



1 Online instructor – all venues: Mr. Magee discussed Senate File 2284 – A teacher who  
2 is going to be teaching an online program or online class.

3 Where are we going with ethics? Discussion continued on ethics. Should an ethics  
4 course be part of licensure renewal? Continue discussions with other organizations –  
5 ISEA, SAI, IACTE, IASB and then reconvene the task force committee.

6 Extend 30-day wait after graduation: We currently use Iowa Code 709.15 (criminal  
7 statute) as guidance from the law since “our rules are silent.” The Board would like to  
8 further expand the 30 days to set more definite guidelines within the rules. We will  
9 research what other states have in place. Information will come back to the Board for  
10 further discussion.

11 Higher Ed. Connection: Should a representative from higher ed. be a member of the  
12 Board? Or, is it more appropriate there be representation on the State Board? Or,  
13 have representatives from higher ed. address the board a couple of times throughout  
14 the year? Increase in requirements and at times there is a disconnect between what is  
15 required for an endorsement v. what a program is set up to require—the degree and  
16 the endorsement are not always the same. As we move forward, there will be  
17 increased conversations about the quality of college programs and how aligned those  
18 programs are with what the state expects for teachers.

19 Meet with the Board of Regents: Mr. Magee will contact the Board of Regents to  
20 schedule a meeting with them.

21 Board Goals: The Board reviewed the goals for FY 13.

22

23 The Board recessed at 2:15 p.m. until 9:00 a.m., Friday, August 10, 2012.

24

25 The Board of Educational Examiners held its monthly meeting on August 10, 2012.  
26 Board Chair, Dr. Bev Smith, called the meeting to order. Members attending were  
27 Julio Almanza, Tammy Duehr, Dr. Larry Hill, Dr. Marianne Mickelson, Oscar Ortiz,  
28 Mary K. Overholtzer, and Carol Trueg. Also in attendance was Duane Magee,  
29 Executive Director and Julie Bussanmas, Assistant Attorney General. Dr. Jason  
30 Glass, Merle Johnson, Laura Stevens and Richard Wortmann were unable to attend.

31

32 Mr. Magee asked the BOEE staff to introduce themselves to the Board since we had  
33 some new staff members.

1 Dr. Larry Hill moved, with a second by Marianne Mickelson, to approve the amended  
2 agenda. (A Petition for Waiver was added to the agenda.) **MOTION CARRIED**  
3 **UNANIMOUSLY.**

4

5 Carol Trueg moved, with a second by Oscar Ortiz, to approve the consent agenda. Roll  
6 call vote: Almanza – yes; Duehr – yes; Hill – recused; Mickelson – yes; Ortiz – yes;  
7 Overholtzer – yes; Smith – yes; Trueg – yes. **MOTION CARRIED.**

8

9 Oscar Ortiz moved, with a second by Julio Almanza, that the Board go into closed  
10 session for the purposes of discussing whether to initiate licensee disciplinary  
11 proceedings and discussing the decision to be rendered in a contested case, pursuant  
12 to Iowa Code sections 21.5(1)(d) and 21.5(1)(f). Roll call vote: Almanza – yes; Duehr –  
13 yes; Hill – yes; Mickelson – yes; Ortiz – yes; Overholtzer – yes; Smith – yes; Trueg – yes.  
14 **MOTION CARRIED.**

15

16 Tammy Duehr moved, with a second by Julio Almanza, that in **case number 12-01**,  
17 the Board finds that the evidence gathered in the investigation, including witness  
18 statements and the documentary evidence, does not substantiate the allegations in the  
19 complaint, and that the Board therefore lacks probable cause to proceed with this  
20 matter. **MOTION CARRIED UNANIMOUSLY.**

21

22 Marianne Mickelson moved, with a second by Tammy Duehr, that in **case number 12-**  
23 **05**, the Board finds that the evidence gathered in the investigation, including witness  
24 statements and the documentary evidence, does not substantiate the allegations in the  
25 complaint, and that the Board therefore lacks probable cause to proceed with this  
26 matter. **MOTION CARRIED UNANIMOUSLY.** (Duane Magee left the room during  
27 discussion of this case.)

