seconded by Ms. Zenaida Smith, not to accept the letter of intent as written.

Discussion ensued. In light of issues raised during discussion, Ms. Williams and Ms. Smith rescinded the motion and second.

Lengthy discussion ensued regarding IWU's compliance since the January 2007 decision. The board questioned whether IWU had complied with the board's intent.

2007-061

Motion made by Dr. Sam Evans, seconded by Ms. Williams, to not accept the IWU Letter of Intent as presented.

Vote: *Unanimous*

16 KAR 3:040. Request to Waive Teaching Experience for Director of Special Education Certificate – Ms. Tracy Dunn

2006-062

Motion made by Mr. Lonnie Anderson, seconded by Ms. Jennifer Forgy, to approve the waiver request and accept related educational experience for the minimum of one year of exceptional child classroom experience for Director of Special Education certification.

Vote: *13 – Yes*

1 – Recuse (Tom Stull)

16 KAR 5:040. Request to Waive Cooperating Teacher Eligibility Requirements – Dr. James Cibulka on behalf of Mr. John Wheeler and Ms. Barbara Kok

2007-063

Motion made by Dr. Sam Evans, seconded by Mr. John DeAtley, to waive the cooperating teacher eligibility requirements for Mr. John Wheeler and Ms. Barbara Kok for fall 2007.

Vote: 13 – Yes
1 – Recuse (Jim Cibulka)

16 KAR 7:010. Request to Waive Language Regarding December Payments to Resource Teachers

Mr. Gary Freeland reported that EPSB staff heard the messages from superintendents across the state that they did not want to reduce the stipend. He presented two scenarios to the board that will allow the agency to pay the \$1,400 resource teacher stipends.

The first and best scenario is that the agency receive a current year appropriation adjustment. Mr. Freeland spoke with the Education Cabinet and the Governor's Office for Policy and Management (GOPM) government analyst. Both supported the EPSB's request for a current year appropriation adjustment. The GOPM government analyst was impressed that the agency managed to save money and contribute to solving the KTIP funding problem. The EPSB contributed \$450,000 from other funding areas toward the KTIP in fiscal year 2007.

Mr. Freeland sent a request to GOPM for \$963,000 to fully fund KTIP and \$83,000 to fully fund KPIP for fiscal year 2008. This figure allows for a 2% increase in the number of KTIP interns from 2007. The approval of this request will not be known until around April of 2008, but Mr. Freeland will know within the next few months if the EPSB's request will be placed in the budget bill. If the request is included in the budget in January, the General Assembly will make its final decision in April. In the meantime, the agency will continue to operate by conserving money in order to pay the \$1,400 stipend to resource teachers.

If the agency does not receive a current year appropriation adjustment, it will still commit to the \$1,400 resource teacher stipend. To do so, the agency will need to find \$1 million. The agency's plan is as follows: 1) conserve \$200,000 in operating expenditures as it did in fiscal year 2007 by restricting travel and purchases 2) use \$200,000 from the National Board Incentive Trust Fund 3) use \$ 300,000 in current appropriations for National Board 4) use \$300,00 from a federal Perkins grant used to reimburse Career and Technology Education teachers in the KTIP program. With this plan, it is projected that \$200,000 in KTIP expenses will be carried over into fiscal year 2009.

Both scenarios will allow for resource teachers to receive a full stipend, but doing so will deplete both the agency's cash balance and the National Board Incentive Trust Fund, and

put the agency in a financial bind. Mr. Freeland expressed his confidence, however, that the agency will receive some type of adjustment from the governor's office.

16 KAR 6:010. Request to Waive Kentucky Content Assessment Requirements for Secondary English and/or Secondary Mathematics - Ms. Noelle Carpenter

2007-064

Motion made by Dr. Cibulka, seconded by Ms. Lydia Coffey, to accept the MTTC English (02) in place of the Praxis II English Language, Literature, and Composition: Content Knowledge (0041); do not accept the MTTC English (02) in place of the Praxis II English Language, Literature, and Composition: Essays (0042); accept the MTTC Mathematics (22) in place of the Praxis II Mathematics: Content Knowledge (0061); and do not accept the MTTC Mathematics (22) in place of the Mathematics: Proofs, Models, and problems, Part 1 (0063).

