

1 constitute a technical violation of the board’s statute or administrative rules; the
2 evidence before the board indicates that adequate steps have been taken to remedy
3 the violation and to ensure that incidents of a similar nature do not occur in the
4 future. The Board will not pursue formal disciplinary action in this matter. Roll call
5 vote: Behrens – yes; Buckman – yes; Dutcher – yes; Hill – yes; Overholtzer – yes; Pattee
6 – yes; Schoening – yes; Sullivan– recused. **MOTION CARRIED.**

7
8 Dan Dutcher moved, with a second by Erin Schoening that in **case number 16-104**,
9 the Board find that, although one or more of the allegations in the complaint may be
10 substantiated by the witnesses interviewed in the course of the investigation [and/or]
11 the documents gathered in the course of the investigation, and the allegations may
12 constitute a technical violation of the board’s statute or administrative rules; the
13 evidence before the board indicates that adequate steps have been taken to remedy
14 the violation and to ensure that incidents of a similar nature do not occur in the
15 future. The Board will not pursue formal disciplinary action in this matter. Roll call
16 vote: Behrens – yes; Buckman – yes; Dutcher – yes; Hill – yes; Overholtzer – yes; Pattee
17 – yes; Schoening – yes; Sullivan– recused. **MOTION CARRIED.**

18
19 Erin Schoening moved, with a second by Dan Dutcher that in **case number 16-56**,
20 the Board find probable cause to establish a violation of the following provisions of the
21 Code of Professional Conduct and Ethics, 282 IAC – Chapter 25.3(1)(e)(4), and order
22 this case set for hearing. **MOTION CARRIED UNANIMOUSLY.**

23
24 Kathy Behrens moved, with a second by Dan Dutcher, that in **case number 16-76**,
25 the Board find probable cause to establish a violation of the following provisions of the
26 Code of Professional Conduct and Ethics, 282 IAC – Chapter 25.3(1)(e)(4) and order
27 this case set for hearing. Roll call vote: Behrens – yes; Buckman – yes; Dutcher – yes;
28 Hill – yes; Overholtzer – yes; Pattee – yes; Schoening – recused; Sullivan– yes.
29 **MOTION CARRIED.**

30
31 Erin Schoening moved, with a second by Dan Dutcher that in **case number 16-92**,
32 the Board find that the evidence gathered in the investigation, including witness
33 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 Kathy Behrens moved, with a second by Dan Dutcher that in **case number 16-93**, the
5 Board find probable cause to establish a violation of the following provisions of the
6 Code of Professional Conduct and Ethics, 282 IAC – Chapter 25.3(2)(b), and order this
7 case set for hearing. **MOTION CARRIED UNANIMOUSLY.**

8

9 Kathy Behrens moved, with a second by Dan Dutcher that in **case number 16-42**, the
10 Board find that the evidence gathered in the investigation, including witness
11 statements and the documentary evidence, does not substantiate the allegations in the
12 complaint, and that the Board therefore lacks probable cause to proceed with this
13 matter. Roll call vote: Behrens – yes; Buckman – yes; Dutcher – yes; Hill – no;
14 Overholtzer – no; Pattee – no; Schoening – yes; Sullivan– yes. **MOTION CARRIED.**

15

16 Kathy Behrens moved, with a second by Dan Dutcher, that in **case number 16-43**,
17 the Board find 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. Roll call vote: Behrens – yes; Buckman – yes; Dutcher – yes; Hill – no;
21 Overholtzer – no; Pattee – yes; Schoening – yes; Sullivan– yes. **MOTION CARRIED.**

22

23 Kathy Behrens moved, with a second by Dan Dutcher, that in **case number 16-44**,
24 the Board find 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. Roll call vote: Behrens – yes; Buckman – yes; Dutcher – yes; Hill – yes;
28 Overholtzer – no; Pattee – yes; Schoening – yes; Sullivan– yes. **MOTION CARRIED.**

29

30 Kathy Behrens moved, with a second by Dan Dutcher, that in **case number 16-45**,
31 the Board find that the evidence gathered in the investigation, including witness
32 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 Kathy Behrens moved, with a second by Dan Dutcher, that in **case number 16-46**,
5 the Board find 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. Roll call vote: Behrens – yes; Buckman – yes; Dutcher – yes; Hill – yes;
9 Overholtzer – no; Pattee – no; Schoening – yes; Sullivan– yes. **MOTION CARRIED.**

