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EPSB Meeting Agenda
EPSB Offices
100 Airport Road, 3rd Floor, Conference Room A, Frankfort, KY 40601
October 17, 2011

Monday, October 17, 2011

9:00 AM EDT Call to Order

Roll Call

Open Speak

Approval of Consent Items

- A. Approval of September 19, 2011 EPSB Minutes (**Pages 1-26**)
- B. Spanish, Grades P-12 (Bachelor's Level), Thomas More College (**Pages 27-30**) (Dr. Kim Walters-Parker)

Report of the Executive Director

- A. Report from the Kentucky Department of Education
- B. Report from the Council on Postsecondary Education
- C. Update on Senate Bill 1 (Ms. Linda Nickel)

Report of the Chair

Committee Reports

Program and Accreditation Review Committee (PARC) Update
Retreat Committee
Appointment to the Kentucky Advisory Council for Internships (KACI)

Presentation

Adolescent Literacy Instruction

Information/Discussion Items

- A. Cut Score Framework (**Pages 31-32**) (Mr. Robert Brown)
- B. 16 KAR 6:010. Examination Prerequisites for Teacher Certification, Notice of Intent (**Pages 33-50**) (Mr. Brown)
- C. National Board Incentive Trust Fund (**Pages 51-54**) (Mr. Brown)
- D. Report of Alternative Route to Certification Proposal (Option 7)- Institute for Chinese Education, Grades P-12, University of Kentucky (**Pages 55-56**) (Dr. Walters-Parker)

Action Items

- A. EPSB Fiscal Year 2013-2014 Biennial Budget Request (**Pages 57-58**) (Mr. Gary Freeland)
- B. 2012 Legislative Agenda (**Pages 59-61**) (Ms. Alicia Sneed)

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Board Comments

Following a motion in open session, it is anticipated that the board will move into closed session as provided by KRS 61.810 (1)(c) and (1)(j).

Certification Review and Revocation: Pending Litigation Review

Following review of pending litigation, the board shall move into open session. All decisions will be made in open session.

Evaluation of the Executive Director Committee

Adjournment

Next Regular Meeting:

January 9, 2012

EPSB Offices

The actions delineated below were taken in open session of the EPSB at the September 19, 2011 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 Regular Business Meeting
EPSB Offices, 100 Airport Road, 3rd Floor
Frankfort, Kentucky
September 19, 2011**

Consent Item A

Call to Order

Chair Lorraine Williams called the meeting to order at 9:00 a.m.

Roll Call

The following members were present during the September 19, 2011, EPSB meeting: Bradley Bielski, Barbara Boyd, Ellen Blevins, Michael Dailey, John DeAtley, Cathy Gunn, Allen Kennedy, Lynn May, Marie McMillen, Sandy Sinclair-Curry, Zenaida Smith, Anthony Strong, Tom Stull, Mark Wasicsko, Cassandra Webb, and Lorraine Williams.

Recognition of the NCATE Alliance for Clinical Teacher Preparation

Dr. Phillip Rogers, EPSB; Dr. James Cibulka, NCATE; Mr. Joe Meyer, Education and Workforce Development Cabinet; Mr. Michael Dailey, KDE; Mr. Robert King, CPE; and Dr. Ann Larson, KACTE shared a special moment by signing a formal agreement with NCATE, making Kentucky one of ten states to move toward a clinically based teacher preparation model. Prior to signing the NCATE Alliance, each leader in education voiced support for the agreement.

Open Speak

Ms. Vivian Bowman gave background information to the board about her life experiences in explaining her concerns regarding a complaint received by the board.

Approval of Consent Items

Chair Williams requested that board members identify any items on the consent agenda that they wished to discuss prior to taking final action. No items were identified.

2011-040

Motion made by Mr. Anthony Strong, seconded by Ms. Marie McMillen, to approve the following items on the consent agenda:

Approval of August 1, 2011 EPSB Minutes 16 KAR 6:010. Request to Waive Requirements

Pertaining to Secondary Mathematics 8 – 12 Certification Assessment Requirements

2011-12 Emergency Non-Certified School Personnel Program

English as a Second Language, Grades P-12 (Bachelor's Level), Murray State University

Middle School Mathematics, Grades 5-9 and Middle School Social Studies, Grades 5-9;
St. Catharine College (Bachelor's Level)

Approval of Contract

Vote: *Unanimous*

Dr. Kim Walters-Parker recognized representatives from the institutions whose programs were approved.

Report of the Chair

Committee Reports

Nominating Committee

Nominating Committee Chair Zenaida Smith stated that the committee nominated Cathy Gunn as EPSB chair.

Vote: *Yes -15*

Recuse - 1 (Dr. Cathy Gunn)

Ms. Smith stated that the committee nominated Lynn May as EPSB vice chair.

Vote: *Yes – 15*

Recuse – 1 (Ms. Lynn May)

New Employee Introduction

Mr. Robert Brown introduced Ashley Wink to the board. Mrs. Wink is the EPSB's new education consultant who replaces Jaime Rice.

Information/Discussion Item

2013-2014 Biennium Budget

Mr. Gary Freeland presented preliminary information on the 2013 – 2014 biennial budget request. This item will be placed on the October agenda for the board's approval to submit the budget request to the Governor's Office of Policy and Management.

Action Items

16 KAR 5:020. Standards for Admission to Educator Preparation, Amendment, Final Action

Dr. Kim Walters-Parker stated that proposed regulation changes were introduced to the board in August. Since the August meeting, staff has made a few revisions based upon suggestions made by board members and other key education partners. Maintaining that the goal for all involved in this regulation change has been to ensure that Kentucky produces the best possible teachers for every classroom, Dr. Walters-Parker reviewed the proposed regulation amendments:

1. Raise the minimum grade point average (GPA) for admission to an initial certification teacher preparation program from a cumulative GPA of 2.50 to 2.75 while allowing applicants to substitute a 3.0 GPA on the last thirty hours of credit completed.
2. Require that all candidates demonstrate essential knowledge in the areas of mathematics, reading, and writing prior to admission to a teacher preparation program. Undergraduate applicants to initial certification teacher preparation programs would meet this requirement by achieving the required scores on the Praxis I: Pre-Professional Skills Test (PPST). Applicants to initial certification teacher preparation programs at the graduate level who already hold a bachelor's or advanced degree would meet this requirement by presenting either the minimum

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PPST scores or the bachelor's degree in combination with the required scores on the Graduate Record Exam.

3. Require that all candidates demonstrate capacity in critical thinking, communication, creativity, and collaboration prior to admission to a teacher preparation program and awareness of professional dispositions expected of professional educators.
4. Stipulate that all teacher preparation programs submit an annual report and the particular information the report will provide.
5. Provide a date of September 1, 2012, for all amendments to this regulation to become effective.

Dr. Mark Wasicsko expressed three areas of concern with the proposed regulation amendments. They are as follows:

1. There should be an alternative measure to the PPST, such as the American College Test (ACT), to determine basic skills.
2. The proposed regulation changes require that each accredited educator preparation institution have a formal application procedure for admission to an initial teacher preparation program, which shall include documentation that the applicant demonstrates critical thinking, communication, creativity, and collaboration skills. According to Dr. Wasicsko, there is not an instrument to measure these skills, which he views as problematic. It was also mentioned that candidates should be required to demonstrate these skills, but doing so prior to admission is too early.
3. A rubric or measurement should be required to show evidence that an applicant has demonstrated an understanding of the dispositions expected of professional educators.

Dr. Kim Walters-Parker responded to Dr. Wasicsko's concerns. She explained that ACT submitted a proposal to the EPSB's Request for Information when searching for a testing service to develop a basic skills test. This is further evidence that ACT does not believe its test is suitable for determining basic skills in a teacher preparation program. Additionally, she explained that this regulation may be amended as more is understood about 21st century skills (critical thinking, communication, creativity, and collaboration). This proposed change was a recommendation of the Committee to Review Admission and Clinical Experiences for Pre-Service Programs. Finally, Dr. Walters-Parker explained that staff wanted to allow flexibility to the universities to determine methods of allowing applicants to demonstrate dispositions.

Discussion among the EPSB board and staff on these issues continued at length.

2011-041

Motion made by Dr. Mark Wasicsko, seconded by Dr. Bradley Bielski, to modify the proposed amendments to by 16 KAR 5:020 by striking lines 7-11 on page 53.

Vote: 5 – Yes (Barbara Boyd, Bradley Bielski, Cathy Gunn, Mark Wasicsko, Anthony Strong)
9 – No
2 – Recuse (Tom Stull, Cassandra Webb)

Motion did not pass.

2011-042

Motion made by Mr. Anthony Strong, seconded by Ms. Sandy Sinclair-Curry, to approve the amendments to 16 KAR 5:020.

Vote: 11 – Yes

3 – No (*Bradley Bielski, Cathy Gunn, Mark Wasicsko*)

2 – Recuse (*Tom Stull, Cassandra Webb*)

Motion passed.

Ms. Zenaida Smith asked that the EPSB determine ways to ensure that the achievement gaps are closed with the ACT.

KTIP Appeal

2011-043

Motion made by Dr. Cathy Gunn, seconded by Ms. Lynn May, to approve the appeals committee recommendation that the internship should be nullified and the intern allowed to repeat the internship without penalty.