16 KAR 6:010. Request to Waive Written Examination Prerequisites for Teacher Certification - Ms. Shatha Shakir

2007-065

Motion made by Mr. Lonnie Anderson, seconded by Ms. Williams, to deny the waiver request to not be required to pass the Education of Exceptional Students: Core Content Knowledge (0353) test.

Vote: *Unanimous*

Expressing her concern for this individual and others who have difficulty passing tests because of language barriers, Ms. Smith expressed her concern for this individual and others that have difficulty passing tests because of language barriers and would like the board to help these individuals receive assistance. Ms. Williams did not feel that finding assistance for teachers was within the purview of the board; ensuring teacher quality is. Board attorney Diane Fleming stated that professional organizations are often utilized to help professionals who need assistance and perhaps this individual could seek help from a professional organization. Ms. Jennifer Forgy stated that Ms. Shakir may wish to have conversations with Northern Kentucky University since the board recently approved a program for NKU to teach Arabic.

16 KAR 4:060. Request to Waive 1/3 of the Renewal Requirement for a One-Time Certificate Extension – Mr. Gary Baker

2007-065

Motion made by Ms. Williams, seconded by Ms. Coffey, to waive the requirement for Mr. Gary Baker that one-third of the renewal requirement be completed before a one-time, one-year extension be granted.

Dr. Evans expressed his concern that it appears the teacher is away from the school setting a number of days throughout the course of the year which may negatively impact students.

Vote: 12 – Yes

2 – No (Lonnie Anderson; Sam Evans)

16 KAR 2:010. Request to Waive Experience Requirement for Issuance of the TC-HQ Certification Process – Kristen Eichler

2007-066

Motion made by Ms. Coffey, seconded by Dr. Cheatham, to not waive the requirement of experience used for the TC-HQ certification process to be “in the area of certification being sought” for Ms. Kristen Eichler.

Vote: Unanimous

16 KAR 4:060. Request to Waive 1/3 of the Renewal Requirement for a One-Time Certificate Extension – Ms. Peggy Petrone

2007-067

Motion made by Dr. Cibulka, seconded by Mr. DeAtley, to waive the requirement for Ms. Peggy Petrone that one-third of the renewal requirement be completed before a one-time, one-year extension be granted.

Vote: Unanimous

16 KAR 4:060. Request to Waive 1/3 of the Renewal Requirement for a One-Time Certificate Extension – Ms. Heather Turner

2007-068

Motion made by Mr. DeAtley, seconded by Ms. Williams, to waive 1/3 of the renewal coursework requirement for a one-year extension of Ms. Heather Turner’s teaching certificate.

Vote: Unanimous

16 KAR 7:020. Request to Waive Requirement that Assistant Principals hold a Full-Time Position to Participate in KPIP – Kenton County

2007-069

Motion made by Mr. Lonnie Anderson, seconded by Ms. Coffey, to waive the regulatory requirement that assistant principals hold a full-time position to participate in KPIP for two new half-time assistant principals in Kenton County.

Vote: *Unanimous*

16 KAR 7:020. Request to Waive Requirement that a Principal Mentor have a Minimum of Three (3) Years Experience Serving as a Principal – Metcalfe County

2007-070

Motion made by Ms. Coffey, seconded by Mr. DeAtley, to not waive the regulatory requirement that an individual selected to serve as a principal mentor have a minimum of three (3) years of experience serving as a principal.

Vote: *13 - Yes*
1 – Recuse (Sam Evans)

Board Comments

There were no board comments.

**DISCIPLINARY MATTERS:
MINUTES OF CASE REVIEW
August 27, 2007**

Motion made by Dr. James Cibulka, seconded by Ms. Zenaida Smith, 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. Lydia Coffey, seconded by Mr. Lonnie Anderson, to return to open session.

