

The actions delineated below were taken in open session of the EPSB at the September 24, 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
September 24, 2007**

Members Present:

Jim Cibulka
Lydia Coffey
Frank Cheatham
Michael Dailey (for Kevin Noland)
John DeAtley (for Brad Cowgill)
Sam Evans
Jennifer Forgy
Kristin Gregory
Kent Juett
Allan Paul
Rita Presley
Zenaida Smith
Tom Stull
Lorraine Williams
Cynthia York

Members Absent:

Lonnie Anderson
Rebecca Goss

Call to Order

Chairman Tom Stull convened the meeting at 9:15 a.m. EDT.

Amendment of the September 24, 2007 Agenda

Motion made by Dr. Frank Cheatham, seconded by Ms. Kris Gregory, to amend the agenda to add Action Item, Waiver G. 16 KAR 5:040. Request to Waive the Cooperating Teacher Eligibility Requirements – Dr. William Phillips on behalf of Ms. Susan Nichole Caskey and Action Item, Waiver H. 16 KAR 2:120. Request to Waive 6 New Hours for Re-issuance of an Emergency Teaching Certificate – Mr. Steven Sharpe.

Vote: *Unanimous*

Approval of August 27, 2007 Minutes

Motion made by Dr. Jim Cibulka, seconded by Ms. Lydia Coffey, to approve the August 27, 2007 minutes.

Vote: *Unanimous*

Open Speak

Ms. Kristen Eichler

Ms. Eichler asked the board to reconsider her August EPSB meeting waiver request for initial certification in special education. She taught language arts in a resource setting for eight years and became aware of the highly qualified process when her district identified her as highly qualified in language arts. She stated that she exceeds the point requirements according to the HOUSSE index. Based upon her credentials, which she believes meet the EPSB criteria, Ms. Eichler requested that the board grant her certification. Copies of her request and documentation were later distributed to the board members.

Ms. Re Nea Riddle

Ms. Riddle informed the board that she is a highly skilled educator with the Kentucky Department of Education through a Memorandum of Agreement with Laurel County Schools. According to Ms. Riddle, she was told by the principal preparation institution she attended that it would not be an obstacle to obtain a principalship certificate without a master's degree. Ms. Riddle has successfully completed the planned fifth-year program and principal portfolio and received her Rank I. Additionally, Ms. Riddle shared with the board letters of support from university faculty. She asked the board to consider her waiver request that is on the September agenda.

Mr. Steve Sharpe

Mr. Sharpe asked the board to consider his request on the September agenda to waive the requirement for six (6) new graduate hours for a reissuance of an emergency teaching certificate. For the past nine years, Mr. Sharpe taught on a Statement of Eligibility. He was not aware until July 2007 that his employment would be in jeopardy for the 2007 – 08 school year since a valid Statement of Eligibility alone is not sufficient credentials for his teaching position. He thanked the board for considering his request.

Dr. William Drake (Address to board was given just prior to action item on agenda for Midway College)

President Drake stated that he appreciated the unanimous decision from the Accreditation Audit Committee (AAC) to grant accreditation for the School for Career Development at Midway College. Dr. Drake reported that Midway College's School for Career Development is a program of high quality, meets NCATE standards, and serves nontraditional students unlike many other colleges. According to the EPSB's Quality Performance Index, Midway is ranked sixth in the state. Midway representatives disagree with the Board of Examiners (BOE) and AAC that EPSB Standards 5 and 6 were not met. Dr. Drake stated that he feels strongly that Midway representatives' documentation demonstrated that Midway College is a strong institution.

Report of the Executive Director

Report from the Kentucky Department of Education (KDE)

Mr. Michael Dailey reported that Steve Schenck has recovered well and is working full-time.

Report from the Council on Postsecondary Education (CPE)

There was no report from the CPE.

Report of the Chair

Mr. Tom Stull appointed the following individuals to the Continuing Education Option (CEO) Task Force:

Sam Evans, Russ Wall, Kathy Gunn, Jamie Spugnardi, Jack Moreland, Roger Wagner, Tom Schmitt, Mitzi Stephens, April Roberts, and Lena Aldridge

Committee Reports

Nominating Committee

On behalf of the nominating committee, Chair Kris Gregory recommended Dr. Jim Cibulka for chair and Ms. Lorraine Williams for vice chair.

