



1 Merle Johnson moved, with a second by Tammy Duehr, to nominate Dr. Greg  
2 Robinson as chair of the board. There being no further nominations, Laura  
3 Stevens moved, with a second by Carol Trueg, to close nominations. **MOTION**  
4 **CARRIED UNANIMOUSLY.** Dr. Robinson was appointed chair.

5  
6 Dr. Maurer turned the meeting over to Dr. Robinson for nominations for vice chair.  
7 Tammy Duehr moved, with a second by Merle Johnson, to nominate Dr. Bev Smith  
8 as vice chair of the board. Merle Johnson moved, with a second by Carol Trueg, to  
9 close nominations. **MOTION CARRIED UNANIMOUSLY.** Dr. Bev Smith was  
10 appointed as vice chair.

11  
12 Oscar Ortiz moved, with a second by Merle Johnson, to approve the agenda.  
13 **MOTION CARRIED UNANIMOUSLY.**

14  
15 Merle Johnson moved, with a second by Richard Wortmann, to approve the consent  
16 agenda. **MOTION CARRIED UNANIMOUSLY.**

17  
18 Laura Stevens moved, with a second by Merle Johnson , that the Board go into  
19 closed session for the purposes of discussing whether to initiate licensee  
20 disciplinary proceedings and discussing the decision to be rendered in a contested  
21 case, pursuant to Iowa Code sections 21.5(1)(d) and 21.5(1)(f). **MOTION**  
22 **CARRIED UNANIMOUSLY.**

23  
24 Laura Stevens moved, with a second by Merle Johnson, that in **case number**  
25 **09-45**, the Board find probable cause to establish a violation of the following  
26 provisions of the Code of Professional Conduct and Ethics, 282 IAC 25.3(6)  
27 d, e and order this case set for hearing. **MOTION CARRIED**  
28 **UNANIMOUSLY.** (Beth Myers, Attorney/Investigator, recused herself and  
29 did not participate in the discussion of this case.)

30  
31 Merle Johnson moved, with a second by Carol Trueg that in **case number 10-03**,  
32 the Board finds that the evidence gathered in the investigation, including witness  
33 statements and the documentary evidence does not support the allegations. The

1 Board therefore lacks probable cause to proceed with this matter. **MOTION**  
2 **CARRIED UNANIMOUSLY.**

3  
4 Merle Johnson moved, with a second by Carol Trueg, that in **case number 10-04**,  
5 the Board finds that the evidence gathered in the investigation, including witness  
6 statements and the documentary evidence does not support the allegations. The  
7 Board therefore lacks probable cause to proceed with this matter. **MOTION**  
8 **CARRIED UNANIMOUSLY.**

9  
10 Laura Stevens moved, with a second by Merle Johnson, that in **case number**  
11 **10-11**, the Board finds probable cause to establish a violation of the  
12 following provisions of the Code of Professional Conduct and Ethics, 282 IAC  
13 25.3(1) c, e(3) and e (5) and order this case set for hearing. **MOTION**  
14 **CARRIED UNANIMOUSLY.** (Carol Trueg, recused herself and did not  
15 participate in the discussion of this case.)

16  
17 Carol Trueg moved, with a second by Laura Stevens, that in **case number 10-13**,  
18 the Board finds that the evidence gathered in the investigation, including witness  
19 statements and the documentary evidence does not support the allegations. The  
20 Board therefore lacks probable cause to proceed with this matter. **MOTION**  
21 **CARRIED UNANIMOUSLY.**

22  
23 Carol Trueg moved, with a second by Laura Stevens, that in **case number 10-14**,  
24 the Board finds that the evidence gathered in the investigation, including witness  
25 statements and the documentary evidence does not support the allegations. The  
26 Board therefore lacks probable cause to proceed with this matter. **MOTION**  
27 **CARRIED UNANIMOUSLY.**

