



1 b(2), and order this case set for hearing. **MOTION CARRIED**  
2 **UNANIMOUSLY.**

3  
4 Julio Almanza moved, with a second by Tammy Duehr that in **case number 10-21**,  
5 the Board find probable cause to establish a violation of the following provisions of  
6 the Code of Professional Conduct and Ethics, 282 IAC 25.3(1)e(4), and order this  
7 case set for hearing. **MOTION CARRIED UNANIMOUSLY.**

8  
9 Tammy Duehr moved, with a second by Julio Almanza, that in **case number 10-**  
10 **22**, the Board find probable cause to establish a violation of the following  
11 provisions of the Code of Professional Conduct and Ethics, 282 IAC 25.3(1)b(2),  
12 and order this case set for hearing. **MOTION CARRIED UNANIMOUSLY.**

13  
14 Laura Stevens moved, with a second by Oscar Ortiz, that in **case number**  
15 **10-23**, the Board find probable cause to establish a violation of the following  
16 provisions of the Code of Professional Conduct and Ethics, 282 IAC  
17 25.3(1)e(4) and 25.3(3)c and order this case set for hearing. **MOTION**  
18 **CARRIED UNANIMOUSLY.**

19  
20 Oscar Ortiz moved, with a second by Tammy Duehr, that in **case number 10-31**,  
21 the Board find that, although one or more of the allegations in the complaint may  
22 be substantiated by the witnesses interviewed in the course of the investigation  
23 [and/or] the documents gathered in the course of the investigation, and the  
24 allegations may constitute a technical violation of the board's statute or  
25 administrative rules; the evidence before the board indicates that : *the alleged*  
26 *violation was an isolated incident.* Taking into account these circumstances, and  
27 the Board's mission to act upon those complaints which involve a threat to the  
28 health and safety of students and the public, the Board will not pursue formal  
29 disciplinary action in this matter. **MOTION CARRIED UNANIMOUSLY.**

30  
31 Tammy Duehr moved, with a second by Laura Stevens, that in **case number 10-08**,  
32 the Board accept the Respondent's waiver of hearing and voluntary surrender and

1 that the Board issue an order permanently revoking the Respondent's license with no  
2 possibility of reinstatement. **MOTION CARRIED UNANIMOUSLY.**

3

4 Laura Stevens moved, with a second by Tammy Duehr, that the Board extend the  
5 180-day deadline for issuance of the final decision in **case numbers 10-09, 10-11,**  
6 **10-12, 10-19, 10-20, 10-21, 10-22, 10-23, 10-24, 10-25 and 10-26,** based upon  
7 the extraordinary amount of time needed to complete the investigation, schedule  
8 the hearing, allow review of the proposed decision, and issue a final decision.

9 **MOTION CARRIED UNANIMOUSLY.**

10

11 Board Reports:

12 Oscar Ortiz informed the Board that he attended an ethics class at Buena Vista  
13 sponsored by the ISEA. At many times during the course of the class the BoEE  
14 was commended for their fine work and that the staff the teachers had contacted  
15 for information was pleasant and thorough.

16

17 Public Comment:

18 There were no public comments.

19

20 Executive Director's Report:

21 Dr. Maurer presented budget reports to the Board for FY10 and FY11. In  
22 December, the Board will receive a comprehensive report that goes to the  
23 Legislature.

24

25 Rules:

26 No rules to file at this time.

27

28 Items for Discussion:

29 The proposed changes to Chapter 18.6(272) Specific requirements for an  
30 administrator prepared out-of-state were discussed and will be brought back to the  
31 October meeting for noticing.

32

1 The proposed changes to Chapter 18.7(272) Specific requirements for a Class A  
2 license was discussed and will be brought back to the October meeting for noticing.

3  
4 The proposed changes to Chapter 18.8(272) Specific requirements for a Class B  
5 license were discussed and will be brought back to the October meeting for  
6 noticing.

7  
8 The proposed changes to Chapter 12.9 Retention of incomplete applications were  
9 discussed and will be brought back to the October meeting for noticing.

10  
11 The proposed changes to Chapter 13.30(5)(272) Licenses- issue dates, corrections,  
12 duplicates and fraud were discussed and will be brought back to the October  
13 meeting for noticing.