10
11 Kathy Behrens moved, with a second by Dan Dutcher, that in **case number 16-50**,
12 the Board find that the evidence gathered in the investigation, including witness
13 statements and the documentary evidence, does not substantiate the allegations in the
14 complaint, and that the Board therefore lacks probable cause to proceed with this
15 matter. Roll call vote: Behrens – yes; Buckman – yes; Dutcher – yes; Hill – yes;
16 Overholtzer – no; Pattee – yes; Schoening – yes; Sullivan– yes. **MOTION CARRIED.**

17
18 Kathy Behrens moved, with a second by Dan Dutcher, that in **case number 16-51**,
19 the Board find that the evidence gathered in the investigation, including witness
20 statements and the documentary evidence, does not substantiate the allegations in the
21 complaint, and that the Board therefore lacks probable cause to proceed with this
22 matter. **MOTION CARRIED UNANIMOUSLY.**

23
24 Erin Schoening moved, with a second by Kathy Behrens, that in **case number 16-**
25 **103**, the Board find probable cause to establish a violation of the following provisions
26 of the Code of Professional Conduct and Ethics, 282 IAC – Chapter 25.3(1)(e)(6), and
27 order this case set for hearing. Roll call vote: Behrens – yes; Buckman – yes; Dutcher
28 – yes; Hill – yes; Overholtzer – no; Pattee – yes; Schoening – yes; Sullivan– yes.
29 **MOTION CARRIED.**

30
31 Dan Dutcher moved, with a second by Kathy Behrens, that in **case number 15-83**,
32 the Board find that the evidence gathered in the investigation, including witness
33 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. Roll call vote: Behrens – yes; Buckman – yes; Dutcher – yes; Hill – no;
3 Overholtzer – yes; Pattee – yes; Schoening – recused; Sullivan– yes. **MOTION**
4 **CARRIED.**

5

6 Dan Dutcher moved, with a second by Kathy Behrens, that in **case number 15-84**,
7 the Board find that the evidence gathered in the investigation, including witness
8 statements and the documentary evidence, does not substantiate the allegations in the
9 complaint, and that the Board therefore lacks probable cause to proceed with this
10 matter. Roll call vote: Behrens – yes; Buckman – yes; Dutcher – yes; Hill – yes;
11 Overholtzer – yes; Pattee – yes; Schoening – recused; Sullivan– yes. **MOTION**
12 **CARRIED.**

13

14 Kathy Behrens moved, with a second by Erin Schoening, that in **case number 16-37**,
15 the Board accept the Respondent’s waiver of hearing and voluntary surrender and that
16 the Board issue an order permanently revoking the Respondent’s license with no
17 possibility of reinstatement. **MOTION CARRIED UNANIMOUSLY.** (Darcy Hathaway
18 left the room during the discussion of this case in closed session.)

19

20 Kathy Behrens moved, with a second by Dan Dutcher, that in **case number 14-82**,
21 the Board accept the agreement submitted by the parties, and issue an Order
22 incorporating the agreement of the parties and imposing the agreed upon sanction.
23 **MOTION CARRIED UNANIMOUSLY.**

24

25 Dan Dutcher moved, with a second by Erin Schoening, that in **case number 14-83**,
26 the Board accept the agreement submitted by the parties, and issue an Order
27 incorporating the agreement of the parties and imposing the agreed upon sanction.
28 **MOTION CARRIED UNANIMOUSLY.**

29

30 Kathy Behrens moved, with a second by Dan Dutcher, that in **case number 16-55**,
31 the Board accept the agreement submitted by the parties, and issue an Order
32 incorporating the agreement of the parties and imposing the agreed upon sanction.
33 **MOTION CARRIED UNANIMOUSLY.**

1 Erin Schoening moved, with a second by Kathy Behrens, that the Board not initiate
2 review of the proposed decision in **case number 15-161, In the Matter of Robb**
3 **Pfohl**, and allow the proposed decision to become the final decision of the Board
4 unless an appeal is taken by one of the parties within the time allowed by rule.