2007-071

Motion made by Dr. Sam Evans, seconded by Ms. Jennifer Forgy, to accept the slate from the nominating committee and elect a chair and vice chair during the September EPSB meeting.

Vote: *Unanimous*

2007-072

Motion made by Ms. Kristin Gregory, seconded by Mr. Kent Juett, to elect Dr. James Cibulka as chair and Ms. Lorraine Williams as vice chair for 2007 - 08.

Vote: *13 – Yes*

2 – Recuse (Dr. Cibulka, Ms. Williams)

Evaluation of the Executive Director Committee

Dr. Evans reported that the committee planned to meet after the September EPSB meeting and review the executive director evaluations that were submitted by staff and board members. Although a narrative of 2006-08 goals and indicators was included as an attachment on the evaluation form, the goals and indicators used for the evaluation were the 2004- 06 goals and indicators. Despite the misalignment, the board agreed to proceed with the evaluation using the completed evaluation forms from staff and board members.

Information/Discussion Items

Awarded Contracts

Mr. Gary Freeland informed the board that the following contracts and amendments were completed and signed by the executive director after approval was given by the board at the August 27, 2007 EPSB meeting:

KY Department of Education for IECE Test Development: \$20,000.00

KEDC for National Board mentoring: \$38,100.00

Valerie Sanders for CEO Scoring: \$2,500.00

Anna Kostelnik for CEO Scoring: \$2,500.00

Biennium Budget

Mr. Freeland reviewed the proposed budget with the board. Due to the early stage of development, he stated that the budget figures may look different in October when it is brought to the board for approval.

Expense Reimbursement Procedure

To clarify the expense reimbursement procedure, Mr. Freeland requested that board members submit itemized credit card receipts (if applicable) with their travel vouchers. A notarized affidavit may be submitted if a receipt is misplaced.

New Teacher Survey

Ms. Cindy Owen explained that the New Teacher Survey illustrates how well education preparation programs are preparing students to teach. In reviewing the results, EPSB staff found no change in the data from previous years, which indicates the instrument may need to be restructured. EPSB staff will update the survey and include clearer definitions upon changes in the Kentucky Teacher Standards. Dr. Cibulka suggested that, when revised, the survey could be used for program improvement and program approval. Ms. Williams asked for principals to be allowed to participate in the survey.

Action Items

Kentucky Teacher Internship Program (KTIP) Appeals

Mindy Burton

2007-073

Motion made by Ms. Rita Presley, seconded by Ms. Lydia Coffey, to approve the Appeals Committee's recommendations to nullify the internship and allow the intern to repeat the internship without penalty.

Vote: *Unanimous*

Douglas Chaffin

2007-074

Motion made by Ms. Coffey, seconded by Ms. Zenaida Smith, to approve the Appeals Committee's recommendation to uphold the decision of "unsuccessful" by the intern committee. Another Statement of Eligibility shall be issued to the intern, unless the intern has exhausted the two (2) year provision for participation in the Kentucky Teacher Internship Program, or the period of validity for the Statement of Eligibility has expired pursuant to 16 KAR 7:010, Section 10.

Vote: *Unanimous*

Marijean Edington

2007-075

Motion made by Ms. Presley, seconded by Ms. Lorraine Williams, to approve the Appeals Committee's recommendations. Procedural errors by the intern committee make it impossible to determine if the intern was, in fact, unsuccessful. The internship shall be nullified, and the intern shall be allowed to repeat the internship without penalty. The intern committee shall receive further KTIP training prior to another assignment.

Vote: *Unanimous*

Katrina Graves

2007-076

Motion made by Ms. Kristin Gregory, seconded by Mr. Kent Juett, to approve the Appeals Committee's recommendation that the decision of "unsuccessful" by the intern committee not be upheld. The Division of Certification shall issue the appropriate certificate to the teacher intern pursuant to 16 KAR 7:010 Section 9(5).

Vote: *Unanimous*

Justin Hodge

2007-077

Motion made by Ms. Coffey, seconded by Dr. Jim Cibulka, to approve the Appeals Committee's recommendation. Procedural errors by the intern committee make it impossible to determine if the intern was, in fact, unsuccessful. The internship shall be nullified, and the intern shall be allowed to repeat the internship without penalty. The entire beginning teacher committee shall be retrained in KTIP.