Vote: Unanimous

Alternative Route to Certification Application

Erica Hoagland, Biology and MS Science

2011-044

Motion made by Mr. John DeAtley, seconded by Mr. Anthony Strong, to approve the alternative route to certification application for Ms. Erica Hoagland.

Vote: Unanimous

Board Comments

Dr. Rogers informed the board that he will be sending a survey to board members regarding discussion items for the retreat. He stated one important topic that staff would like to discuss is addressing out-of-state programs for master's and principal preparation programs.

DISCIPLINARY MATTERS:

MINUTES OF CASE REVIEW

September 19, 2011

Motion made by Ms. Lynn May, seconded by Ms. Sandra Sinclair-Curry, 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 Ms. Marie McMillen, seconded by Ms. Barbara Boyd, to return to open session.

Vote: Unanimous

The following board members concurred with the actions as listed below with the noted exceptions:

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Lorraine Williams, Tom Stull, Bradley Bielski, Cathy Gunn, Michael Dailey, John DeAtley, Cassandra Webb, Anthony Strong, Allen Kennedy, Barbara Boyd, Marie McMillen, Sandra Sinclair-Curry, Ellen Blevins, and Mark Wasicsko.

Attorneys present were Alicia A. Sneed, Gary A. Stephens, Cassie Trueblood, Whitney Crowe, and Angela Evans.

INITIAL CASE REVIEW

<u>Case Number</u>	<u>Decision</u>
1103192	Hear
1103190	Admonish
1103184	Hear
1003115	Hear
1103156	Hear
1104260	Hear
1103113	Defer for training
1105336	Admonish
1105340	Hear
1105299	Hear
1105342	Hear
1103224	Defer for training
1104264	Hear
110267	Defer for training
1104285	Admonish
1105307	Hear
110290	Hear
1105344	Hear
1103198	Hear
1103178	Hear
1103218	Defer for training
110276	Hear
1103196	Dismissed
1104274	Hear
1103224	Hear
1104277	Hear
1105322	Admonish
1105318	Hear
1105295	Hear
1105330	Hear
1105324	Defer for training
1105305	Defer for training
1105328	Admonish
1005297	Hear
1104283	Hear

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1103239	Hear
1104279	Hear
1103235	Hear
1105332	Admonish
1103233	Admonish
1103220	Hear
1106393	Hear
1103160	Hear
1103152	Admonish
1103150	Dismissed
1103121	Defer for training
1103158	Dismissed
1104262	Hear
1106373	Hear
1103188	Hear
1103212	Admonish
1103194	Admonish
1104251	Admonish
110250	Admonish
1103230	Hear
1104256	Hear
1104266	Hear
1103182	Hear
1103237	Hear
110284	Hear
1105309	Hear
1105320	Hear
1103214	Hear
1103103	Admonish
1003176	Hear
110282	Dismissed
1103148	Hear
1103241	Hear
1103180	Admonish
1104258	Admonish
1106385	Admonish
1011740	Dismissed
1005346	Dismissed
1005350	Dismissed
08121230	Dismissed
1011798	Dismissed
110261	Dismissed
1103146	Dismissed

Character/Fitness Review

<u>Case Number</u>	<u>Decision</u>
11661	Approve
11650	Approve
11667	Approve
11675	Approve
11676	Approve
11681	Approve
11685	Approve
11689	Approve
11230	Approve
11693	Approve
11696	Defer
11790	Defer
11299	Approve
11706	Approve
11674	Approve
11720	Approve
11476	Approve
11727	Approve
11726	Approve
11728	Approve
11735	Approve
11664	Approve
11765	Approve
11573	Approve
11638	Approve
11753	Approve
11758	Approve
11756	Approve
11723	Approve
11626	Approve
11695	Approve
11763	Approve
11771	Approve
11775	Approve
11732	Approve
11797	Approve
11305	Denied
11805	Approve
11770	Approve
11810	Approve
11815	Approve

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11825	Approve
11827	Approve
11759	Approve
11655	Approve
11783	Approve
11803	Approve
11730	Approve
11678	Approve
11718	Defer
11782	Denied
11867	Approve
11866	Approve
11869	Approve
11787	Approve
11826	Approve
11873	Approve
11714	Approve
11778	Approve
11506	Approve

Agreed Orders

Case Number

Decision

0607183 (Jann James) Accept Agreed Order which states that Respondent has submitted to the Board proof that she has completed training regarding her duty to report child abuse, neglect and dependency; and therefore this matter shall be dismissed.

Vote: *Unanimous*

0808990 (Carolyn Hutchison) Accept Agreed Order revoking Respondent's certificate. Respondent shall surrender the original and all copies of her 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 certificate in the Commonwealth of Kentucky for a period of three years from November 7, 2007. The issuance of any future certificate to Respondent or on her behalf is expressly conditioned upon Respondent providing, at the time of application, written evidence to the Board that she has satisfied the following conditions.

1. Respondent shall undergo a mental health evaluation, including an anger management assessment, performed by a mental health professional licensed in Kentucky and

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approved by the Board, and successfully complete any and all treatment and counseling recommendations. Any expense for this assessment and any treatment required, shall be paid by Respondent.

2. Respondent shall undergo a comprehensive substance abuse assessment performed by a chemical dependency counselor, licensed in Kentucky and approved by the Board, and successfully complete any and all treatment recommendations. Any expense for this assessment and any treatment required, shall be paid by Respondent.

3. Respondent shall, at her own expense, submit a state and federal criminal history report.

4. Respondent shall not be convicted of any additional crimes, misdemeanor or felony.

Respondent agrees that should she fail to satisfy any of these conditions, the Office of Certification shall not issue any certificate to her or on her behalf.

Any future certificate issued to Respondent shall be subject to the following probationary conditions for the life of the certificate.

1. Respondent shall not be convicted of any crime, misdemeanor or felony.

2. Respondent shall, at her own expense, submit a state and federal criminal history report with any future application for certification, renewal or rank change.

Should she violate either condition, her certificate shall be automatically suspended for two years and the Board may seek additional sanctions pursuant to KRS 161.120.

Vote: *Unanimous*

1012822 (Steven Shumate) Accept Agreed Order suspending Respondent's certificate for a period of 60 days from the date of the Boards' acceptance of this Order. Respondent shall immediately surrender the original and all copies of this certificate to the Education Professional Standards Board, 100 Airport Road, Third Floor, Frankfort, Kentucky 40601.

This agreement is expressly conditioned upon the following.

1. Prior to returning to any teaching position requiring certification, Respondent shall submit to the Board written proof that he has successfully completed 12 hours of professional development/training, approved by the Board and at his own expense, in ethics.

2. Respondent shall successfully complete the diversion agreement entered in Jefferson Circuit Court Case

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10CR2231 with the Court ultimately designating the underlying indictment dismissed-diverted.

If Respondent fails to satisfy either of these conditions, his certificate shall be automatically and permanently revoked.

Vote: *Unanimous*

0903123 (Matthew Irgang) Accept Agreed Order suspending Respondent's certificate beginning June 3, 2011 until August 9, 2011. In addition, Respondent is admonished as follows: Teachers are charged with upholding the dignity and integrity of the profession. Respondent failed in this duty by submitting false information regarding his employment. Such action is a clear violation of this duty and reflects poorly on the profession. Any further conduct of this nature will not be tolerated by Respondent in the future.

Vote: *Unanimous (Ms. Williams recused)*

08101066 (Irina Baptiste) Accept Agreed Order retroactively suspending Respondent's teaching certificate for total of fifteen (15) days. The retroactive suspension dates are as follows: November 10, 2008 through November 14, 2008, January 26, 2009 through January 30, 2009 and April 27th through May 4th, 2009. Respondent will complete twelve (12) hours of ethics training. All counseling must be approved by the board and all costs associated with the counseling shall be borne by Respondent. Proof of participation and completion of the training requirement must be submitted to the board within six (6) months of the date of acceptance of this agreement by the board. If Respondent fails to comply, her certificate will be suspended until she completes the requirements of this agreement. Upon proof of completion her license will be reinstated.

Further, Respondent is admonished as follows: Respondent has a duty as an educator to maintain the dignity and integrity of the profession which includes her treatment of students, parents and colleagues. Respondent repeatedly failed to uphold this duty and is being admonished for that failure. The Board will not tolerate any further conduct of this nature by Respondent.

Vote: *Unanimous*

070338 (Jennifer Turns) Accept Agreed Order in which Respondent agrees to voluntarily surrender her certificate. Respondent shall neither apply for, nor be issued, a teaching and/or

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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*

110131 (Kent Akin)

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.

1. By December 31, 2011, Respondent shall undergo a comprehensive substance abuse assessment by a Kentucky licensed and/or certified chemical dependency counselor as approved by the Board and shall present written evidence to the Board that he has complied with the assessment process and has successfully completed any and all treatment recommendations. If Respondent is not able to complete all treatment recommendations by December 31, 2011, he shall submit quarterly written progress reports from his chemical dependency counselor until such time as the counselor releases him from treatments. If Respondent has not successfully completed all treatment recommendations by the end of the two (2) year probationary period, Respondent agrees that the probationary period shall be extended and he shall submit quarterly written progress reports from the chemical dependency counselor to the Board until such time as the counselor releases him from treatment. Any expense for the assessment, treatment and/or reports shall be paid by Respondent.

2. Respondent shall be subject to random drug testing and shall have no positive drug tests during the two (2) year probationary period.