5 **MOTION CARRIED UNANIMOUSLY.**

6
7 Dan Dutcher moved, with a second by Kathy Behrens, that the board grant the State's
8 motion to dismiss in **case number 15-152**, and issue an order dismissing the charges
9 against the respondent and closing the case. **MOTION CARRIED UNANIMOUSLY.**

10
11 Dan Dutcher moved, with a second by Erin Schoening, to extend the 180-day deadline
12 for issuance of the final decision in **case number 16-24**, based upon the amount of
13 time needed to complete the investigation. **MOTION CARRIED UNANIMOUSLY.**

14
15 Kathy Behrens moved, with a second by Dan Dutcher, to extend the 180-day deadline
16 for issuance of the final decision in **case number 16-30**, based upon the amount of
17 time needed to complete the investigation. **MOTION CARRIED UNANIMOUSLY.**

18
19 Erin Schoening moved, with a second by Kathy Behrens, to extend the 180-day
20 deadline for issuance of the final decision in **case number 16-34**, based upon the
21 amount of time needed to complete the investigation. **MOTION CARRIED**
22 **UNANIMOUSLY.**

23
24 Dan Dutcher moved, with a second by Erin Schoening, to extend the 180-day deadline
25 for issuance of the final decision in **case number 16-35**, based upon the amount of
26 time needed to complete the investigation. **MOTION CARRIED UNANIMOUSLY.**

27
28 Kathy Behrens moved, with a second by Dan Dutcher, to extend the 180-day deadline
29 for issuance of the final decision in **case number 16-36**, based upon the amount of
30 time needed to complete the investigation. Roll call vote: Behrens – yes; Buckman –
31 yes; Dutcher – yes; Hill – yes; Overholtzer – yes; Pattee – yes; Schoening – yes;
32 Sullivan– recused. **MOTION CARRIED.**

1 Kathy Behrens moved, with a second by Erin Schoening, to extend the 180-day
2 deadline for issuance of the final decision in case number 16-40, based upon the
3 amount of time needed to complete the investigation due to pending criminal charges.
4 Roll call vote: Behrens – yes; Buckman – yes; Dutcher – yes; Hill – yes; Overholtzer –
5 yes; Pattee – recused; Schoening – yes; Sullivan – yes. **MOTION CARRIED.**

6
7 Dan Dutcher moved, with a second by Kathy Behrens, to extend the 180-day deadline
8 for issuance of the final decision in case number 16-41, based upon the need to
9 schedule the hearing and the need to review the proposed decision. **MOTION**
10 **CARRIED UNANIMOUSLY.**

11
12 Dan Dutcher moved, with a second by Kathy Behrens, to extend the 180-day deadline
13 for issuance of the final decision in case number 16-54, based upon the amount of
14 time needed to complete the investigation due to a pending state audit. **MOTION**
15 **CARRIED UNANIMOUSLY.**

16
17 Erin Schoening moved, with a second by Kathy Behrens, to extend the 180-day
18 deadline for issuance of the final decision in case number 16-56, based upon the
19 need to schedule the hearing and the need to review the proposed decision. **MOTION**
20 **CARRIED UNANIMOUSLY.**

21
22 Dan Dutcher moved, with a second by Erin Schoening, to extend the 180-day deadline
23 for issuance of the final decision in case number 16-64, based upon the amount of
24 time needed to complete the investigation due to pending criminal charges. **MOTION**
25 **CARRIED UNANIMOUSLY.**

26
27 Kathy Behrens moved, with a second by Dan Dutcher, to extend the 180-day deadline
28 for issuance of the final decision in case number 16-73, based upon the amount of
29 time needed to complete the investigation due to delays by the district in providing
30 necessary documents. **MOTION CARRIED UNANIMOUSLY.**

31
32 Kathy Behrens moved, with a second by Erin Schoening, to extend the 180-day
33 deadline for issuance of the final decision in case number 16-74, based upon the

1 need to schedule the hearing and the need to review the proposed decision. **MOTION**
2 **CARRIED UNANIMOUSLY.**

3
4 Kathy Behrens moved, with a second by Dan Dutcher, to extend the 180-day deadline
5 for issuance of the final decision in **case number 16-76**, based upon the need to
6 schedule the hearing and the need to review the proposed decision. Roll call vote:
7 Behrens – yes; Buckman – yes; Dutcher – yes; Hill – yes; Overholtzer – yes; Pattee –
8 yes; Schoening – recused; Sullivan – yes. **MOTION CARRIED.**

9
10 The following case was discussed in open session (since a Notice of Hearing was
11 issued) and was provided as an FYI.