28  
29 Carol Trueg moved, with a second by Laura Stevens, that in **case number 10-15**,  
30 the Board finds that the evidence gathered in the investigation, including witness  
31 statements and the documentary evidence does not support the allegations. The  
32 Board therefore lacks probable cause to proceed with this matter. **MOTION**  
33 **CARRIED UNANIMOUSLY.**

1 Laura Stevens moved, with a second by Merle Johnson, that in **case number**  
2 **10-19**, the Board find probable cause to establish a violation of the following  
3 provisions of the Code of Professional Conduct and Ethics, 282 IAC 25.3(1) e  
4 (3) and (4), and order this case set for hearing. **MOTION CARRIED**  
5 **UNANIMOUSLY.**

6  
7 Merle Johnson moved, with a second by Carol Trueg, that in **case number**  
8 **10-20**, the Board find probable cause to establish a violation of the following  
9 provisions of the Code of Professional Conduct and Ethics, 282 IAC 25.3(1)e  
10 (3) (4), 25.3 (6) d, and order this case set for hearing. **MOTION CARRIED**  
11 **UNANIMOUSLY.**

12  
13 Laura Stevens moved, with a second by Carol Trueg, that the Board extend the  
14 180-day deadline for issuance of the final decision in **case number 10-07**, based  
15 upon the extraordinary amount of time needed to schedule the hearing, allow  
16 review of the proposed decision, and issue a final decision. **MOTION CARRIED**  
17 **UNANIMOUSLY.**

18  
19 Board Reports:

20 Dr. Robinson announced that he had submitted a letter rescinding his resignation  
21 from the Board. The Governor's Office is allowing Dr. Robinson to complete his  
22 term which will end in April, 2011.

23  
24 Dr. Robinson shared that he met with metro area chambers of commerce, along  
25 with several superintendents, community college and college presidents to meet  
26 their legislative group. The highlight of the meeting was the opportunity to meet  
27 with Assistant Secretary for Elementary and Secondary of Education Thelma  
28 Meléndez. It was a great opportunity to talk about Race to the Top.

29  
30 Public Comment:

31 There were no public comments.

32

1 Executive Director's Report:

2 Dr. Maurer presented his financial report to the Board.

3

4 Dr. Maurer informed the Board that we received a Petition for Waiver from  
5 Morningside College regarding the intern program. This will be discussed further  
6 at the August meeting.

7

8 Additional tutoring documents from ISEA and Urbandale Community School  
9 District were given to the Board and Dr. Maurer asked that they read these  
10 additional documents prior to the tutoring discussion later in the meeting.

11

12 Rules:

13 Carol Trueg moved, with a second by Merle Johnson, to file under Notice of  
14 Intended Action, the proposed changes to Chapter 24.4(7) Vision Impairments-  
15 prekindergarten through grade 12. Roll call vote: Almanza – yes; Dirks – yes;  
16 Duehr – yes; Fangman – yes; Johnson – yes; Ortiz – yes; Robinson – no; Sheka –  
17 yes; Stevens – yes; Trueg – yes; Wortmann - yes. **MOTION CARRIED.**

18

19 Laura Stevens moved, with a second by Richard Wortmann, to file under Notice of  
20 Intended Action, the proposed changes to Chapter 13.16 Specific requirements for  
21 a substitute teacher's license. **MOTION CARRIED UNANIMOUSLY.**

22

23 Merle Johnson moved, with a second by Richard Wortmann, to file under Notice of  
24 Intended Action, the proposed changes to Chapter 13.28(21) Elementary School  
25 teacher librarian. **MOTION CARRIED UNANIMOUSLY.**

26

27 Carol Trueg moved, with a second by Merle Johnson, to file under Notice of  
28 Intended Action, the proposed changes to Chapter 13.28(22) Secondary School  
29 teacher librarian. **MOTION CARRIED UNANIMOUSLY.**

30

31 Carol Trueg moved, with a second by Richard Wortmann, to file under Notice of  
32 Intended Action, the proposed changes to Chapter 13.28(23) School teacher  
33 librarian K-12. **MOTION CARRIED UNANIMOUSLY.**