3. Respondent shall not be convicted of any crime involving a controlled substance and/or alcohol.

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 six (6) months. If applicable, at the conclusion of the six (6) month suspension, his certificate shall remain suspended until such time as all of the above conditions are met.

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Respondent is aware that should he violate KRS 161.120 either during or following this two year period of probationary conditions, the Board shall initiate new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

1103144 (Christopher Harvey) Accept Agreed Order reminding Respondent that an educator must maintain a level of professionalism with students at all times. Respondent has provided proof that he has completed twelve (12) hours of training in Ethics, Stress and Classroom Management, and Humor-Appropriate and Inappropriate in the Classroom.

Vote: *Unanimous (Ms. McMillen recused)*

1103117 (Linda Lucas) Accept Agreed Order admonishing Respondent for neglect of duty. The Board reminds Respondent that she has a duty to take reasonable measures to protect the health, safety, and emotional well-being of students. As an educator, Respondent must ensure that her students are never placed in potentially dangerous situations. The Board will not tolerate any further incidents of misconduct from Respondent.

This agreed order is expressly conditioned upon Respondent providing written proof, by January 1, 2012, that she has attended six (6) hours of classroom management training. If Respondent fails to submit the required report by the due date, any and all certificates issued to Respondent shall be automatically suspended until this condition has been met. Any expense for the training shall be paid by Respondent.

Vote: *Unanimous*

1011685 (Nanette Silliman) Accept Agreed Order Respondent is admonished for subjecting students to embarrassment and disparagement and for failing to properly manage her classrooms. An educator has a duty to treat all students with dignity and respect and to create and foster an environment in which students can learn effectively. The Board will not tolerate any further acts of misconduct by Respondent.

During the time of the incidents in question, Respondent was employed as a substitute teacher. Should Respondent decide to enter the teaching profession at any time in the future, she must provide written proof that she has received six (6) hours of professional development/training in the area of ethics, and six (6) hours of professional development/training in the area of cultural competency, as

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approved by the Board. Respondent shall not be granted a teaching certificate until she shows proof of the training. Any expense for said training shall be paid by Respondent.

Vote: *Unanimous*

060363 (Jacqueline Powell) Accept Agreed Order which states that Respondent has been retired since 2007 and will not return to full-time service as a classroom teacher until she provides written proof to the Board that she has received twelve (12) hours of professional development/training in classroom management as approved by the Board. Any expense incurred for said training shall be paid by Respondent. Should Respondent fail to satisfy this condition, her certificate shall be suspended and shall remain so until the condition is met.

Vote: *Unanimous*

1003175 (Courtney Brundige) Accept Agreed Order in which Respondent voluntarily, knowingly, and intelligently surrenders her teaching certificate and agrees to not apply for, nor be issued, a teaching or administrative certificate in the Commonwealth of Kentucky at any time in the future. Upon the acceptance of this agreement by the Board, Respondent shall immediately surrender the original and all copies of her certificate, by personal delivery or first class mail, to the Education Professional Standards Board, 100 Airport Road, 3rd Floor, Frankfort, Kentucky 40601.

Vote: *Unanimous*

1004196 (Phillip Shelton) Accept Agreed Order retroactively revoking Respondent's certificate for a period of three (3) years beginning July 1, 2010. Respondent shall neither apply for, nor be issued, a teaching certificate in the Commonwealth of Kentucky during the revocation period. Upon acceptance of this agreement by the Board, Respondent shall immediately surrender the original and all copies of his certificate to the EPSB, by delivering or mailing to 100 Airport Road, 3rd Floor, Frankfort, Kentucky 40601. Respondent is hereby admonished for conducting unbecoming a teacher and for engaging in inappropriate physical interactions with a student. A teacher in the Commonwealth of Kentucky has a duty to take reasonable measures to protect the health, safety, and emotional well-being of students as well as to refrain from subjecting students to embarrassment. Further, Respondent is reminded of his duty to maintain the dignity and integrity

of the teaching profession. The Board will not tolerate any further incidents of misconduct from Respondent.

In addition to the standard requirements of the application process, before Respondent shall be reissued any certificate, he must comply with the following:

1. Respondent shall provide written proof to the Board that he has been assessed by a state certified mental health counselor approved by the Board and is competent to fulfill his duties as an educator. Respondent shall provide written proof that he has complied with any treatment recommendations proposed by the mental health counselor and shall continue to provide treatment records to the Board until he has been released from treatment by the counselor. Any expense incurred for the assessment or follow-up treatment shall be paid by Respondent.

2. Respondent shall provide written proof to the Board that he has successfully completed twelve (12) hours of ethics training, as approved by the Board, which shall include instruction on appropriate teacher/student boundaries. Any expense incurred for said training shall be paid by Respondent.

3. Respondent shall provide the Board with at least two (2) letters of recommendation stating that Respondent is morally and ethically fit to hold a teaching certificate. Such letters of recommendation must be written by educators who hold valid Kentucky teaching certificates that are currently in good standing.

Should Respondent fail to satisfy any of these conditions, the Board shall automatically deny any application submitted by Respondent or on his behalf.

Upon reissuance of Respondent's certificate, Respondent shall be on probation for a period of five (5) years. During this time, Respondent shall receive no disciplinary action involving teacher/student boundaries. "Disciplinary action" is defined as any suspension, termination, or public reprimand issued by any school district in the Commonwealth of Kentucky and upheld, if requested, by either a tribunal and/or arbitration process.

By entering into this Agreed Order, Respondent agrees that should he fail to satisfy the terms of the probation, his certificate shall be automatically revoked for the remainder of the probationary period.

Respondent is aware that should he violate KRS 161.120, either during or following this five (5) year period of probationary conditions, the Board shall initiate new disciplinary action and seek additional sanctions.

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Vote: *Unanimous*

1010603 (Jeffrey Lykins)

Accept Agreed Order admonishing Respondent for neglect of duty and for failing to take reasonable measures to protect the health, safety, and emotional well-being of students. As an educator, Respondent must ensure that his students are appropriately supervised at all times and are never placed in a potentially unsafe environment. The Board will not tolerate any further incidents of misconduct from Respondent.

On or before January 1, 2012, Respondent shall provide written proof to the Board that he has received twelve (12) hours of professional development or training in ethics as approved by the Board. Any expense incurred for said training shall be paid by Respondent.

Respondent agrees that should he fail to complete the required training on or before January 1, 2012, his certificate shall be automatically suspended until such training is completed and the appropriate written proof is provided to the Board.

Vote: *Unanimous*

1006422 (Joseph Dawson)

Accept Agreed Order retroactively revoking Respondent's certificate for a period of five (5) years beginning on May 14, 2010. Respondent shall neither apply for, nor be issued, a teaching certificate in the Commonwealth of Kentucky during the revocation period. Upon acceptance of this agreement by the Board, Respondent shall immediately surrender the original and all copies of his certificate to the EPSB, by delivering or mailing to 100 Airport Road, 3rd Floor, Frankfort, Kentucky 40601.

Prior to reissuance of Respondent's certificate, Respondent shall provide written proof to the Board that his Florida and North Carolina teaching certificates have been reinstated and are currently in good standing. Should Respondent fail to satisfy this condition, the Board shall automatically deny any application for certification submitted by Respondent or on his behalf.

Vote: *Unanimous*

11571 (Ahenawa El-Amin)

Accept Agreed admonishing Respondent for failing to uphold the dignity and integrity of the teaching profession, specifically for her 2007 and 2008 criminal convictions. As a certified educator, Respondent is expected to protect the health, welfare and safety of students, including her own children. The Board expects Respondent to conduct

herself in an ethical and professional manner and will not tolerate any further misconduct from Respondent. Respondent has supplied the Board with certification that all school age children in her custody during the 2010-2011 school year were in compliance with attendance standards for that school year. Certification was in the form of a letter from the Assistant Director of Pupil Personnel for the school of each child.

Upon acceptance of this agreement by the Board, Respondent shall be issued a Kentucky teaching certificate upon providing proof that she has met the academic and testing requirements necessary for issuance of a certificate; however, any and all certificates issued to Respondent by the Board shall be subject to the following probationary conditions:

1. Within six (6) months of acceptance of this agreement by the Board, Respondent shall submit written proof to the Board that she has completed twelve (12) hours of professional ethics training, as approved by the Board. Any expense required for said training shall be paid by Respondent. Failure to comply with this condition will result in Respondent's certificate being automatically suspended until Respondent is in compliance.
2. On or before May 31st of each year for five (5) years from the date of issuance of her certificate, Respondent shall supply the Board with certification that all school age children in her custody were in compliance with attendance standards for the school year. Certification shall be in the form of a letter from the Director of Pupil Personnel for the school of each child. Failure to comply with this condition will result in Respondent's certificate being automatically suspended until Respondent is in compliance.
3. Respondent shall not be convicted of nor enter a guilty or no contest plea to any criminal charge(s) other than minor traffic violations. A violation is not considered a minor traffic violation if it is a violation for which jail time may be imposed. If Respondent is convicted of, or enters a guilty or no contest plea, to any criminal charge other than minor traffic violations, she shall submit this information to the Board, in writing, within thirty (30) days. Failure to comply with this condition will result in Respondent's certificate being automatically suspended for ninety (90) days and subject to further action by the Board.
4. Respondent shall submit a copy of her current criminal record, as prepared by the Kentucky State Police, with any application for renewal of her certification(s) and/or for additional certification(s). Any expense required to satisfy

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this condition shall be paid by Respondent. Failure to comply with this condition will result in the denial of all applications for renewal and/or additional certification(s) submitted by Respondent or on her behalf.