12 **Case No. APP 16-06:** Applicant Scott Harlan had applied for a coaching authorization
13 and was denied due to his background check. Mr. Harlan had appealed and the case
14 was set for hearing. He then requested a continuance for the hearing which the
15 administrative law judge denied and Mr. Harlan then submitted a withdrawal of his
16 application. Thus, this will not move forward to hearing and the case will be closed.

17
18 Larry Hill moved, with a second by Mary K. Overholtzer, that the Board approve the
19 closed session minutes for June 17, 2016. **MOTION CARRIED UNANIMOUSLY.**

20
21 Stakeholder Presentation

22 Pradeep Kotamraju, Career and Technical Education (CTE) Bureau Chief, with the
23 Department of Education, provided an update to the Board regarding CTE
24 Redesign/House File 2392. Also present from CTE was Eric St. Clair and Lisa Stange.
25 The redesign will raise the quality of secondary career and technical education
26 programs statewide, better prepare students for success beyond high school, help
27 Iowa meet the needs of employers, and set a new vision for students in Iowa to
28 graduate ready for college or career training and jobs.

29
30 Board Member Reports

31 Anne Sullivan attended the School Administrators of Iowa (SAI) conference and really
32 appreciated the BoEE's presentation - It was very informative and well attended. Dr.

1 Sullivan suggested video recording the presentation and have it available for mentor-
2 teacher first meeting or new teacher workshop/orientation.

3
4 Larry Hill announced that Waldorf University has hired a replacement for his position
5 as the Director of Business Online Program, Online and Residential Adjunct Professor.
6 (Dr. Hill had been filling in until a permanent replacement was hired.) Dr. Hill will
7 remain as Associate Dean.

8
9 Legislative Update

10 Phil Wise provided a legislative update to the board. The focus for the upcoming
11 legislative session is a sustained long term funding structure. We will begin drafting
12 legislation in November.

13
14 Executive Director's Report

15 Dr. Lebo reviewed the financial report.

16
17 BoEE Staff: As of July 1, 2016, we decreased a support staff position due to the lay-
18 off of our receptionist. As of August 31, 2016, we will lose another support staff
19 position due to retirement (which will not be filled at this time). (In the fall of 2015,
20 there was also a retirement of a support staff which has not been filled.) Due to the
21 decrease in staff, we will be unable to maintain the quality of service we provided in
22 the past. Also, the role of the consultants will change due to the shortage of support
23 staff.

24
25 BoEE Accomplishments: The board was provided a list of BoEE accomplishments/
26 highlights for 2015-2016.

27
28 New licensure system update: Mike Cavin and Jeff DeBruin updated the Board
29 regarding the new licensing system (Frontline). All applications (for new licensure) are
30 on Frontline except for new Iowa graduates. Work is in progress with the various Iowa
31 institutions regarding interfaces as to how they will interact with the new system and
32 how they will recommend new graduates. Progress continues as we move to have
33 licensure renewals online by the end of the year.

1 DiSC Profile: Dr. Lebo provided the board with an update showing new board
2 members as well as those that left to give the board a sense of what we looked like as a
3 board and what we look like now.

4
5 Additional: Bree Elscott, BoEE Intern, will be leaving August 18th. Prior to her
6 departure she will be doing some research and preparing data regarding professional
7 practices. Dr. Lebo shared a document with the board regarding probable cause
8 determination, standards violations, etc.

9
10 Communication from the Public

11 Susan Fischer, Regents Alternative Pathway to Iowa Licensure (RAPIL) Coordinator
12 and Melina Mena-Davis addressed the board regarding Ms. Davis' waiver request
13 which was reviewed at this meeting.