1 Merle Johnson moved, with a second by Richard Wortmann, to file under Notice of  
2 Intended Action, the proposed changes to Chapter 13.16(3) Specific requirements  
3 for a substitute teacher’s license. **MOTION CARRIED UNANIMOUSLY.**

4  
5 Merle Johnson moved, with a second by Richard Wortmann, to file under Notice of  
6 Intended Action, the proposed changes to Chapter 13.11(1) Specific requirements  
7 for a Class B license. **MOTION CARRIED UNANIMOUSLY.**

8  
9 Carol Trueg moved, with a second by Merle Johnson, to file under Notice of  
10 Intended Action, the proposed changes to Chapter 25.3(1)2 Standard I – conviction  
11 of crimes, sexual or other immoral conduct with or toward a student, and child and  
12 dependent adult abuse. **MOTION CARRIED UNANIMOUSLY.**

13  
14 Richard Wortmann moved, with a second by Merle Johnson, to file under Notice of  
15 Intended Action, the proposed changes to Chapter 11.35(1) Conviction of a crime  
16 and founded child abuse. **MOTION CARRIED UNANIMOUSLY.**

17  
18 Items for Discussion:

19 The proposed changes to Chapter 13 – Issuance of Teacher Licenses and  
20 Endorsements – Chapter reorganization were discussed and will be brought back to  
21 the August for noticing.

22  
23 Petitions for Waiver:

24 Merle Johnson moved, with a second by Julio Almanza, that in **PFW 10-07**, Ty  
25 Smeins, the Board deny the Petition for Waiver. **MOTION CARRIED**  
26 **UNANIMOUSLY.**

27  
28 Carol Trueg moved, with a second by Kevin Fangman, that in **PFW 10-10**, Lou  
29 Sandler, the Board grant the Petition for Waiver. **MOTION CARRIED**  
30 **UNANIMOUSLY.**

31  
32 Carol Trueg moved, with a second by Brad Dirks, that in **PFW 10-11**, Toni Ames,  
33 the Board grant the Petition for Waiver. **MOTION CARRIED UNANIMOUSLY.**

1 Reports/Approvals:

2 Oscar Ortiz moved, with a second by Laura Stevens, to approve the Board Calendar  
3 for FY 11. **MOTION CARRIED UNANIMOUSLY.**

4

5 Dr. Maurer presented the proposed budget for FY 11.

6

7 Dr. Maurer attended the NASDTEC conference in Indianapolis and shared  
8 information he received regarding “Status of Educator Standards Boards.”

9

10 Dr. Robinson made the following committee assignments for FY 11:

11 Executive Committee

Professional Practices Committee

12 Kevin Fangman

Julio Almanza

13 Merle Johnson

Tammy Duehr

14 Greg Robinson

Oscar Ortiz

15 Liz Sheka

Laura Stevens

16 Carol Trueg

Richard Wortmann

17

18 Operating Guidelines Committee

19 Bev Smith

20

21 There was discussion regarding tutoring due to information that was recently in the  
22 “School Leader Update.” The current rule states:

23 25.3(6) *Standard VI—unethical practice toward other members of the*  
24 *profession, parents, students, and the community.* Violation of this standard  
25 includes:

26 *f.* Soliciting students or parents of students to purchase equipment,  
27 supplies, or services from the practitioner for the practitioner’s personal  
28 advantage.

29

30 The Board addressed this issue and directed Dr. Maurer and staff to do further  
31 research and present their findings to the Board at its August meeting.

32

1    Until the Board provides guidance regarding this issue, teachers/districts may  
2    continue conducting business as they have in the past.

3

4    Brad Dirks announced that he has accepted a position with Bethel University in  
5    McKenzie, TN as an instructor and will, therefore, be resigning from his position on  
6    the Board.

7

8    There being no further business, Dr. Robinson asked for a motion to adjourn the  
9    meeting. Merle Johnson moved, with a second by Richard Wortmann.   **MOTION**  
10 **CARRIED UNANIMOUSLY.** The meeting was adjourned at 1:10 p.m.

11

12

13