Vote: *Unanimous*

Leslie Maxwell

2007-078

Motion made by Ms. Williams, seconded by Ms. Cynthia York, to approve the Appeals Committee's recommendation that the decision of unsuccessful by the intern committee not be upheld. The Division of Certification shall issue the appropriate certificate to the teacher intern pursuant to 16 KAR 7:010 Section 9(5).

Vote: *Unanimous*

Tessa Powell

2007-079

Motion made by Ms. Williams, seconded by Dr. Frank Cheatham, to approve the Appeals Committee's recommendation that the decision of "unsuccessful" by the intern committee not be upheld. The Division of Certification shall issue the appropriate certificate to the teacher intern pursuant to 16 KAR 7:010 Section 9(5).

Vote: *Unanimous*

Emily Sautter

2007-080

Motion made by Dr. Cibulka, seconded by Ms. Smith, to approve the Appeals Committee's recommendation that the decision of "unsuccessful" by the intern committee be upheld. Another Statement of Eligibility shall be issued to the intern, unless the intern has exhausted the two (2) year provision of participation in the Kentucky Teacher Internship Program, or the period of validity for the Statement of Eligibility has expired pursuant to 16 KAR 7:010, Section 10.

Vote: *Unanimous*

Brian Sersaw Sr.

2007-081

Motion made by Ms. Coffey, seconded by Ms. Smith, to approve the Appeals Committee's recommendation that the decision of "unsuccessful" by the intern committee be upheld. Another Statement of Eligibility shall be issued to the intern, unless the intern has exhausted the two (2) year provision for participation in the Kentucky Teacher Internship Program, or the period of validity for the Statement of Eligibility has expired pursuant to 16 KAR 7:010, Section 10.

Vote: *Unanimous*

Donald Shepherd

2007-082

Motion made by Ms. Williams, seconded by Mr. Allan Paul, that procedural errors by the intern committee make it impossible to determine if the intern was, in fact, unsuccessful. The internship shall be nullified, and the intern shall be allowed to repeat the internship without penalty. The KTIP coordinator shall receive one-on-one training, and a letter from the board shall be sent to the school district advising that it is responsible for maintaining internship records and supplying them to the board in case of a finding of unsuccessful.

Vote: *Unanimous*

Leanne Webb

2007-083

Motion made by Dr. Cibulka, seconded by Ms. Gregory, that procedural errors by the intern committee make it impossible to determine if the intern was, in fact, unsuccessful. The internship shall be nullified, and the intern shall be allowed to repeat the internship without penalty.

Discussion ensued about how to monitor situations when a resource teacher is absent for an extended period of time during the internship. Ms. Cindy Owen advised that her staff will discuss ways to monitor those situations carefully.

Vote: *Unanimous*

2007 Title II Report

2007-084

Motion made by Dr. Cheatham, seconded by Ms. York, to approve the 2005 – 06 Title II Report for submission to the United States Department of Education (USDOE).

Vote: *Unanimous*

Campbellsville University: Accreditation of the Educator Preparation Unit and Approval of Programs

Unit Accreditation

2007-085

Motion made by Ms. Coffey, seconded by Dr. Cibulka, to accept the recommendation of the Accreditation Audit Committee (AAC) and grant accreditation for Campbellsville University.

Vote: *14- Yes*

1- Recuse (Dr. Cheatham)

Program Approval

2007-086

Motion made by Dr. Sam Evans, seconded by Ms. Rita Presley, to accept the recommendation of the AAC and grant approval for the initial and advanced level educator preparation programs at Campbellsville University.

Vote: 14 – Yes
1 – Recuse (Dr. Cheatham)

St. Catharine College: Stage Three of the Developmental Process for New Educator Preparation Programs

2007-087

Motion made by Ms. Williams, seconded by Dr. Cheatham, to accept the recommendation of the AAC and grant approval for temporary authorization for St. Catharine College.

Vote: Unanimous

Midway College: Accreditation of the School for Career Development

Dr. Marilyn Troupe reported that at the November 15, 2005 meeting, Midway's Women's Day College was granted continuing accreditation and the School for Career Development was granted accreditation with conditions. The Accreditation Audit Committee (AAC) and Board of Examiners (BOE) reviewed Midway's on- and off-campus sites in March 2007 upon the request of the board at the November 2005 meeting.