14
15 Rules

16 Adopt:

17 None.

18
19 ARRC Review Pending

20 None.

21
22 Notice:

23 Larry Hill moved, with a second by Anne Sullivan, to file under notice of intended
24 action, the proposed changes to IAC 282 Chapters 13 and 22 – Transitional coaching
25 authorization and CPR requirement. **MOTION CARRIED UNANIMOUSLY.**

26
27 Mary K. Overholtzer moved, with a second by Tom Buckman, to file under notice of
28 intended action, the proposed changes to IAC 282 Chapter 13 – Specific requirements
29 for a standard license. **MOTION CARRIED UNANIMOUSLY.**

30
31 Items for Discussion

32 IAC 282 Chapter 13 – Requirements for exchange licenses, early childhood and
33 multioccupations. The proposed updates would: add an additional year to the

1 regional-exchange license to allow more time for applicants to complete required
2 coursework; strike language removing old language for endorsement 100 PK-3
3 Including Special Education; and, update the coursework and work experience
4 requirements for the multioccupational endorsement. Discussion will continue.

5
6 IAC 282 Chapters 13, 22, and 27 – Ethics training as a requirement for standard
7 license. One of the paramount goals of the Board is to create clear guidelines and
8 expectations for code of conduct and ethics education for educators. This series of
9 revised changes will allow educators to complete current and relevant training as a
10 condition of transitioning from an initial to a standard license or authorization.

11 Chapter 272.2 also states that the Board shall provide this training to any person who
12 holds a license, certificate, authorization, or statement of professional recognition.

13 Discussion will continue.

14
15 IAC 282 Chapter 24 – Paraeducator preparation requirements. Recommendations for
16 changes are based on a review of current national standards and expectations in the
17 field. Changes are based on input from Iowa’s parareducator preparation programs,
18 Iowa Department of Education staff, teachers, administrators and practicing
19 paraeducators. Discussion will continue.

20
21 Petitions for Waiver

22 Larry Hill moved, with a second by Mary K. Overholtzer, that in **PFW 16-09 Melina**
23 **Mena-Davis**, the Board deny the waiver. Reasons for denial: The Board received a
24 Petition requesting a waiver of the rule for the Spanish endorsement. Ms. Mena-Davis
25 holds a preliminary native language speaker authorization. She applied for a teacher
26 intern license and was denied because she does not have the required 24 hours of
27 credit for the Spanish endorsement. Ms. Mena-Davis asks the board to waive the
28 missing hours of Spanish credit based on her preliminary native language speaker
29 authorization, which she obtained by, among other things, passing a Praxis content
30 test on Spanish language skills. The Petition states that denial of the waiver would
31 require Ms. Mena-Davis to incur additional costs and finish the teacher intern
32 program with a different cohort. The board acknowledged these facts but noted in its
33 discussion that there are pathways available for the petitioner to obtain the teacher

1 intern license. The Petition argues there would be no prejudice to others as a result of
2 waiving the cited rule. The board has previously granted a waiver of the cited rule
3 (PFW 13-14). However, the petitioner in that case had already completed a teacher
4 preparation program, held other endorsements on his master educator license, and
5 had completed a Spanish immersion program including 100 hours of classroom time
6 in addition to 18 of the required credit hours. The petitioner was admitted to the
7 teacher intern program despite a Department of Education administrative rule that
8 requires a transcript analysis to determine whether teacher intern candidates meet the
9 requirements for at least one Board of Educational Examiners endorsement. See 281
10 Iowa Admin. Code r. 77.11(2)(a). Iowa Code prohibits the Department from waiving
11 any of its rules setting forth standards for practitioner preparation. See Iowa Code §
12 256.7. The Board does not have authority to waive Department of Education rules.
13 See 282 Iowa Admin Code r. 6.3 (“The board may grant a waiver from a rule only if the
14 board has jurisdiction over the rule and the requested waiver is consistent with
15 applicable statutes, constitutional provisions, or other provisions of law.”). This
16 prohibition is based on Iowa Code section 17A.9A. In light of this information, the
17 Board finds that granting the petition would essentially circumvent Department of
18 Education rules in violation of Iowa Code. Regarding protection of public health,
19 safety, and welfare: The Board did not discuss this factor, having found the petition
20 did not provide clear and convincing evidence to establish the third factor. The Board
21 concludes that the Petitioner, Melina Mena-Davis, has not met the criteria for granting
22 of a waiver from the rules regarding the Spanish endorsement. Roll call vote: Behrens
23 – yes; Buckman – yes; Dutcher – yes; Hill – yes; Overholtzer – yes; Pattee – recused;
24 Schoening – yes; Sullivan – yes. **MOTION CARRIED.**