28

29 Oscar Ortiz moved, with a second by Marianne Mickelson, that in **case number 12-**  
30 **06**, the Board finds that the evidence gathered in the investigation, including witness  
31 statements and the documentary evidence, does not substantiate the allegations in the

1 complaint, and that the Board therefore lacks probable cause to proceed with this  
2 matter. **MOTION CARRIED UNANIMOUSLY.**

3

4 Julio Almanza moved, with a second by Tammy Duehr, that in **case number 12-07**,  
5 the Board finds that the evidence gathered in the investigation, including witness  
6 statements and the documentary evidence, does not substantiate the allegations in the  
7 complaint, and that the Board therefore lacks probable cause to proceed with this  
8 matter. **MOTION CARRIED UNANIMOUSLY.**

9

10 Tammy Duehr moved, with a second by Marianne Mickelson, that in **case number 12-**  
11 **08**, the Board finds that the evidence gathered in the investigation, including witness  
12 statements and the documentary evidence, does not substantiate the allegations in the  
13 complaint, and that the Board therefore lacks probable cause to proceed with this  
14 matter. **MOTION CARRIED UNANIMOUSLY.**

15

16 Marianne Mickelson moved, with a second by Tammy Duehr, that in **case number 12-**  
17 **21**, the Board finds that the evidence gathered in the investigation, including witness  
18 statements and the documentary evidence, does not substantiate the allegations in the  
19 complaint, and that the Board therefore lacks probable cause to proceed with this  
20 matter. **MOTION CARRIED UNANIMOUSLY.**

21

22 Tammy Duehr moved, with a second by Julio Almanza, that in **case number 12-22**,  
23 the Board finds that the evidence gathered in the investigation, including witness  
24 statements and the documentary evidence, does not substantiate the allegations in the  
25 complaint, and that the Board therefore lacks probable cause to proceed with this  
26 matter. **MOTION CARRIED UNANIMOUSLY.**

27

28 Oscar Ortiz moved, with a second by Marianne Mickelson, that in **case number 12-**  
29 **23**, the Board finds that the evidence gathered in the investigation, including witness  
30 statements and the documentary evidence, does not substantiate the allegations in the  
31 complaint, and that the Board therefore lacks probable cause to proceed with this  
matter. **MOTION CARRIED UNANIMOUSLY.**

1 Julio Almanza moved, with a second by Oscar Ortiz, that in **case number 12-24**, the  
2 Board finds that the evidence gathered in the investigation, including witness  
3 statements and the documentary evidence, does not substantiate the allegations in the  
4 complaint, and that the Board therefore lacks probable cause to proceed with this  
5 matter. **MOTION CARRIED UNANIMOUSLY.**

6

7 Julio Almanza moved, with a second by Tammy Duehr, that in **case number 12-43**,  
8 the Board finds that the evidence gathered in the investigation, including witness  
9 statements and the documentary evidence, does not substantiate the allegations in the  
10 complaint, and that the Board therefore lacks probable cause to proceed with this  
11 matter. **MOTION CARRIED UNANIMOUSLY.**

12

13 Julio Almanza moved, with a second by Tammy Duehr, that in **case number 12-45**,  
14 the Board find probable cause to establish a violation of the following provisions of the  
15 Code of Professional Conduct and Ethics, 282 IAC 25.3(6) c and d, and order this case  
16 set for hearing. **MOTION CARRIED UNANIMOUSLY.**

17

18 Tammy Duehr moved, with a second by Marianne Mickelson, that in **case number 12-**  
19 **46**, the Board find probable cause to establish a violation of the following provisions of  
20 the Code of Professional Conduct and Ethics, 282 IAC 25.3(6) c and d, and order this  
21 case set for hearing. **MOTION CARRIED UNANIMOUSLY.**