Dr. Cibulka asked why the AAC voted to accredit Midway's School for Career Development. Ms. Conrad stated that the AAC considered the fact that Midway serves non-traditional students who may not be able to obtain education elsewhere; therefore, the AAC recommended accreditation.

Dr. Evans explained the definition of a unit, contending that every aspect of teacher education at Midway College falls under one unit; therefore, any action taken by the board would affect Midway College's Women's Day College as well as the School for Career Development. Discussion ensued about Midway's faculty scholarly work and staffing issues. Dr. Cibulka expressed his concerns about Midway's School for Career Development. Seven (7) areas of improvement remain since the November 2005 findings, and seven (7) new areas of improvement have since been found.

2007-088

Motion made by Dr. Evans, seconded by Ms. Coffey, not to accept the AAC recommendation but to revoke accreditation for the School for Career Development and Women's Day College at Midway College.

Discussion ensued. Board Attorney Fleming stated that although she understood philosophically why Dr. Evans sought to take action against Midway College's entire

unit, procedurally the board should not take this route, because the board had already approved accreditation for the Women's Day College.

2007-089

Motion made by Dr. Evans, seconded by Ms. Coffey, not to accept the AAC recommendation but to revoke accreditation for the School for Career Development at Midway College.

Vote: 13 – Yes

1 – Recuse (Jennifer Forgy)

1 – No (Tom Stull)

Dr. Sam Evans noted that his decision was not a philosophical issue but strictly an accreditation issue.

16 KAR 3:050. Request for Principal Certification with Completion of a Fifth-Year Program – Ms. Re Nea Riddle

Mr. Mike Carr informed that board that, in addition to her initial waiver request, Ms. Riddle also requested a waiver to add supervisor of instruction on her certificate.

2007-090

Motion made by Ms. Williams, seconded by Ms. Coffey, to deny both waiver requests.

Vote: 11- Yes

1 – No (Michael Dailey)

2 – Recuse (Jim Cibulka and Allan Paul)

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

2007-091

Motion made by Ms. Coffey, seconded by Dr. Cibulka, to waive the use of the IECE Observation Instrument, January 2005 edition, and allow the use of the KTIP IECE TPA IPR.

Vote: Unanimous

Using Praxis II Early Childhood Content Knowledge (0022) as an Instrument for Determining Whether an IECE Teacher is Highly Qualified

2007-092

Motion made by Dr. Evans, seconded by Mr. Michael Dailey, to approve the use of Early Childhood Content Knowledge (0022) as an instrument for determining whether an IECE teacher is highly qualified and accept the panel-recommended passing score of 165.

Vote: Unanimous

16 KAR 1:010: Standards for Certified School Personnel, Amendment, Final Action

2007-093

Motion made by Dr. Cibulka, seconded by Ms. Gregory, to approve the proposed amendments to 16 KAR 1:010.

Vote: *Unanimous*

The Master's and Planned Fifth-Year for Rank Change Programs: 16 KAR 2:010. Kentucky Teaching Certificates, 16 KAR 4:010. Qualifications for Professional School Positions, and 16 KAR 5:010. Standards for Accreditation of Educator Preparation Units and Approval of Programs; Amendment, Final Action. 16 KAR 8:022. Repealer for 16 KAR 8:021, Final Action

Issue 1:

Motion made by Ms. Coffey, seconded by Ms. Jennifer Forgy, to approve the amendments to 16 KAR 2:010.

Discussion ensued. Dr. Evans asked how the proposed regulation changes will impact physical and health education if a major is required. Mr. Mike Carr stated that both majors would be required in order to teach both physical and health education.

The motion was clarified as follows:

2007-094

Motion made by Ms. Coffey, seconded by Ms. Jennifer Forgy, to approve the proposed amendment to 16 KAR 2:010. Specialties shall remain in Section 4(2)(3)(f) instead of the proposed major language.

Dr. Evans asked EPSB staff to ensure that alternate routes to certification programs will not be affected by the regulation change.

Vote: *Unanimous*

Issue 2:

2007-095

Motion made by Dr. Cibulka, seconded by Dr. Evans, to approve the amendments to 16 KAR 4:010.