Vote: *Unanimous*

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

Tom Stull, Zenaida Smith, Sam Evans, James Cibulka, Jennifer Forgy, Cynthia York, Frank Cheatham, Lonnie Anderson, Allan Paul, Rebecca Goss, Lorraine Williams, Lydia Coffey, Michael Dailey, and John DeAtley.

Attorneys present were Alicia A. Sneed, Diane Fleming, and Gary A. Stephens.

INITIAL CASE REVIEW

<u>Case Number</u>	<u>Decision</u>
07-0474	Hear
07-0232	Hear
07-0484	Hear
07-0594	Hear
07-0479	Hear
07-0592	Admonish
07-0585	Defer for proof
07-0481	Hear
07-0596	Admonish
07-0483	Admonish
07-0597	Hear
07-0460	Defer for proof
07-0351	Defer for proof
07-0473	Hear
07-0477	Hear
07-0590	Hear
07-0480	Hear
07-0587	Hear (<i>Mr. Paul, recused</i>)
07-0595	Admonish
07-0586	Hear
07-05102	Hear
07-0591	Admonish
07-05101	Hear
07-06106	Hear
07-05100	Hear
07-0482	Hear
07-06113	Hear
07-0476	Hear
07-0346	Hear
07-0471	Hear
07-06105	Hear
07-0593	Hear
07-0222	Hear
07-0588	Hear
07-0598	Hear

07-0478	Defer for proof
07-05103	Hear
07-06110	Hear (<i>Ms. Coffey, recused</i>)
06-09224	Dismiss Without Prejudice
06-11261	Dismiss Without Prejudice
05-10188	Hear
06-05104	Dismiss Without Prejudice
07-0231	Dismiss Without Prejudice

Character/Fitness Review

<u>Case Number</u>	<u>Decision</u>
07-070	Deny
07-067	Approve
07-063	Approve
07-076	Approve
07-077	Approve
07-078	Approve
07-079	Approve
07-081	Approve
07-083	Approve
07-084	Approve
07-085	Approve
07-086	Approve
07-087	Approve
07-090	Approve
07-091	Approve
07-065	Approve
07-075	Approve
07-088	Approve
07-092	Approve
07-093	Approve
07-094	Approve
07-095	Approve
07-097	Approve
07-080	Approve
07-089	Approve
07-098	Approve
07-099	Approve
07-082	Approve
07-096	Approve
07-100	Approve
07-102	Approve
07-103	Approve
07-104	Deny
07-105	Approve

07-108	Approve
07-109	Approve
07-110	Approve
07-107	Approve
07-112	Approve
07-115	Approve
07-114	Defer
07-116	Approve
07-117	Approve
07-118	Approve
07-119	Approve
07-120	Approve
07-121	Approve
07-122	Approve
07-106	Approve
07-123	Approve
07-124	Approve
07-125	Approve
07-126	Approve
07-127	Defer
07-128	Approve
07-129	Approve
07-130	Approve
07-132	Approve
07-131	Approve
07-133	Approve
07-134	Approve
07-135	Approve

Agreed Orders

<u>Case Number</u>	<u>Decision</u>
06-12283 (Joyce Scott)	Accept agreed order suspending Respondent's certificate, including any and all endorsements, for a period of one (1) year from the date this order is approved by the Board. Upon acceptance of this agreement by the Board, Respondent shall immediately surrender the original certificate and all copies of her certificate to the EPSB, by delivering or mailing them to 100 Airport Road, 3 rd Floor, Frankfort, Kentucky 40601. In addition to any educational requirements, reinstatement of Respondent's teaching certificate at the conclusion of the one (1) year period is expressly conditioned

upon Respondent providing written proof to the Board that she has complied with the following:

1. Prior to reinstatement, Respondent shall supply the Board with a report from a licensed and Board approved alcohol/substance abuse counseling program that she has been assessed and complied with all recommended treatment. Any expense for said assessment and treatment shall be paid by Respondent.