25
26 Anne Sullivan moved, with a second by Mary K. Overholtzer, that in **PFW 16-10 Caleb**
27 **Plumb**, the Board grant the waiver. Reasons for granting: The Board received a
28 Petition from Caleb Plumb requesting a waiver of the rule for the substitute
29 authorization. Mr. Plumb holds a bachelor’s degree from Central Christian College,
30 which is not regionally accredited. Mr. Plumb has successfully completed the
31 substitute authorization course. Based on the limited authority granted by the
32 substitute authorization, the Board finds it would create an undue hardship if it were
33 to deny Mr. Plumb’s request to waive the requirement of a bachelor’s degree from a

1 regionally accredited institution. The Board has granted waivers in similar cases. In
2 light of this precedent, the Board found granting the waiver would not cause prejudice
3 to the substantial legal rights of any person. The substitute authorization carries
4 limited authority, as the holder cannot serve for extended periods of time in one
5 assignment. The Board finds that Mr. Plumb has presented clear and convincing
6 evidence that waiving the rule in question to grant him this authorization would not
7 compromise public health, safety, or welfare. The Board concludes that the Petitioner,
8 Caleb Plumb, has met the criteria for granting of a waiver from the rules regarding the
9 substitute authorization. Roll call vote: Behrens – yes; Buckman – yes; Dutcher – yes;
10 Hill – no; Overholtzer – yes; Pattee – yes; Schoening – yes; Sullivan – yes. **MOTION**
11 **CARRIED.**

12
13 Anne Sullivan moved, with a second by Dan Dutcher, that in **PFW 16-11 Pamela**
14 **Schuman**, the Board deny the waiver. Reasons for denial: The Board received a
15 Petition from Pamela Schumann requesting a waiver of the rule requiring a copy of a
16 valid or expired regular teaching certificate or license exclusive of a temporary,
17 emergency or substitute license or certificate to receive an Iowa license when prepared
18 out of state. Ms. Schumann holds an expired regional exchange license and an
19 expired paraeducator certificate. Her application to convert the regional exchange
20 license was denied because she does not have a license in Arizona, where she
21 completed her teacher preparation. Ms. Schumann states that the college she
22 attended, Grand Canyon University, “is refusing to sign off on documents due to
23 changes they have made since graduating in 2012.” She has been unable to obtain an
24 Arizona teaching license. The petition states Ms. Schumann would face undue
25 hardship if the petition is denied. While the denial of the waiver request certainly
26 creates a hardship, the board finds that the hardship is not undue. Completion of a
27 teacher preparation program is a very significant licensure requirement, and the board
28 is reluctant to disregard Arizona requirements on the basis of the information
29 available. The board granted Ms. Schumann a regional exchange license in 2012. At
30 the time, she indicated in a letter that she was waiting on test scores only, and would
31 then be licensed in Arizona. It is not clear from the petition exactly why she has been
32 unable to obtain the Arizona license. Prejudice to the rights of others: The petition
33 argues there would be no prejudice to the rights of others as a result of granting a

1 waiver in this case. However, the board has previously denied similar waiver requests.
2 In light of this precedent, the board finds that granting a waiver in this case would
3 cause prejudice to the substantial legal rights of other individuals who have been
4 unable to obtain Iowa teacher licensure due to assessment obstacles and other
5 licensure obstacles out of state. The board finds that it lacks clear and convincing
6 evidence to conclude that it has statutory authority to grant the waiver as requested.
7 Per Iowa Code section 272.8, regarding out-of-state and out-of-country licensure, “The
8 board may issue a license to an applicant from another state or country *if the*
9 *applicant files evidence of the possession of the required or equivalent requirements with*
10 *the board*” (emphasis added). Protection of public health, safety, and welfare: Having
11 found the previous three factors absent, the board did not make a specific finding on
12 this final factor. The Board concludes that the Petitioner, Pamela Schumann, has not
13 met the criteria for granting of a waiver from the rules regarding the Iowa teaching
14 license. **MOTION CARRIED UNANIMOUSLY.**