Respondent is aware that should she violate KRS 161.120 during this permanent probationary period, the Board shall initiate a new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

110246 (Donna Kennedy)

Accept Agreed Order reminding Respondent that KRS 620.030 requires that “any person who knows or has reasonable cause to believe that a child is dependent, neglected or abused shall immediately cause an oral or written report to be made” to the proper authorities. As an educator, Respondent has a duty to take reasonable measures to protect the health, safety, and emotional well-being of students.

This settlement agreement is expressly conditioned upon the following:

1. Respondent has submitted proof to the Board that she has completed training on Procedures and Reporting for Possible Abuse and Neglect.

2. By January 1, 2012, Respondent shall provide written proof to the Board that she has completed a book study on Robert J. Shoop’s *Sexual Exploitation in Schools*. Written proof shall be in the form of a summation of what Respondent read and a reflective piece on how what she read applies to her and will help her in the future. Any expense required for said training shall be paid by Respondent. If Respondent fails to satisfy this condition, her certificate shall be automatically suspended until she completes the required training and provides the appropriate written proof to the Board.

Vote: *Unanimous*

110244 (Kayla Jackson)

Accept Agreed Order reminding Respondent that KRS 620.030 requires that “any person who knows or has reasonable cause to believe that a child is dependent, neglected or abused shall immediately cause an oral or written report to be made” to the proper authorities. As an educator, Respondent has a duty to take reasonable measures to protect the health, safety, and emotional well-being of students.

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This settlement agreement is expressly conditioned upon the following:

1. Respondent has submitted proof to the Board that she has completed training on Procedures and Reporting for Possible Abuse and Neglect.
2. By January 1, 2012, Respondent shall provide written proof to the Board that she has completed a book study on Robert J. Shoop's *Sexual Exploitation in Schools*. Written proof shall be in the form of a summation of what Respondent read and a reflective piece on how what she read applies to her and will help her in the future. Any expense required for said training shall be paid by Respondent. If Respondent fails to satisfy this condition, her certificate shall be automatically suspended until she completes the required training and provides the appropriate written proof to the Board.

Vote: *Unanimous*

1010650 (Bruce Maybriar) Accept Agreed Order admonishing Respondent for using inappropriate language in the classroom. As an educator, Respondent has a duty to maintain the dignity and integrity of the profession and to refrain from subjecting students to embarrassment or disparagement. The Board expects Respondent to uphold the Professional Code of Ethics for Kentucky Certified School Personnel in the future.

On or before January 1, 2012, Respondent shall provide written proof to the Board that he has received twelve (12) hours of professional development or training, as approved by the Board, in teacher ethics. Any expense incurred for said training shall be paid by Respondent. Respondent agrees that should he fail to complete the required training on or before January 1, 2012, his certificate shall be automatically suspended until such training is completed and the appropriate written proof is provided to the Board.

Vote: *Unanimous*

10117128 (Maria Martin) Accept Agreed Order admonishing Respondent for neglecting her professional duties by failing to take reasonable measures to protect the health, safety, and emotional well-being of students. When an educator fails to properly supervise students, students are at risk for both physical and emotional harm. Respondent is also reminded of her ethical duty to make a reasonable effort to communicate to parents information which should be revealed in the interest of the student. The Board will not

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tolerate any further incidents of misconduct from Respondent.

Respondent's certificate, and any future endorsements or new areas of certification, shall be subject to the following probationary conditions for a period of three (3) years from the date the Board accepts this Agreed Order:

1. On or before July 1, 2012, Respondent shall submit written proof to the Board that she has completed twelve (12) hours of professional development or training, as approved by the Board, on the Professional Code of Ethics for Kentucky Certified School Personnel. Any expense incurred for said training shall be paid by Respondent.
2. On or before July 1, 2012, Respondent shall submit written proof to the Board that she has completed six (6) hours of professional development or training, as approved by the Board, in the area of classroom management. Any expense incurred for said training shall be paid by Respondent.
3. Or on before September 1st of each year of the probationary period, Respondent shall submit to the Board as well as to the principal(s) of any school(s) in which she is employed in a certified capacity written proof that she has read and understands the school district's field trip procedures and that she agrees to enforce and comply with said procedures.
4. For the entirety of the probationary period, Respondent shall receive no disciplinary action involving neglect of duty and/or classroom management issues. "Disciplinary action" is defined as any public reprimand, suspension, or termination issued by any school district in the Commonwealth of Kentucky and upheld, if requested, by either a tribunal and/or arbitration process.

By entering into this Agreed Order, Respondent agrees that should she fail to satisfy any of these conditions during the probationary period, her certificate shall be automatically suspended for a period of thirty (30) days. If applicable, at the conclusion of the thirty (30) day suspension, Respondent's certificate shall remain suspended until such time as the probationary conditions are met.

Respondent is aware that should she violate KRS 161.120, either during or following this three (3) year period of probationary conditions, the Board shall initiate new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

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- 11493 (Julie Age) Accept Agreed Order which states that Respondent shall be issued a Kentucky teaching certificate upon providing proof that she has met the academic and testing requirements necessary for issuance of a certificate; however, any and all certificates issued to Respondent by the Board shall be subject to the following permanent probationary conditions:
During the first three (3) years of the permanent probationary period, Respondent shall comply with the following:
1. Within six (6) months of issuance of any teaching certificate to Respondent, Respondent shall undergo a comprehensive substance abuse assessment by a Kentucky licensed and/or certified chemical dependency counselor, as approved by the Board, and shall provide written evidence to the Board that she has complied with the assessment process and has successfully completed any and all treatment recommendations. If Respondent is unable to complete all treatment recommendations within six (6) months of issuance, Respondent shall continue to provide quarterly written progress reports from her chemical dependency counselor until such time as the counselor releases her from further treatment. Any expense for the assessment, treatment and/or written reports shall be paid by Respondent. Failure to comply with this condition will result in Respondent's certificate being automatically suspended until Respondent is in compliance.
 2. Within six (6) months of issuance of any teaching certificate to Respondent, Respondent shall undergo an anger management assessment by a licensed clinical provider, as approved by the Board, and shall provide written evidence to the Board that she has complied with the assessment process and has successfully completed any and all treatment recommendations. If Respondent is unable to complete all treatment recommendations within six (6) months of issuance, Respondent shall continue to provide quarterly written progress reports from her clinical provider until such time as the provider releases her from further treatment. Any expense for the assessment, treatment and/or written reports shall be paid by Respondent. Failure to comply with this condition will result in Respondent's certificate being automatically suspended until Respondent is in compliance.
 3. On or before July 1st of each year, Respondent shall supply the Board with a current national and state criminal background check. Failure to comply with this condition will result in Respondent's certificate being automatically

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suspended until Respondent is in compliance.

For the entirety of the permanent probationary period, Respondent shall comply with the following:

1. Respondent shall not be convicted of nor enter a guilty or no contest plea to any criminal charge(s) other than minor traffic violations. Failure to comply with this condition will result in Respondent's certificate being automatically suspended for further action by the Board.
2. Respondent shall submit current national and state criminal background reports to the Board with any application for renewal of her certification(s) and/or for additional certification(s). Any expense for the national and state criminal background reports shall be paid by Respondent. Failure to comply with this condition will result in the denial of all applications for renewal and/or additional certification(s) submitted by Respondent or on her behalf.

Respondent is aware that should she violate KRS 161.120, either during or following this permanent probationary period, the Board shall initiate a new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

1010630 (Daniel Whitehead) Accept Agreed Order admonishing Respondent for engaging in inappropriate physical interactions with students and for conduct unbecoming a teacher. A teacher in the Commonwealth of Kentucky has a duty to protect the health, safety, and emotional well-being of students and must respect the boundary line between appropriate and inappropriate physical interactions. Further, the Professional Code of Ethics for Kentucky Certified School Personnel requires Respondent to exemplify behaviors which maintain the dignity and integrity of the profession. The Board will not tolerate any further incidents of misconduct from Respondent. Prior to accepting any teaching and/or administrative position in any school district in the Commonwealth of Kentucky, Respondent must provide written proof to the Board that he has been assessed by a state certified mental health counselor approved by the Board and is competent to fulfill his duties as an educator. Respondent shall provide proof that he has complied with any treatment recommendations proposed by the mental health counselor and shall continue to provide treatment records to the Board until he has been released from treatment by the

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counselor. Any expense incurred for the assessment or follow-up treatment shall be paid by Respondent.

Upon acceptance of any teaching and/or administrative position in any school district in the Commonwealth of Kentucky, Respondent's certificate, including any and all endorsements, is hereby subject to the following probationary conditions for a period of five (5) years:

1. Prior to or within one (1) year of accepting any teaching and/or administrative position in the Commonwealth of Kentucky, Respondent shall provide written proof to the Board that he has received twelve (12) hours of professional development or training, as approved by the Board, on the Professional Code of Ethics for Kentucky Certified School Personnel, which shall include instruction on appropriate teacher/student boundaries. Any expense incurred for said training shall be paid by Respondent.