2. Respondent shall provide written proof to the Board that she has received twelve (12) hours of professional development/training in ethics as approved by the Board. Any expense for this professional development/training in ethics shall be paid by Respondent. Should Respondent fail to satisfy either of these conditions, her teaching certificate shall not be reinstated.

Vote: *Unanimous*

06-09233 (Erin Tackett)

Accept Agreed Order placing Respondent's certificate on probation 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 December 31, 2007. Any expense for required training shall be born by the Respondent.

2. Respondent shall supply the Board with a report from a licensed and Board-approved alcohol/substance abuse counseling program that she has been assessed and has complied with all recommended treatment prior to July 31, 2007. Any expense for said assessment and treatment shall be born by the Respondent.

3. Respondent shall provide the Board with quarterly reports from her employment supervisor as to her progress during the entire probationary period.

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 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, her certificate shall remain suspended until such time as conditions 1 and 2 are met.

Vote: *Unanimous*

06-12289 (David Jones)

Accept Agreed Order revoking Respondent's certificate for a period of three (3) years from the date this order is approved by the Board. 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:

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.

Vote: *Unanimous*

06-0233 (Terry Ginter)

Accept Agreed Order suspending Respondent for a period of one (1) year from the date this order is approved by the Board. 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. Reinstatement of Respondent's Kentucky teaching certificate, at the conclusion of the one (1) year suspension period is expressly conditioned upon Respondent providing

written evidence to the Board, prior to the date of reinstatement that he has complied with the following:

Respondent shall complete twelve (12) hours of professional development/training in the areas of ethics and fiscal mismanagement, as approved by the Board. Any expense incurred for the program shall be paid by Respondent. Upon reinstatement, maintenance of Respondent's certificate shall be subject to successful completion of his court monitored felony diversion in Montgomery Circuit Court. Respondent shall provide quarterly reports to the Board that he is complying with the felony diversion program and shall provide written proof that he has successfully completed the program and that his charges were dismissed/diverted. Quarterly reports shall be due on January 1, April 1, July 1, and October 1 of each year Respondent remains in the felony diversion program. Failure to provide quarterly reports of his progress will result in an automatic suspension of his certificate and the certificate shall remain suspended until the reports are received by the Board. Should Respondent fail to successfully complete the felony diversion program, Respondent's certificate shall be automatically suspended and further disciplinary action shall be initiated against Respondent's teaching certificate.

Vote: *Unanimous (Ms. Forgy, recused)*

05-08155 (Mary McKendrick) Accept Agreed Order dismissing Respondent's case without prejudice on the following conditions. Prior to her return to a position that requires Kentucky certification, Respondent shall provide written evidence to the Board from a Kentucky licensed and/or certified physician, approved by the Board, that she is compliant with any and all treatment recommendations, is fit to return to the classroom and does not present a danger to herself or others. If Respondent has not been released from treatment, she shall present written reports from her treating physician every six months from the date of the first report until such time as she is released from care. Any expense involved in meeting this requirement shall be paid by Respondent. Should

Respondent violate this agreement, her certificate shall be automatically suspended and remain so until these conditions are met.

Vote: *Unanimous*

06-05102 (Edwina Slack) Accept Agreed Order in which Respondent agrees that she shall not renew or reapply for her expired certificate for Instructional Leadership – School Superintendent.

Vote: *Unanimous*

05-0592 (Melissa Wall) Accept Agreed Order admonishing Respondent for teaching in a Kentucky public school without a valid teaching certificate. As a member of the teaching profession, it is Respondent's responsibility to not only meet the requirements for certification, but to also take all necessary steps to ensure that her certificate remains in good standing. This Order shall serve as a warning to Respondent that the Board will treat any future violation of this nature with a severe sanction regardless of extenuating circumstance.