14  
15 Petitions for Waiver:

16 Merle Johnson moved, with a second by Laura Stevens, that in **PFW 10-13**, James  
17 Brown, the Board grant the Petition for Waiver. **MOTION CARRIED**  
18 **UNANIMOUSLY.**

19  
20 Merle Johnson moved, with a second by Kevin Fangman, that in **PFW 10-15**, Russ  
21 Williams, the Board grant the Petition for Waiver. **MOTION CARRIED**  
22 **UNANIMOUSLY.**

23  
24 Laura Stevens moved, with a second by Greg Robinson, that in **PFW 10-19**, Mari  
25 Hughes, the Board deny the Petition for Waiver. Reasons for denial: Could obtain  
26 a Class B license for the instructional strategist II endorsement and thus does have  
27 a licensure option available to her. If the rule for student teaching is waived, this  
28 would be prejudicial to all teachers who completed a student teaching experience to  
29 add an endorsement. Ms. Hughes has added other endorsements and thus should  
30 have knowledge of the process on how to add an endorsement. The Board did not  
31 receive specific verification in the wavier that Ms. Hughes had teaching experience  
32 with students with behavior disorders. The needs of the students are so diverse

1 that the student teaching experience is necessary to fully prepare teachers for the  
2 position. **MOTION CARRIED UNANIMOUSLY.**

3

4 Kevin Fangman moved, with a second by Julio Almanza, that in **PFW 10-20**, Mary  
5 Beth Badger, the Board deny the Petition for Waiver. Reasons for denial: Iowa  
6 requires early childhood and elementary teachers to pass the Praxis II test to verify  
7 Highly Qualified Teacher Status to meet federal requirements. The Board stated  
8 that Ms. Badger needs to meet the Highly Qualified Teacher Status requirement to  
9 ensure the public health and safety of the children she teaches. The testing  
10 requirement meets the federal requirement for Highly Qualified Teacher Status for  
11 Iowa elementary and early childhood teachers and thus would be required under  
12 IAC 282-13.26(1). Thus, if the Board waived this requirement, then this would be  
13 prejudicial to other teachers who must complete the testing requirement.

14 Ms. Badger indicates it would be a hardship to not be able to be a Lead Teacher.  
15 The Board did not receive verification that Ms. Badger was teaching in a school that  
16 required licensure so the Board could not determine a hardship. Ms. Badger is  
17 already signed up to complete the test in September. **MOTION CARRIED**  
18 **UNANIMOUSLY.**

19

20 Merle Johnson moved, with a second by Bev Smith, that in **PFW 10-21**, Tammy  
21 Conner, the Board deny the Petition for Waiver. Reasons for denial: Ms. Conner  
22 should have checked with the college where she was completing the counseling  
23 program (Drake) instead of relying on information from an out of state college where  
24 she was completing a separate program. The Board did not find evidence that Ms.  
25 Conner has completed the administrative internship that the University of Phoenix  
26 indicated would be acceptable in lieu of the counseling internship. Because of her  
27 birth date, Ms. Conner had almost two years to complete the requirements for the  
28 full school counseling license. The Board determined that Ms. Conner should work  
29 with Drake University to determine if she can complete the school counseling  
30 internship under the auspices of a licensed school guidance counselor to provide  
31 continued access to counseling services. The Board stated that granting an  
32 extension on the Class G license was a bad precedent because the rules state for

1 any other extension that steady progress must be made toward the completion of  
2 the requirements for the full endorsement. **MOTION CARRIED UNANIMOUSLY.**

3  
4 Reports/Approvals:

5 Julio Almanza moved, with a second by Tammy Duehr, to accept the amended  
6 Mission-Beliefs Statements. **MOTION CARRIED UNANIMOUSLY.**

7  
8 Dr. Maurer presented the proposed Board Goals for FY 11 based on the Board's  
9 discussion at the June retreat.

10  
11 The tutoring issue was discussed and the Board directed staff to seek input from  
12 our constituent groups regarding tutoring. The Attorney General's office has  
13 suggested that the Board not put out policy to further explain the rule, but rather  
14 provide guidance through a rule change. Our goal is to protect students and  
15 educators. This will be brought back for further discussion at the October meeting.

16  
17 As public comment regarding the tutoring issue, George Ensley from Boone  
18 addressed the Board.

19  
20 Dr. Maurer updated the Board regarding the NASDTEC Agreement. In the past,  
21 Iowa has not signed the national NASDTEC Agreement but he believes Iowa may  
22 want to consider signing it. Dr. Maurer will bring more information to review at an  
23 upcoming meeting.

24  
25 Geri McMahon answered questions from the Board regarding her report on the  
26 activities/presentations that staff engaged in during FY 10.

27  
28 There being no further business, Dr. Robinson asked for a motion to adjourn the  
29 meeting. Merle Johnson moved, with a second by Laura Stevens. **MOTION**  
30 **CARRIED UNANIMOUSLY.** The meeting was adjourned at 11:55 a.m.