2. Prior to or within one (1) year of accepting any teaching and/or administrative position in the Commonwealth of Kentucky, Respondent shall provide written proof to the Board that he has successfully completed a course, as approved by the Board, on sexual harassment awareness. Any expense incurred for said training shall be paid by Respondent.

3. For the entirety of the probationary period, Respondent shall receive no disciplinary action involving conduct unbecoming and/or sexual harassment. "Disciplinary action" is defined as any public reprimand, suspension, or termination issued by any school district in the Commonwealth of Kentucky and upheld, if requested, by either a tribunal and/or arbitration process.

By entering into this Agreed Order, Respondent agrees that should he fail to satisfy any of these conditions during the probationary period, his certificate shall be automatically suspended for a period of one (1) year. If applicable, at the conclusion of the one (1) year suspension, Respondent's certificate shall remain suspended until such time as the probationary conditions are met.

Respondent is aware that should he violate KRS 161.120, either during or following this five (5) year period of probationary conditions, the Board shall initiate new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

060227 (David Bishop)

Accept Agreed Order suspending Respondent's certificate retroactively for a period of forty five (45) days from January 30, 2006 through March 15, 2006.

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Upon reinstatement after the forty five (45) day suspension period, 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.

1. By August 1, 2007, Respondent shall undergo a comprehensive substance abuse assessment by a Kentucky licensed and/or certified chemical dependency counselor as approved by the Board and shall present written evidence to the Board that he has complied with the assessment process and has successfully completed any and all treatment recommendations. Any expense for the assessment, treatment and/or reports shall be paid by Respondent. Respondent has shown written proof that he has complied with this condition.

2. By September 1, 2011, Respondent shall provide written proof to the Board that he has received twelve (12) hours of professional development/training in ethics as approved by the Board. Any expense for this professional development/training in ethics shall be paid by Respondent. Respondent has shown written proof that he has complied with this condition.

3. Respondent shall be subject to random drug testing and shall have no positive drug tests during the two (2) year probationary period.

Vote: *Unanimous*

0906358 (Roger Auge)

Accept Agreed Order admonishing Respondent for failing to appropriately interact with students and manage student behavior in his classroom. As an educator, Respondent must maintain a positive learning environment at all times. He must strive to deescalate problem situations and treat each student with respect regardless of the circumstance. This agreement is expressly conditioned upon the following. Before returning to any position that requires a teaching certificate, Respondent shall submit written proof that he has completed the following.

1. Respondent shall undergo an anger management assessment by a mental health provider licensed in Kentucky and approved by the Board, and successfully complete any and all treatment recommendations.

Any expense for satisfying this condition shall be paid by Respondent.

2. Respondent shall complete twelve hours of professional

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development/training, approved by the Board and at his own expense, in effective classroom management and discipline techniques.

3. Respondent shall complete twelve hours of professional development/training, approved by the Board and at his own expense, in maintaining appropriate teacher/student boundaries and ethics.

If Respondent fails to satisfy these conditions, his certificate shall be suspended and remain so until all conditions are met.

Upon entry of this Order, Respondent's certificate shall be subject to the following probationary condition for the life of the certificate and upon any renewal and/or reissuance. During that time, Respondent shall not be disciplined by any school district for conduct that would be deemed a violation of KRS 161.120. Discipline shall be defined as a reprimand, admonishment, suspension, or termination. If Respondent violates this condition, the Board shall automatically suspend his certificate for a period of two years and may seek additional sanctions pursuant to KRS 161.120.

Vote: *Unanimous*

1011796 (William Riley)

Accept Agreed Order which states that Respondent shall not be issued any type of teaching certificate including emergency, substitute, probationary, and/or temporary provisional, until he has completed all educational and assessment requirements necessary for teacher certification in Kentucky. Should Respondent meet this requirement, his application for certification shall not be processed unless it is accompanied by written proof that he has completed twelve hours of professional development/training in professionalism and ethics, approved by the Board and at his own expense.

Vote: *Unanimous*

0904215 (Shea Wardwell)

Accept Agreed Order which states that Respondent is currently not teaching in Kentucky and his certificate shall expire on June 31, 2012. Respondent agrees not to seek employment in a Kentucky public school during the 2011-2012 school year. Upon expiration of his teaching certificate on June 31, 2012, Respondent agrees that he shall neither apply for, nor be issued, a teaching and/or administrative certificate in the Commonwealth of Kentucky until he has been re-issued a teaching license in the state of Ohio.

Vote: *Unanimous*

Discussion Regarding the Evaluation of the Executive Director

Evaluation of the Executive Director Committee Chair Mark Wasicsko informed the board that the committee met on September 18th and opened the evaluations. The results will be ready for the October meeting. Dr. Wasicsko stated that at the next meeting he will give to the board committee recommendations on updating the evaluation process to use electronic formats, etc.

Chair Lorraine Williams said that serving as chair has taught her a great deal and she appreciated Vice Chair Tom Stull for his support. She welcomed Dr. Cathy Gunn as the new chair. Dr. Gunn stated that she has watched Tom Stull, James Cibulka, and Lorraine Williams provide excellent leadership on the board, and she intends to do the same.

Motion made by Dr. Wasicsko, seconded by Ms. McMillen, to adjourn the meeting.

Vote: *Unanimous*

Meeting adjourned at 4:00 p.m.

Next Meeting: October 17, 2011
 9:00 AM
 EPSB Board Room
 Frankfort, Kentucky

**EDUCATION PROFESSIONAL STANDARDS BOARD
STAFF NOTE**

Consent Item B

Action Item:

Thomas More College: Spanish, Grades P-12 (Bachelor's Level)

Applicable Statutes and Regulation:

KRS 161.028; KRS 161.030
16 KAR 5:010

Applicable Goal:

Goal 1: Every approved educator preparation program meets or exceeds all accreditation standards and prepares knowledgeable, capable teachers and administrators who demonstrate effectiveness in helping all students reach educational achievement.

Issue:

Should the EPSB approve the following educator preparation program addition?

THOMAS MORE COLLEGE

6.0 CERTIFICATES FOR ALL GRADE LEVELS

Spanish (Bachelor's Level)

Background:

KRS 161.028 and KRS 161.030 provide for the EPSB to establish curricula for educator preparation programs in Kentucky and approve such programs at institutions of higher education. The Division of Educator Preparation, Content Area Program Review Committee, and the Reading Committee evaluated the program review document submitted for approval against performance-based program certification guidelines established by the EPSB. This program proposal meets all the requirements set by the EPSB. An Executive Summary of the program is included on the EPSB secure website and under separate cover.

Groups/Persons Consulted:

Content Area Review Committee
Reading Committee

Alternative Actions:

1. Approve the proposed Spanish, Grades P-12 preparation program addition.
2. Do not approve the proposed Spanish, Grades P-12 preparation program addition.

Recommendation:

Alternative 1

Rationale:

The proposed educator preparation program follows the appropriate regulation (16 KAR 5:010) outlining requirements for program approval as established by the EPSB.

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Contact Person:

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Date:

October 17, 2011

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16 KAR 5:010. Standards for accreditation of educator preparation units and approval of programs.

Section 22. Program Approval Action Outside the First or Regular Continuing Accreditation Cycle. (1) Approval of a program shall be through the program process established in Section 11 of this administrative regulation except that a new program not submitted during the regular accreditation cycle or a program substantially revised since submission during the accreditation process shall be submitted for approval by the EPSB prior to admission of a student to the program.

(2) For a new or substantially revised program, the EPSB shall consider a recommendation by staff, including review by the Continuous Assessment Review Committee, Content Program Review Committee, and the Reading Committee.

(3) A recommendation made pursuant to subsection (2) of this section shall be presented to the full EPSB.

(4) Program approval decision options shall be:

(a) Approval, with the next review scheduled during the regular accreditation cycle unless a subsequent substantial revision is made;

(b) Approval with conditions, with a maximum of one (1) year probationary extension for correction of a specified problem to be documented through written materials or through an on-site visit. At the end of the extension, the EPSB shall decide that the documentation supports:

1. Approval; or

2. Denial of approval; or

(c) Denial of approval, indicating that a serious problem exists which jeopardizes the quality of preparation of school personnel.

(5) The EPSB shall order review of a program if it has cause to believe that the quality of preparation is seriously jeopardized. The review shall be conducted under the criteria and procedures established in the EPSB "Emergency Review of Certification Programs Procedure" policy incorporated by reference. The on-site review shall be conducted by EPSB staff and a Board of Examiners team. The review shall result in a report to which the institution may respond. The review report and institutional response shall be used by the Executive Director of the EPSB as the basis for a recommendation to the full EPSB for:

(a) Approval;

(b) Approval with conditions; or

(c) Denial of approval for the program.

(6) If the EPSB denies approval of a program, the institution shall notify each student currently admitted to that program of the EPSB action. The notice shall include the following information:

(a) A student recommended for certification or advancement in rank within the twelve (12) months immediately following the denial of state approval and who applies to the EPSB within the fifteen (15) months immediately following the denial of state approval shall receive the certification or advancement in rank; and

(b) A student who does not meet the criteria established in paragraph (a) of this subsection shall transfer to a state approved program in order to receive the certificate or advancement in rank.

**EDUCATION PROFESSIONAL STANDARDS BOARD
STAFF NOTE**

Information Item A

Information Item:

16 KAR 6:010. Cut Score Framework for Written Examination Prerequisites for Teacher Certification

Applicable Statute and Regulation:

KRS 161.030
16 KAR 6:010

Applicable Goal:

Goal 2: Every professional position in a Kentucky public school is staffed by a properly credentialed educator.