Vote: *Unanimous*

06-11279 (Phyllis Robinson) Accept Agreed Order suspending Respondent for six (6) days beginning November 15 and ending November 22, 2006. Respondent shall immediately surrender the original and all copies of her certificate to the Board, by delivery or mail, to 100 Airport Road, 3rd Floor, Frankfort, Kentucky 40601. Respondent shall provide to the Board, on or before January 1, 2008, written evidence from a Kentucky licensed and/or certified physician and/or mental health professional, approved by the Board, that she has undergone an anger management assessment and completed any and all treatment recommendations. Any expense for this assessment and any required counseling or treatment shall be paid by Respondent. Should Respondent fail to satisfy this condition, her certificate shall be automatically suspended and remain so until this condition is met.

Vote: *Unanimous*

06-12286 (Robert Barr)

Accept Agreed Order retroactively suspending all of Respondent's administrative certificates and endorsements for a period of two (2) years beginning October 26, 2006. Respondent shall neither apply for, nor be issued any type of school administrative certificate in the Commonwealth of Kentucky until October 26, 2008.

In addition, Respondent's teaching certificate shall be subject to the following probationary conditions for a period of three (3) years from the date of acceptance of this Order by the Board.

1. Respondent shall submit written evidence of his completion of twelve (12) hours of professional development/training in the area of ethics as approved by the Board by January 1, 2008. Any expense for the professional development/training shall be paid by Respondent.

2. Respondent shall submit written evidence of his completion of an accredited course in financial management for schools as approved by the Board by January 1, 2009. Any expense for said training shall be paid by Respondent.

3. Respondent shall not administer, monitor, or collect any school funds during this period of time. If employed in a Kentucky public school, Respondent shall submit a notarized statement from his direct supervisor by May 1 of each year of the probationary period verifying that Respondent did not administer, monitor, or collect any school related funds for the school year. If Respondent is not employed in a Kentucky public school, he shall file a notarized statement by May 1 of each year of the probationary period stating that he is not employed in a Kentucky public school.

By entering into this Agreed Order, Respondent agrees that should he fail to satisfy any of these conditions, his high school teaching certificate shall be automatically revoked for an additional period of three (3) years. If Respondent violates these conditions prior to the reinstatement of his administrative certificates, those certificates shall remain revoked until the conclusion of the additional three (3) year revocation period. If Respondent violates the above numerated

conditions after reinstatement of his administrative certificates, those certificates shall be revoked for an additional three (3) years. Respondent is aware that should he violate KRS 161.120, either during or following this three (3) year probationary period, the Board shall initiate a new disciplinary action and seek additional sanctions.

Vote: *Unanimous (Ms. Forgy, recused)*

05-11209 and 03-0696(Stephanie Tackett) Accept Agreed Order revoking Respondent's certificate for a period of ten (10) years from April 28, 2006. Respondent shall surrender the original and all copies of her certificate, in her possession, immediately, by first class mail or delivery to the EPSB, 100 Airport Road, Third Floor, Frankfort, Kentucky 40601. Upon re-application, Respondent will supply a report from an approved licensed counselor in the area of chemical/substance abuse counseling that she has been evaluated and complied with all treatment recommendations of that substance abuse counselor. The Board shall not arbitrarily withhold said approval. Any expense for said evaluation shall be born by the Respondent. Respondent will be subject to random drug and alcohol testing for a period of five (5) years following her reinstatement. Failure to comply with these provisions of the Agreed Order will result in Respondent's re-application being denied.

Vote: *Unanimous*

Findings of Fact, Conclusions of Law and Recommended Orders

Consideration of the following matter took place with attorneys Alicia A. Sneed and Gary A. Stephens out of the room.

Case Number

Decision

KT-06-003 (Inrae Vollmer)	Adopt the Hearing Officer's Findings of Fact, Conclusions of Law, and Recommended Order and issue a Final Order denying Petitioner's request for a professional teaching certificate and nullifying her internship.
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Vote: *Unanimous*

Motion made by Mr. Anderson, seconded by Dr. Cheatham, to adjourn the meeting.

Vote: *Unanimous*

Meeting adjourned at 4:30 p.m.

Next Meeting: September 24, 2007
 9:00 AM
 EPSB Board Room
 Frankfort, Kentucky