22

23 Marianne Mickelson moved, with a second by Julio Almanza, that in **case number 12-**  
24 **58**, the Board finds that the evidence gathered in the investigation, including witness  
25 statements and the documentary evidence, does not substantiate the allegations in the  
26 complaint, and that the Board therefore lacks probable cause to proceed with this  
27 matter. **MOTION CARRIED UNANIMOUSLY.**

28

29 Oscar Ortiz moved, with a second by Marianne Mickelson, that in **case number 12-**  
30 **59**, the Board finds that the evidence gathered in the investigation, including witness  
31 statements and the documentary evidence, does not substantiate the allegations in the

1 complaint, and that the Board therefore lacks probable cause to proceed with this  
2 matter. **MOTION CARRIED UNANIMOUSLY.**

3

4 Tammy Duehr moved, with a second by Julio Almanza, that in **case number 12-60**,  
5 the Board finds that the evidence gathered in the investigation, including witness  
6 statements and the documentary evidence, does not substantiate the allegations in the  
7 complaint, and that the Board therefore lacks probable cause to proceed with this  
8 matter. **MOTION CARRIED UNANIMOUSLY.**

9

10 Marianne Mickelson moved, with a second by Tammy Duehr, that in **case number 12-**  
11 **83**, the Board finds that the evidence gathered in the investigation, including witness  
12 statements and the documentary evidence, does not substantiate the allegations in the  
13 complaint, and that the Board therefore lacks probable cause to proceed with this  
14 matter. **MOTION CARRIED UNANIMOUSLY.**

15

16 Julio Almanza moved, with a second by Tammy Duehr, that in **case number 12-84**,  
17 the Board finds that the evidence gathered in the investigation, including witness  
18 statements and the documentary evidence, does not substantiate the allegations in the  
19 complaint, and that the Board therefore lacks probable cause to proceed with this  
20 matter. **MOTION CARRIED UNANIMOUSLY.**

21

22 Tammy Duehr moved, with a second by Julio Almanza, that in **case number 12-88**,  
23 the Board accept the Respondent's waiver of hearing and voluntary surrender and that  
24 the Board issue an order permanently revoking the Respondent's license with no  
25 possibility of reinstatement. Roll call vote: Almanza – yes; Duehr – yes; Hill – yes;  
26 Mickelson – recused; Ortiz – yes; Overholtzer – yes; Smith – yes; Trueg – yes. **MOTION**  
27 **CARRIED.**

28

29 Oscar Ortiz moved, with a second by Marianne Mickelson, that in **case number 11-**  
30 **62**, the Board accept the stipulation and settlement submitted by the parties, and  
31 issue an Order incorporating the agreement of the parties and imposing the agreed

1 upon sanction. Roll call vote: Almanza – recused; Duehr – yes; Hill – yes; Mickelson –  
2 yes; Ortiz – yes; Overholtzer – yes; Smith – yes; Trueg – yes. **MOTION CARRIED.**

3

4 Oscar Ortiz moved, with a second by Tammy Duehr, that in **case number 11-**  
5 **32, In the Matter of Pamela Stangeland**, the Board accept the proposed  
6 decision in all particulars and issue an Order adopting the proposed decision as  
7 the final decision of the Board. **MOTION CARRIED UNANIMOUSLY.** (Julio  
8 Bussanmas, Assistant Attorney General and Jim McNellis, Investigator, left the  
9 room during the discussion of this case.)

10

11 Tammy Duehr moved, with a second by Oscar Ortiz, to extend the 180-day  
12 deadline for issuance of the final decision in **case number 12-30**, based upon  
13 the extraordinary amount of time needed to complete the investigation. Roll  
14 call vote: Almanza – recused; Duehr – yes; Hill – yes; Mickelson – yes; Ortiz –  
15 yes; Overholtzer – yes; Smith – yes; Trueg – yes. **MOTION CARRIED.**

16

17 Marianne Mickelson moved, with a second by Tammy Duehr, to extend the 180-day  
18 deadline for issuance of the final decision in **case number 12-31**, based upon delay  
19 in scheduling the hearing. **MOTION CARRIED UNANIMOUSLY.** (Julio Bussanmas,  
20 Assistant Attorney General and Jim McNellis, Investigator, left the room during the  
21 discussion of this case.)