Vote: *Unanimous*

Issue 3:

Dr. Cibulka asked Dr. Troupe to clarify some of the language in 16 KAR 5:010. In Section 12 (3)(e)(b)(5), Dr. Cibulka stated that the program designs seem very specific

and prescriptive. Dr. Troupe replied that this language was intended to be interpreted broadly.

2007-096

Motion made by Dr. Cibulka, seconded by Dr. Cheatham, to approve the amendments to 16 KAR 5:010.

Vote: *Unanimous*

Issue 4:

2007-097

Motion made by Ms. Coffey, seconded by Ms. Forgy to approve the repeal of 16 KAR 8:021.

Vote: *Unanimous*

Emergency Non-Certified Substitute Program Approvals

2007-098

Motion made by Dr. Evans, seconded by Ms. Gregory, to approve the local school districts' applications for the Emergency Non-Certified School Personnel Program, 2007 – 08 with the exception of Jefferson County, which no longer wishes to utilize emergency non-certified school personnel.

Vote: *Unanimous*

Continuing Education Option Charter and Appointments

2007-099

Motion made by Ms. Williams, seconded by Mr. Juett, to approve the recommendations for the CEO Task Force charter.

Vote: *Unanimous*

Waivers

16 KAR 5:040. Request to Waive the Cooperating Teacher Eligibility Requirements – Dr. Brenda Priddy on behalf of Mr. Jim Campbell

2007-100

Motion made by Dr. Cibulka, seconded by Ms. Coffey, to waive the cooperating teacher eligibility requirements for Mr. Jim Campbell for fall 2007.

Vote: *13 – Yes*

1 – Recuse (Dr. Cheatham)

16 KAR 6:010. Request to Waive the Kentucky Content Assessment Requirements for Middle School and Secondary English Certification- Ms.Jamie Marsh

2007-101

Motion made by Dr. Evans, seconded by Dr. Cheatham, to not accept the Praxis III English Grades 4 – 8 in place of the Praxis II Principles of Learning and Teaching: Grades 5 – 9 (0523) or Principles of Learning and Teaching: Grades 7 – 12 (0524).

Vote: *Unanimous*

16 KAR 6:010. Request to Waive the Kentucky Assessment Requirement for Secondary Social Studies certification- Mr. Jeremy Thomas

2007-102

Motion made by Mr. Juett, seconded by Ms. Presley, to accept the CSET Social Science I, II, and III in place of the Praxis II Social Studies: Content Knowledge (0081) and Social Studies: Interpretation of Materials (0083). Do not accept the SCET Social Science I, II, & III in place of the Praxis II Principles of Learning and Teaching: Grades 7 – 12 (0523).

Vote: *Unanimous*

16 KAR 4:020. Exceptional Children Teacher Assignment Waivers

2007-103

Motion made by Ms. Coffey, seconded by Ms. York, to approve the teaching assignment waivers as recommended by the Division of Exceptional Children Services (DECS) and EPSB staff.

Vote: *13 – Yes*
1 – Recuse (Dr. Cheatham)

16 KAR 8:020. Request to Waive the Requirements for Rank II- Edith Ballestero

Ms. Smith noted her concerns that certain populations are adversely affected by ACT requirements.

2007-104

Motion made by Dr. Evans, seconded by Dr. Cibulka, to not accept a master's degree in Adult Education to satisfy the requirements as an acceptable graduate program for Rank II.

Vote: *13 – Yes*
1 – Recuse (Ms. Zenaida Smith)

16 KAR 5:040. Request to Waive the Cooperating Teacher Eligibility Requirements – Dr. William Phillips on behalf of Ms. Susan Nichole Caskey

2007-105

Motion made by Dr. Evans, seconded by Ms. Coffey, to waive the cooperating teacher eligibility requirements for Ms. Susan Nichole Caskey.

Vote: *Unanimous*

16 KAR 2:120. Request to Waive 6 New Hours for Re-issuance of an Emergency Teaching Certificate – Mr. Steven Sharpe

2007-106

Motion made by Ms. Forgy, seconded by Dr. Cibulka, to waive the requirement for six new graduate hours for a re-issuance of an emergency teaching certificate.

Vote- *13 – Yes*

1 – Recuse (Rita Presley)

Board Comments

Mr. Kent Juett thanked those who worked on the Master's Redesign.