Background:

In October 22, 2007, the Education Professional Standards Board (EPSB) established a *Cut Score Framework* and incorporated it into the *EPSB Procedure Manual*. This set of guidelines is applied to cut scores recommended by standard setting studies (SSS). The current *Cut Score Framework* establishes the following parameters for cut scores:

- between the 15th – 25th percentiles
- greater than or equal to the current cut score
- comparable to the SREB average cut score

In light of recent discussions regarding teacher quality, the EPSB in March 2011 approved the charter for the Committee to Review Cut Scores for Assessments (CRCSA). The committee met twice to discuss the feasibility of changing the cut scores. ETS staff members provided an overview of how cut scores are established. They commented that using the SSS values as the cut score provided legal defensibility for the scores.

Since Kentucky teacher educators and classroom teachers have participated in all multi-state SSS for Kentucky certification tests, the recommendation was made to use the multi-state SSS cut scores if they equate to the 25th percentile. If the cut scores are below the 25th percentile, the scores could be raised.

If a score falls below the 25th percentile, the cut score could be increased within two standard errors of measure (SEM) of the established score. This allows EPSB staff members flexibility to recommend a higher cut score while maintaining legal defensibility. EPSB staff intends to bring a recommendation to change the Cut Score Framework as follows:

- Utilize the multi-state standard setting study values as the cut score
- If the cut score falls below the 25th percentile, increase the cut score within 2 SEM to ensure legal defensibility.

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There are numerous advantages to using the proposed framework:

1. Cut scores can be established with all new tests, eliminating the use of no cut score for the first year.
2. There would be no need for the year long transition period between the old tests and new.
3. By using the multi-state SSS values, Kentucky will have scores comparable to other states that participated in the studies.
4. If Kentucky is unable to participate in a multi-state SSS, EPSB staff will work with ETS to host a state-specific study for that test.

Contact Person:

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Date:

October 17, 2011

**EDUCATION PROFESSIONAL STANDARDS BOARD
STAFF NOTE**

Information Item B

Information Item:

16 KAR 6:010. Written Examination Prerequisites for Teacher Certification, Notice of Intent

Applicable Statute and Regulation:

KRS 161.030
16 KAR 6:010

Applicable Goal:

Goal 2: Every professional position in a Kentucky public school is staffed by a properly credentialed educator.

Background:

Newly Developed Tests and Corresponding Passing Scores

Throughout the summers of 2010 and 2011, Kentucky teachers and higher education faculty have participated in multi-state Standard Setting Studies (SSS) conducted by the Educational Testing Service (ETS) for multiple assessments. EPSB staff plans to bring to the board the multi-state SSS's recommended cut scores identified in the table below to become effective September 1, 2012. The bulleted points below highlight some changes:

- The *Principles of Learning and Teaching Tests (0522), (0523), and (0524)* have been revised to include a change in the ratio of multiple-choice and constructed-response questions.
- ETS hosted a webinar to obtain feedback from currently practicing teachers, higher education faculty, and EPSB staff regarding the development of several constructed response and multiple choice combination tests. The proposal from ETS to combine the currently required tests resulted in the development of new tests for English, art, and social studies.
- ETS developed the new Praxis Reading Specialist (0301) test. This test is an updated version of the current Reading Specialist test (0300).

Current Requirements	Proposed Requirements	Recommended Cut Score
	Elementary (Grades P-5)	
<i>Principles of Learning and Teaching (0522)</i>	<i>Principles of Learning and Teaching (0622)</i>	160
	Middle School (Grades 5-9)	
<i>Principles of Learning and Teaching (0523)</i>	<i>Principles of Learning and Teaching (0623)</i>	160
	Secondary (Grades 8-12)	

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<i>Principles of Learning and Teaching (0524)</i>	<i>Principles of Learning and Teaching (0624)</i>	160
Art (P-12)		
<i>Art: Content Knowledge (0133)</i> <i>Art Making (0131)</i>	<i>Art: Content and Analysis (0135)</i>	161
English (8-12)		
<i>English Language Literature and Composition: Content Knowledge (0041)</i> <i>English Language Literature and Composition: Essays (0042)</i>	<i>English Language, Literature and Composition: Content and Analysis (0044)</i>	166
Social Studies (8-12)		
<i>Social Studies: Content Knowledge (0081)</i> <i>Social Studies: Interpretation of Materials (0083)</i>	<i>Social Studies: Content and Interpretation (0086)</i>	153
Teaching Reading (P-12)		
<i>Reading Specialist (0300)</i>	<i>Reading Specialist (0301)</i>	164

New Elementary Education: Multiple Subjects Test

In July of 2011, Kentucky teachers and teacher educators participated in a multi-state SSS for the newly developed *Praxis Elementary Education Multiple Subjects (5031)* test. A total of 15 states and Washington D.C. participated in this study. This new test comprises four, separately timed subtests measuring the core content areas: *Reading/Language Arts (5032)*, *Mathematics (5033)*, *Social Studies (5034)*, and *Science (5035)*.

To pass the *Praxis Elementary Education Multiple Subjects (5031)* test, a candidate must meet or exceed the passing score established for each subtest. If a candidate is unsuccessful on any subtest, that subtest may be retaken.

EPSB staff plans to bring the multi-state SSS study value for the subtests to the Board as the recommended passing score beginning Sept 1, 2012. In addition to the required PLT, the following chart represents the requirements for each subtest.

Current Requirement	Proposed Requirement	Recommended Cut Score
Elementary Education:	Elementary Education:	
Content Knowledge (0014)	Multi-Subjects Test (5031)	
	Reading/Language Arts (5032)	165
	Mathematics (5033)	164
	Social Studies (5034)	155
	Science (5035)	159

American Sign Language Endorsement (ASL)

In October 2009 the EPSB adopted an American Sign Language endorsement. This endorsement provides a teacher with credentials to teach American Sign Language, allowing students to receive credit for a foreign language. A review panel convened in June 2011 to review the *American Sign Language Proficiency Interview (ASLPI)* administered by the Gallaudet University. This test is a holistic language evaluation used to determine global ASL proficiency at a given point in time.

Examinees receive an overall proficiency level, which ranges from no functional language to native-like skills on a 0 -5 rating scale. Plus (+) levels are also awarded, which indicates the examinee exceeds the requirements for a particular level but does not satisfy all the requirements of the next higher level.

Based on their review, staff members recommend using the ASLPI for the American Sign Language Endorsement with a qualifying level of performance of 3+ based on the five (5) levels of the ASLPI Functional Descriptions to be effective September 1, 2012.

Contact Person:

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Date:

October 17, 2011

1 **EDUCATION PROFESSIONAL STANDARDS BOARD**

2 **(Amendment)**

3 **16 KAR 6:010. Examination prerequisites for teacher certification.**

4 RELATES TO: KRS 161.020, 161.028(1), 161.030(3), (4)

5 STATUTORY AUTHORITY: KRS 161.028(1)(a), 161.030(3), (4)

6 NECESSITY, FUNCTION, AND CONFORMITY: KRS 161.028(1)(a) authorizes the
7 Education Professional Standards Board to establish standards and requirements for obtaining
8 and maintaining a teaching certificate. KRS 161.030(3) and (4) requires the Education
9 Professional Standards Board to select the appropriate assessments required prior to teacher
10 certification. This administrative regulation establishes the examination prerequisites for teacher
11 certification.

12 Section 1. A teacher applicant for certification shall successfully complete the appropriate
13 tests identified in this administrative regulation prior to Kentucky teacher certification.

14 Section 2. The Education Professional Standards Board shall require the test or tests and
15 passing scores identified in this section for each new teacher applicant and each teacher seeking
16 an additional certificate.

17 (1) An applicant for Interdisciplinary Early Childhood Education certification (birth to
18 primary) shall take "Interdisciplinary Early Childhood Education (0023)" with a passing score of
19 166.

20 (2) (a) Until August 31, 2012, an applicant for Elementary certification (grades P-5) shall
21 take "Elementary Education: Content Knowledge (0014)" with a passing score of 148; or

1 **(b) Beginning September 1, 2012, an applicant for Elementary certification (grades P-5)**
2 **shall take “Elementary Education: Multi-Subjects Test (5031)” with the following passing scores**
3 **on the corresponding test sections:**

- 4 **1. “Reading and Language Arts (5032)” – 165;**
5 **2. “Mathematics (5033)” – 164;**
6 **3. “Social Studies (5034)” – 155; and**
7 **4. “Science (5035)” – 159.**

8 (3) An applicant for certification at the middle school level (grades five (5) through nine
9 (9)) shall take the content test or tests based on the applicant’s content area or areas with the
10 corresponding passing scores as identified in this subsection:

- 11 (a) Middle School English and Communications: "Middle School English Language Arts
12 (0049)" - 158;
13 (b) Middle School Mathematics: "Middle School Mathematics (0069)" - 148;
14 (c) Middle School Science: "Middle School Science (0439)" - 144; or
15 (d) Middle School Social Studies: "Middle School Social Studies (0089)" - 149.