22

23 Oscar Ortiz moved, with a second by Marianne Mickelson, to extend the 180-day  
24 deadline for issuance of the final decision in **case number 12-32**, based upon the  
25 extraordinary amount of time needed to complete the investigation. **MOTION**  
26 **CARRIED UNANIMOUSLY.**

27 Tammy Duehr moved, with a second by Oscar Ortiz, to extend the 180-day deadline  
28 for issuance of the final decision in **case number 12-35**, based upon the extraordinary  
29 amount of time needed to complete the investigation. **MOTION CARRIED**  
30 **UNANIMOUSLY.**

31

1 Oscar Ortiz moved, with a second by Marianne Mickelson, to approve the closed  
2 session minutes of May 23 (special telephonic meeting), May 30 (special telephonic  
3 meeting) and June 22, 2012. **MOTION CARRIED UNANIMOUSLY.**

4  
5 Board Reports:

6 Marianne Mickelson (and other board members) attended the Iowa Teacher and  
7 Principal Leadership Symposium on August 3, which was hosted by Governor  
8 Branstad, Lt. Governor Reynolds and Dr. Glass. Dr. Mickelson was impressed by the  
9 information shared. Larry Hill visited with legislators regarding implementation and  
10 what the next steps will be.

11  
12 Public Comment:

13 No public comment.

14  
15 Executive Director's Report:

16 Mr. Magee reviewed the financial report.

17  
18 Endorsement predictions for 2012-13 were reviewed. The Board had previously  
19 requested this information. This information flows through the DE. The data was  
20 broken down by the number of graduates by endorsement and the university.

21  
22 Mr. Magee and Jeff DeBruin, IT Specialist, are working to provide the professional  
23 practices documents electronically. Options: iPads (app.), encrypted laptops and/or  
24 flash drives. Due to the confidentiality, SS#s would need to be redacted. We will  
25 continue to work with DAS and ITE.

26  
27 A link to the Director of Iowa's Teacher Preparation Institutions was provided to the  
28 Board. This link will also be placed on the BOEE website.

29 Mr. Magee distributed a letter from Dr. Glass regarding ed. reform as it relates to the  
30 Praxis guidance.

31  
32 New certifications to be discussed at a later date: Sign Language Interpreter, Athletic  
33 Trainer, Mental Health Counselor, Dean of Students, At-Risk Coordinator, Early

1 Childhood Director, Alternative Early Childhood Teacher Assistant. Any other areas of  
2 certification we need to look at?

3

4 Regarding the DiSC training that took place at the retreat – there were questions  
5 regarding, “What are you going to do with it (the training)?” “How are you going to  
6 use it/apply it?” Mary Kay Overholtzer stated that she would like to encourage her  
7 administration to go through the process. The training will help to know co-workers’  
8 styles and dynamics. Larry Hill found the training very meaningful and valuable.

9

10 Beth Myers was recognized for her years of service as the legal consultant for the  
11 BOEE. She has accepted a position with ISEA and her last day will be August 15.

12

13 Dr. Bev Smith moved, with a second by Carol Trueg, that the Board go into closed  
14 session pursuant to Iowa Code section 21.5(1)(c) to discuss strategy with counsel in  
15 matters that are presently in litigation or where litigation is imminent where its  
16 disclosure would likely be prejudicial or disadvantage the position of the Board in that  
17 litigation. Roll call vote: Almanza – yes; Duehr – yes; Hill – yes; Mickelson – yes; Ortiz –  
18 yes; Overholtzer – yes; Smith – yes; Trueg – yes. **MOTION CARRIED.** (Kim  
19 Cunningham, Board Secretary, left the room during closed session.)