15

16 Larry Hill moved, with a second by Anne Sullivan, that in **PFW 16-12 Kevin Stein**,
17 the Board conditionally grant the waiver. Reasons for granting: The Board received a
18 Petition from Kevin Stein requesting a waiver of the rule regarding the school business
19 official (“SBO”) authorization. Mr. Stein holds a bachelor’s degree in Psychology and
20 Sociology and is currently applying to obtain an associate’s degree in accounting from
21 NIACC. He has several years of work experience in business and accounting, to
22 include serving as the business manager for Belmond-Klemme schools since August of
23 2015. Denial of the waiver would prevent Mr. Stein from entering the SBO licensure
24 program through IASBO (the Iowa Association of School Business Officials), and
25 obtaining an SBO mentor. Mr. Stein believes there would be no prejudice to others if
26 the Board chose to grant the waiver. In PFW 13-05, the board granted a waiver to a
27 petitioner who had a bachelor’s degree in Health Care Administration. The petitioner
28 had 6 hours of accounting coursework, 24 hours of business/management
29 coursework, and work experience comparable to Mr. Stein’s. The board granted the
30 waiver with the understanding that the petitioner would fulfill the education
31 requirements during the term of her initial SBO authorization. The board also granted
32 a waiver to another petitioner under similar circumstances in PFW 15-14. Mr. Stein
33 has completed a substantial amount of the coursework required for the initial

1 authorization, and has also gained relevant experience through his position with
2 Belmont-Klemme. He intends to continue pursuing coursework and professional
3 development in relevant subjects. Based upon all of the above considerations, the
4 Board concludes that the Petitioner, Kevin Stein, has met the criteria for granting of a
5 waiver from the rule regarding the initial SBO authorization, provided he completes an
6 associate's degree in business or accounting during the term of the authorization. The
7 Petition for Waiver is **CONDITIONALLY GRANTED. MOTION CARRIED**
8 **UNANIMOUSLY.**

9
10 Reports/Approvals

11 Salary for Executive Director: Anne Sullivan moved, with a second by Mary K.
12 Overholtzer, to approve Executive Director Lebo's salary of \$110,000 (as set by the
13 Governor) and encourage that the salary be reviewed after six months to be sure the
14 salary is competitive with other executive staff (with the same level of responsibility)
15 within state government. **MOTION CARRIED UNANIMOUSLY.**

16
17 Board Goals: The board reviewed the 2016-2017 goals which were set at the June
18 retreat.

19
20 BoEE Consultant Presentations: The board reviewed the presentations that were
21 conducted by BoEE staff during 2015-2016.

22
23 Dr. Larry Bice, DE Consultant for Accreditation and Program Approval, reviewed the
24 following reports: Teacher Candidates by Endorsements; People Recommended from
25 an Iowa Institute (July 1, 2015-June 30, 2016); Program Completers (Initial Licensure)
26 from Iowa Educator Preparation Programs.

27
28 2016-2017 Legislative and Administrative Code Priorities: The board reviewed these
29 priorities which were recommended at the June retreat.

30
31 FY 17 Committee Assignments: At the June retreat, board members ranked their
32 committee choices and submitted them to Dr. Pattee. After review, Dr. Pattee assigned

1 board members to the various committees (Executive Committee, Professional
2 Practices Committee and Board Operating Guidelines Committee).

3
4 Professional Practices Institute (PPI) will be held in Des Moines this year. Three board
5 members (Erin, Dan and Kathy), Darcy Hathaway, Dr. Lebo and Jordan Esbrook will
6 be attending.

7
8 There being no further business, Tom Buckman moved, with a second by Erin
9 Schoening to adjourn the meeting. Meeting adjourned at 1:40 p.m. **MOTION**
10 **CARRIED UNANIMOUSLY.**

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