16 (4) An applicant for certification at the secondary level (grades eight (8) through twelve
17 (12)) shall take the content test or tests corresponding to the applicant's content area or areas with
18 the passing scores identified in this subsection:

- 19 (a) Biology: "Biology: Content Knowledge (0235)" - 146;
20 (b) Chemistry: "Chemistry: Content Knowledge (0245)" - 147;
21 (c) Earth Science: "Earth and Space Sciences: Content Knowledge (0571)" - 147;
22 (d) English:
23 1. Until August 31, 2012,

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1 a. "English Language, Literature and Composition: Content Knowledge (0041)" - 160;

2 and

3 b. ~~[2-]~~ "English Language, Literature and Composition Essays (0042)" - 155; or

4 2. Beginning September 1, 2012, "English Language, Literature and Composition:
5 Content and Analysis (0044)" – 166;

6 (e) Mathematics:

7 1. "Mathematics: Content Knowledge (0061)" - 125; and

8 2. "Mathematics: Proofs, Models and Problems, Part 1 (0063)" - 141;

9 (f) Physics: "Physics: Content Knowledge (0265)" - 133; or

10 (g) Social Studies:

11 1. Until August 31, 2012,

12 a. "Social Studies: Content Knowledge (0081)" - 151; and

13 b. ~~[2-]~~ "Social Studies: Interpretation of Materials (0083)" – 159; and

14 2. Beginning September 1, 2012, "Social Studies: Content and Interpretation (0086)" –
15 153.

16 (5) An applicant for certification in all grades shall take the content test or tests
17 corresponding to the applicant's area or areas of specialization identified in this subsection, and,
18 if a passing score is established in this subsection, the applicant shall achieve the passing score or
19 higher:

20 (a) Art:

21 1. Until August 31, 2012,

22 a. "Art: Content Knowledge (0133)" - 158; and

23 b. ~~[2-]~~ "Art Making (0131)" - 154; or

24 2. Beginning September 1, 2012, "Art: Content and Analysis (0135)" – 161;

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1 (b) French:

2 [~~1. Until August 31, 2011, "French: World Language (5174)" - no passing score; or~~

3 ~~2. Beginning September 1, 2011,]~~ "French: World Language (5174)" - 162;

4 (c) German:

5 [~~1. Until August 31, 2011, "German: World Language (5183)" - no passing score; or~~

6 ~~2. Beginning September 1, 2011,]~~ "German: World Language (5183)" - 163;

7 (d) Health: "Health Education (0550)" - 630;

8 (e) Health and Physical Education:

9 1. [~~a. Until August 31, 2011, "Health and Physical Education: Content Knowledge~~
10 ~~(0856)" - no passing score; or~~

11 ~~— b. Beginning September 1, 2011,]~~ "Health and Physical Education: Content Knowledge
12 (0856)" - 156; and

13 2. "Physical Education: Movement Forms - Analysis and Design (0092)" - 151;

14 (f) Integrated Music:

15 1. "Music: Content Knowledge (0113)" - 154; and

16 2. "Music: Concepts and Processes (0111)" - 145;

17 (g) Instrumental Music:

18 1. "Music: Content Knowledge (0113)" - 154; and

19 2. "Music: Concepts and Processes (0111)" - 145;

20 (h) Vocal Music:

21 1. "Music: Content Knowledge (0113)" - 154; and

22 2. "Music: Concepts and Processes (0111)" - 145;

23 (i) Latin: "Latin (0600)" - 700;

24 (j) Physical Education:

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- 1 1.a. Until August 31, 2012, "Physical Education: Content Knowledge (0091)" - 147; and
2 b. "Physical Education: Movement Forms-Analysis and Design (0092)" - 151; or
3 2. Beginning September 1, 2011, "Physical Education: Content and Design (0095)" - 169;
4 (k) School Media Librarian: "Library Media Specialist (0311)" - 156;
5 (l) School Psychologist: "School Psychologist (0401)" - 161; or
6 (m) Spanish:
7 ~~[1. Until August 31, 2011, "Spanish: World Language (5195)" - no passing score; or~~
8 ~~2. Beginning September 1, 2011,]~~ "Spanish: World Language (5195)" - 168.

9 (6) Except as provided in subsection (7) of this section, an applicant for certification for
10 teacher of exceptional children in Communication Disorders, Learning and Behavior Disorders,
11 Hearing Impaired, Hearing Impaired with Sign Proficiency, Visually Impaired, or Moderate and
12 Severe Disabilities shall take the content test or tests based on the applicant's area or areas of
13 specialization with the corresponding passing scores as identified in this subsection:

14 (a) Communication Disorders:

15 1.a. Until August 31, 2012, "Education of Exceptional Students: Core Content
16 Knowledge (0353)" - 157; or

17 b. Beginning September 1, 2011, "Special Education: Core Content Knowledge and
18 Applications (0354)" - 151; and

19 2. "Speech-Language Pathology (0330)" - 600;

20 (b) Hearing Impaired:

21 1.a. Until August 31, 2012, "Education of Exceptional Students: Core Content
22 Knowledge (0353)" - 157; or

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- 1 b. Beginning September 1, 2011, "Special Education: Core Knowledge and Applications
2 (0354)" - 151;
- 3 2. "Education of Deaf and Hard of Hearing Students (0271)" - 167;
- 4 (c) Hearing Impaired With Sign Proficiency:
- 5 1.a. Until August 31, 2012, "Education of Exceptional Students: Core Content
6 Knowledge (0353)" - 157; or
- 7 b. Beginning September 1, 2011, "Special Education: Core Knowledge and Applications
8 (0354) - 151;
- 9 2. "Education of Deaf and Hard of Hearing Students (0271)" - 167; and
- 10 3. One (1) of the following tests with a passing score of Intermediate Level:
- 11 a. "Sign Communication Proficiency Interview (SCPI)"; or
- 12 b. "Educational Sign Skills Evaluation (ESSE)";
- 13 (d) Learning and Behavior Disorders:
- 14 1. Until August 31, 2012:
- 15 a. "Education of Exceptional Students: Core Content Knowledge (0353)" - 157; and
- 16 b. "Education of Exceptional Students: Mild to Moderate Disabilities (0542)" - 172; or
- 17 2. Beginning September 1, 2011, "Special Education: Core Knowledge and Mild to
18 Moderate Applications (0543)" - 158;
- 19 (e) Moderate and Severe Disabilities:
- 20 1. Until August 31, 2012:
- 21 a. "Education of Exceptional Students: Core Content Knowledge (0353)" - 157; and
- 22 b. "Education of Exceptional Students: Severe to Profound Disabilities (0544)" - 156; or
- 23 2. Beginning September 1, 2011, "Special Education: Core Knowledge of Mild to
24 Moderate Applications (0543)" - 158; or

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1 (f) Visually Impaired:

2 1.a. Until August 31, 2012, "Education of Exceptional Students: Core Content
3 Knowledge (0353)" - 157; or

4 b. Beginning September 1, 2011, "Special Education: Core Knowledge and Applications
5 (0354)" - 151; and

6 2. "Teaching Students with Visual Impairments (0281)" - 161.

7 (7) A holder of an exceptional child certificate in Learning and Behavior Disorders or
8 Moderate and Severe Disabilities who is seeking additional certification for any exceptional
9 children teaching certificate listed in subsection (6) of this section shall not be required to take
10 "Education of Exceptional Students: Core Content Knowledge (0353)" or "Special Education:
11 Core Knowledge and Applications (0354)".

12 (8)(a) Except as provided in paragraph (b) of this subsection, an applicant for Career and
13 Technical Education certification to teach in grades five (5) - twelve (12) shall take the content
14 test or tests corresponding to the applicant's area or areas of specialization identified in this
15 paragraph, and, if a passing score is established in this paragraph, the applicant shall achieve the
16 passing score or higher:

17 1. Agriculture: "Agriculture (0700)" - 520;

18 2. Business and Marketing Education:

19 a. Until August 31, 2011, "Business Education (0101)" - no passing score; or

20 b. Beginning September 1, 2011, "Business Education (0101)" - 154;

21 3. Family and Consumer Science: "Family and Consumer Sciences (0121)" - 162; or

22 4. Engineering and Technology Education: "Technology Education (0050)" - 600.

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1 (b) An applicant for Industrial Education shall take the content test or tests corresponding
2 to the applicant's area or areas of specialization with the passing scores identified in 16 KAR
3 6:020.

4 (9) An applicant for a restricted base certificate in the following area or areas shall take
5 the content test or tests based on the applicant's area or areas of specialization with the
6 corresponding passing scores as identified in this subsection:

7 (a) English as a Second Language: "English to Speakers of Other Languages (0361)" -
8 157;

9 (b) Speech/Media Communications: "Speech Communication (0221)" - 146; or

10 (c) Theater: "Theatre (0640)" - 630.