20

21 Julio Almanza moved, with a second by Marianne Mickelson, that the Board return to  
22 open session. **MOTION CARRIED UNANIMOUSLY**

23

24 Rules:

25 Carol Trueg moved, with a second by Julio Almanza, to file under Notice of Intended  
26 Action, the proposed changes to Chapter 19.7(1) Renewal of Administrator Licenses.  
27 **MOTION CARRIED UNANIMOUSLY.**

28

29 Marianne Mickelson moved, with a second by Larry Hill, to file under Notice of  
30 Intended Action, the proposed changes to Chapter 13.28(17) Science. **MOTION**  
31 **CARRIED UNANIMOUSLY.**

32

33 Items for Discussion:

1 The proposed changes to Chapter 18 Issuance of Administrator Licenses and  
2 Endorsements were discussed and will move forward to Notice at a future meeting.

3  
4 SF 2284: Information regarding new testing requirements for teacher prep. students -  
5 teachers emerging from teacher prep. programs need to pass two exams - one for  
6 content and one for pedagogy and those tests are determined by the DE. More  
7 discussion will follow regarding what exams will be implemented.

8  
9 The proposed changes to Chapter 22.5 Preliminary Native Language Teaching  
10 Authorization were discussed and will move forward to Notice at a future meeting.

11  
12 Petitions for Waiver:

13 Larry Johnson moved, with a second by Oscar Ortiz, that in **PFW 12-13**, Kristen  
14 Brunner, the Board deny the Petition for Waiver. Reasons for denial: Ms. Brunner  
15 believes she would have difficulty working with a regionally accredited college that  
16 would accept her into their program. She has recently moved from South Carolina and  
17 has purchased a home in Cedar Falls. The Board indicated that moving and  
18 purchasing a home are financial burdens that everyone has. They are not specific to  
19 Ms. Brunner. The Board indicated that the rules would authorize the issuance of a  
20 substitute teaching license so Ms. Brunner could obtain employment while working to  
21 complete the approved teacher preparation program through a regionally accredited  
22 college. Many individuals from non-Iowa institutions must complete additional course  
23 work in order to obtain full licensure in Iowa. The Board has waived the requirement  
24 for a BA degree from a regionally accredited institution for applicants for the  
25 substitute authorization. However, no waiver of this requirement for teachers has been  
26 reviewed. Other applicants from Bob Jones University have been directed to work  
27 with a regionally accredited institution. That college of education will review the  
28 applicant's transcripts and determine a program of study that must be completed  
29 before the regionally accredited college will verify that the approved teacher  
30 preparation program requirements have been met. The Board reviewed the  
31 application submitted by Ms. Brunner on July 16, 2012, and determined that Ms.  
32 Brunner has not passed the background check since the application was recently  
33 received. The FBI clearance usually takes four weeks. Ms. Brunner does have

1 teaching experience so the safety and welfare of the students is not in question. But  
2 the Board stated the integrity of the licensure standards should be upheld to ensure  
3 the same foundational quality standards for every Iowa teacher are met. **MOTION**  
4 **CARRIED UNANIMOUSLY.**

5

6 Reports/Approvals:

7 Geri McMahon reviewed the annual Communications Report.

8

9 Beth Myers updated the Board regarding the FY 12 legislative session.

10

11 The Board will continue to work on board goals individually and provide input. These  
12 will be discussed at the October meeting.

13

14 Julio Almanza moved, with a second by Oscar Ortiz, that the Board approve the  
15 amended board meeting calendar for FY 2013. The October meeting date was moved  
16 from October 5 to October 15, 2012. The Governor will address the Board at the  
17 October meeting. **MOTION CARRIED UNANIMOUSLY.**

18

19 There being no further business, Dr. Smith asked for a motion to adjourn the meeting.

20 Julio Almanza moved, with a second by Oscar Ortiz. **MOTION CARRIED**

21 **UNANIMOUSLY.** The meeting was adjourned at 12:35 p.m.

22

23

24

25

26