**DISCIPLINARY MATTERS:
MINUTES OF CASE REVIEW
September 24, 2007**

Motion made by Dr. James Cibulka, seconded by Dr. Sam Evans, 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 Dr. Cibulka, seconded by Ms. Kristin Gregory, 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, Frank Cheatham, Kristin Gregory, Allan Paul, Lorraine Williams, Lydia Coffey, and Michael Dailey.

Attorneys present were Alicia A. Sneed and Diane Fleming.

Initial Case Review

<u>Case Number</u>	<u>Decision</u>
07-07117	Admonish
07-07134	Admonish
07-07138	Admonish
07-07129	Dismiss Without Prejudice
07-07133	Hear
07-05104	Dismiss Without Prejudice
07-07124	Admonish
07-07120	Hear
07-0599	Dismiss
07-06108	Hear
07-06109	Hear
07-06107	Hear
07-07119	Hear
07-07121	Hear
07-07122	Hear
07-07123	Hear
07-07136	Defer for proof
07-07115	Hear
07-07116	Hear
07-07118	Hear
07-06112	Hear (<i>Ms. Coffey, recused</i>)
07-06111	Hear (<i>Ms. Coffey, recused</i>)
07-07125	Dismiss Without Prejudice
07-07128	Hear
06-12296	Defer for proof
07-0343	Dismiss Without Prejudice

Character/Fitness Review

<u>Case Number</u>	<u>Decision</u>
07-140	Approve
07-141	Approve
07-142	Approve
07-143	Approve
07-144	Approve
07-146	Defer
07-147	Approve
07-149	Approve

07-137	Approve
07-150	Approve
06-064	Deny
07-114	Deny
07-127	Deny (<i>Mr. Paul, dissented</i>)
07-148	Approve
07-151	Approve
07-145	Approve
07-155	Approve
07-154	Approve
07-152	Approve
07-158	Approve

Agreed Orders

Case Number

Decision

06-09230 (Henry Thoben, Jr.) Accept Agreed Order dismissing the case without prejudice upon the condition that Respondent provides written proof to the Board that he has received 12 hours of professional development/training in the areas of supervision and classroom management, as approved by the Board no later than August 1, 2008. These 12 hours of professional development shall be in addition to any professional development/training required by statute or employment in a school district. Any expense incurred for said training shall be paid by Respondent.

Respondent agrees that should he fail to satisfy the above condition, his certificate shall be automatically suspended and remain so until Respondent provides written proof to the Board that he has met the condition. In addition, Case #06-09230 will not be dismissed without prejudice but shall be recorded as a suspension of his certificate.

Vote: Unanimous

06-05115 (Jeffrey Jenness) Accept Agreed Order admonishing Respondent for his failure to disclose a misdemeanor conviction on his application for certification. The Board trusts the members of its profession to act with honesty and integrity, not only in the classroom, but in all

professional dealings. Respondent's certificate shall be subject to the following probationary conditions.

1. On or before January 1, 2008, Respondent shall present written evidence to the Board that he has completed twenty five hours of community service approved by the Board.

2. Respondent shall disclose his criminal conviction on any and all future applications for employment for any position requiring certification in Kentucky. He shall also disclose his conviction on any and all future applications for certification, rank change, and/or certificate renewal in Kentucky.

3. Respondent may not apply and will not be issued any Rank changes, additional areas of certification and/or endorsements in Kentucky until June 30, 2008. By entering into this agreement, Respondent agrees that should he fail to satisfy any of these conditions, his certificate shall automatically be suspended for a period of two years and if applicable, his application for certification denied. Respondent is aware that should he violate KRS 161.120 during this period of probationary conditions, the Board shall initiate new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

06-07185 (Janis Preher) Accept Agreed Order admonishing Respondent for her failure to notify law enforcement and the parents of a student who was a potential victim of sexual abuse. The Board trusts the members of its profession to exhibit due diligence and exercise extraordinary care of the students entrusted to their supervision. This neglect of duty endangered not only the well-being of the student in question but failed to effectively deter future incidents.

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 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 complete a Board-approved course on the recognition of, and response to, sexual offenses prior to December 31, 2007. Any expense for required training shall be born 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, 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.

Vote: *Unanimous*

06-05135 (Gary Sanders) 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 December 31, 2007. Any expense for required training shall be born by the Respondent.

2. Respondent shall complete a four (4) hour course in sexual harassment awareness prior to December 31, 2007. Any expense for required training shall be born 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 he fail to satisfy any of these conditions, 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 conditions 1, 2, and 3 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*

06-0365 (Cynthia Guinn)

Accept Agreed Order suspending Respondent's teaching certificate retroactively for a period of twenty (20) days from April 1, 2006 through April 20, 2006. This settlement agreement is expressly conditioned upon Respondent providing written proof to the Board that she has received twelve (12) hours of professional development/training in ethics as approved by the Board, no later than August 1, 2008. Any expense incurred for said training shall be paid by Respondent. Failure to comply with the training requirement by August 1, 2008 will result in an automatic suspension of Respondent's teaching certificate and it will remain suspended until she completes the training requirements contained in this Agreed Order.

Vote: *Unanimous*

06-12285 (Steven Duncil) Accept Agreed Order permanently revoking Respondent's teaching 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. Additionally, Respondent shall neither apply for nor accept any positions as a substitute teacher in the Commonwealth of Kentucky at any time in the future.

Vote: *Unanimous*

06-11258 (Rhett Miller)

Accept Agreed Order dismissing the case without prejudice. Should the Board receive any future reports alleging that Respondent has violated KRS

161.120, the Board may automatically reopen this case and pursue disciplinary sanctions.

Vote: *Unanimous*

07-0227 (Karen Lenz) 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, 2008. Any expense for required training shall be born by the Respondent.

2. Respondent shall complete four (4) hours of sensitivity training on special needs student issues prior to July 31, 2008. Any expense for required training shall be born 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, 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.

Vote: *Unanimous*

07-0459 (Larry Fredricksen) Accept Agreed Order dismissing the case without prejudice.

Respondent agrees that prior to returning to a certified teaching position, he will present written proof to the Board that he has successfully completed six hours of training, approved by the Board and at his own expense, in the areas of

effective classroom management and motivation techniques. Should the Board learn that Respondent has violated this condition, it shall automatically suspend Respondent's certificate for one year with reinstatement conditioned upon successful completion of training.

Vote: *Unanimous*

06-09241 (Mickey Wilson) Accept Agreed Order revoking Respondent's certificate. Respondent shall surrender the original and all copies of his 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 apply nor be issued a teaching certificate in the Commonwealth of Kentucky for a period of five (5) years from the date of acceptance of this Order by the Board.

At the conclusion of the five year period, issuance of any certificate to Respondent, or on his behalf, is expressly conditioned upon Respondent providing, in addition to proof of any academic requirements, written evidence to the Board that he has successfully completed twelve (12) hours of professional development/training, approved by the Board, in the areas of appropriate teacher/student boundaries, sexual harassment and ethics. Any expense for this training shall be paid by Respondent. Should Respondent fail to satisfy this condition, his application for certification shall be denied.

Vote: *Unanimous*

06-11259 (Michael Fraliex) Accept Agreed Order admonishing Respondent for failing to follow appropriate procedures with regard to fundraising, failing to report the theft and vandalism of school equipment in a timely manner, and misrepresenting his absence from work. As a teacher and coach, Respondent is a role model to both his students and community. He must be trustworthy, efficient and honest in his dealings with his students, players, peers and employers. The Board reminds Respondent that it is his

responsibility to continually strive to uphold the dignity and integrity of the teaching profession. Respondent's certificate is subject to the following probationary conditions for two years from the date of acceptance of this Order by the Board.

1. Respondent shall not participate, at any level, in any school or athletic fundraisers.
2. Respondent shall follow established school policies and procedures with regard to absences and personal days.
3. Respondent shall follow establish school policies and procedures with regard to the possession, care, and upkeep of school and/or athletic property and equipment.

Should Respondent violate any of these conditions, his certificate shall be automatically suspended for a period of two years. Should Respondent's conduct also constitute a violation of KRS 161.120, the Board may open a new case and seek additional disciplinary sanctions.

Vote: *Unanimous*

07-0598 (Melissa Melugin) 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 her certificate to the EPSB, by delivering or mailing them to 100 Airport Road, 3rd Floor, Frankfort, Kentucky 40601.

Vote: *Unanimous*

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

Vote: *Unanimous*

Meeting adjourned at 5:20 p.m.

Next Meeting: October 22, 2007
 9:00 AM
 EPSB Board Room
 Frankfort, Kentucky