11 (10) An applicant for an endorsement in the following content area or areas shall take the
12 content test or tests based on the applicant's area or areas of specialization with the passing
13 scores identified in this subsection:

14 (a) American Sign Language: "American Sign Language Proficiency Interview (ASLPI)
15 administered by the Galludet University – 3+;

16 (b) English as a Second Language: "English to Speakers of Other Languages (0361)" -
17 157;

18 (c) ~~(b)~~ Learning and Behavior Disorders, grades 8 - 12:

19 1. Until August 31, 2012, "Education of Exceptional Students: Mild to Moderate
20 Disabilities (0542)" - 172; or

21 2. Beginning September 1, 2011, "Special Education: Core Knowledge and Mild to
22 Moderate Applications (0543)" - 158;

23 (d) ~~(c)~~ 1. Until August 31, 2012, Literacy Specialist: "Reading Specialist (0300)" – 520;

24 or

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1 2. Beginning September 1, 2012, "Reading Specialist (0301) – 164;

2 (e) ~~{(d)}~~ Gifted Education, grades primary - 12: "Gifted Education (0357)" - 152; or

3 (f) ~~{(e)}~~ Reading Primary through Grade 12:

4 ~~[1. Until August 31, 2011, "Teaching Reading (0204)" no passing score; or~~

5 ~~2. Beginning September 1, 2011,] "Teaching Reading (0204)" - 153.~~

6 Section 3. In addition to the content area test or tests established in Section 2 of this
7 administrative regulation, each new teacher shall take the pedagogy test and meet the passing
8 score identified in this section that corresponds to the grade level of certification sought. If a
9 certified teacher is seeking additional certification in any area, the applicant shall not be required
10 to take an additional pedagogy test.

11 (1) (a) Until August 31, 2012, an applicant for Elementary certification (grades primary -
12 5) shall take "Principles of Learning and Teaching: Grades Kindergarten - 6 (0522)", with a
13 passing score of 161; or

14 (b) Beginning September 1, 2012, an applicant for Elementary certification (grades
15 primary – 5) shall take "Principles of Learning and Teaching: Grades kindergarten - six (6)
16 (0622)" with a passing score of 160.

17 (2) (a) Until August 31, 2012, an applicant for certification at the middle school level
18 (grades five (5) through nine (9)) shall take "Principles of Learning and Teaching: Grades 5 - 9
19 (0523)", with a passing score of 161; and

20 (b) Beginning September 1, 2012, an applicant for certification at the middle school level
21 (grades five (5) through nine (9)) shall take "Principles of Learning and Teaching: Grades 5 - 9
22 (0623)", with a passing score of 160.

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1 (3) Until August 31, 2012, an applicant for certification at the secondary level (grades
2 eight (8) through twelve (12)) shall take "Principles of Learning and Teaching: Grades seven (7)
3 - twelve (12) (0524)", with a passing score of 161; or

4 (b) Beginning September 1, 2012, an applicant for certification at the secondary level
5 (grades eight (8) through twelve (12)) shall take "Principles of Learning and Teaching: Grades
6 seven (7) - twelve (12) (0624)", with a passing score of 160.

7 (4) An applicant for certification in all grades with a content area identified in Section
8 2(5) of this administrative regulation shall take either:

9 (a) 1. Until August 31, 2012, "Principles of Learning and Teaching: Grades kindergarten
10 - six (6) (0522)", with a passing score of 161; or

11 2. Beginning September 1, 2012, an applicant for Elementary certification (grades
12 primary – 5) shall take "Principles of Learning and Teaching: Grades kindergarten - six (6)
13 (0622)" with a passing score of 160;

14 (b) 1. Until August 31, 2012, "Principles of Learning and Teaching: Grades five (5) -
15 nine (9) (0523)", with a passing score of 161; or

16 2. Beginning September 1, 2012, an applicant for certification at the middle school level
17 (grades five (5) through nine (9)) shall take "Principles of Learning and Teaching: Grades 5 - 9
18 (0623)", with a passing score of 160; or

19
20 (c) 1. Until August 31, 2012, "Principles of Learning and Teaching: Grades seven (7) -
21 twelve (12) (0524)", with a passing score of 161; or

22 2. Beginning September 1, 2012, an applicant for certification at the secondary level
23 (grades eight (8) through twelve (12)) shall take "Principles of Learning and Teaching: Grades
24 seven (7) - twelve (12) (0624)", with a passing score of 160.

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1 (5) An applicant applying only for certification for teacher of exceptional children shall
2 not be required to take a separate pedagogy test established in this section. The content area test
3 or tests established in Section 2 of this administrative regulation shall fulfill the pedagogy test
4 requirement for a teacher of exceptional children.

5 (6) An applicant for Career and Technical Education certification in grades five (5)
6 through twelve (12) shall take either:

7 (a) 1. Until August 31, 2012, ["Principles of Learning and Teaching: Grades five (5) -
8 nine (9) (0523)", with a passing score of 161; or

9 2. Beginning September 1, 2012, an applicant for certification at the middle school level
10 (grades five (5) through nine (9)) shall take "Principles of Learning and Teaching: Grades 5 - 9
11 (0623)", with a passing score of 160; or

12 (b) 1. Until August 31, 2012, ["Principles of Learning and Teaching: Grades seven (7)
13 - twelve (12) (0524)", with a passing score of 161; or

14 2. Beginning September 1, 2012, an applicant for certification at the secondary level
15 (grades eight (8) through twelve (12)) shall take "Principles of Learning and Teaching: Grades
16 seven (7) - twelve (12) (0624)", with a passing score of 160.

17 .

18 (7) An applicant for a restricted base certificate shall take one (1) of the following
19 pedagogy tests corresponding to the grade range of the specific restricted base certificate:

20 (a) 1. Until August 31, 2012, ["Principles of Learning and Teaching: Grades
21 kindergarten - six (6) (0522)", with a passing score of 161; or

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1 2. Beginning September 1, 2012, an applicant for Elementary certification (grades
2 primary – 5) shall take “Principles of Learning and Teaching: Grades kindergarten - six (6)
3 (0622)” with a passing score of 160;

4 (b) 1. Until August 31, 2012, [“]Principles of Learning and Teaching: Grades five (5) -
5 nine (9) (0523)”, with a passing score of 161; or

6 2. Beginning September 1, 2012, an applicant for certification at the middle school level
7 (grades five (5) through nine (9)) shall take "Principles of Learning and Teaching: Grades 5 - 9
8 (0623)", with a passing score of 160; or

9 (c) 1. Until August 31, 2012, [“]Principles of Learning and Teaching: Grades seven (7) -
10 twelve (12) (0524)”, with a passing score of 161; or

11 2. Beginning September 1, 2012, an applicant for certification at the secondary level
12 (grades eight (8) through twelve (12)) shall take "Principles of Learning and Teaching: Grades
13 seven (7) - twelve (12) (0624)", with a passing score of 160.

14 Section 4. Assessment Recency. (1) A passing score on a test established at the time of
15 administration shall be valid for the purpose of applying for certification for five (5) years from
16 the test administration date.

17 (2) A teacher who fails to complete application for certification to the Education
18 Professional Standards Board within the applicable recency period of the test and with the
19 passing score established at the time of administration shall retake the appropriate test or tests
20 and achieve the appropriate passing score or scores required for certification at the time of
21 application.

22 (3) The test administration date shall be established by the Educational Testing Service or
23 other authorized test administrator.

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1 Section 5. (1) An applicant for initial certification shall take the assessments on a date
2 established by:

3 (a) The Educational Testing Service; or

4 (b) The agency established by the Education Professional Standards Board as the
5 authorized test administrator.

6 (2) An applicant shall authorize test results to be forwarded by the Educational Testing
7 Service, or other authorized test administrator, to the Kentucky Education Professional Standards
8 Board and to the appropriate teacher preparation institution where the applicant received the
9 relevant training.

10 (3)(a) Public announcement of testing dates and locations shall be issued sufficiently in
11 advance of testing dates to permit advance registration.

12 (b) An applicant shall seek information regarding the dates and location of the tests and
13 make application for the appropriate examination prior to the deadline established and
14 sufficiently in advance of anticipated employment to permit test results to be received by the
15 Education Professional Standards Board and processed in the normal certification cycle.

16 Section 6. An applicant shall pay the appropriate examination fee established by the
17 Educational Testing Service or other authorized test administrator for each relevant test required
18 to be taken.

19 Section 7. An applicant who fails to achieve at least the minimum score on any of the
20 appropriate examinations may retake the test or tests during one (1) of the scheduled test
21 administrations.

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- 1 Section 8. The Education Professional Standards Board shall collect data and conduct
- 2 analyses of the scores and institutional reports provided by the Educational Testing Service or
- 3 other authorized test administrator to determine the impact of these tests.

DRAFT

**EDUCATION PROFESSIONAL STANDARDS BOARD
STAFF NOTE**

Information/Discussion Item C

Information Item:

16 KAR 1:040. Teachers' National Board Certification Incentive Trust Fund

Applicable Statutes and Regulation:

KRS 161.133, 161.134

16 KAR 1:040

Applicable Goal:

Goal 3: A properly credentialed person shall staff every professional position in Kentucky's public schools.

Goal 6: The EPSB shall be managed for both effectiveness and efficiency, fully complying with all statutes, regulations, and established federal, state, and agency policies.

Background:

The General Assembly allocates funds to the Education Professional Standards Board (EPSB) for the National Board Incentive Trust Fund. Funds appropriated do not lapse at the end of a fiscal year or a biennium. All unexpended money credited to the fund, including interest earned on money in the fund, is retained for reinvestment. The incentive trust fund can be used for the following:

- 75% reimbursement for certification
- reimbursements to districts for substitute teachers employed to allow up to five (5) days of released time during the school year for a teacher pursuing National Board Certification
- stipend of \$200 per day for two (2) days beyond the school contract year to prepare for the certification assessments
- stipends for National Board Certified teachers who serve as mentors to other teachers within a school district

In January of 2010, due to budget constraints, the EPSB approved suspending the \$200 per day for two (2) days stipend and the substitute teacher reimbursements. Additionally, in October 2010 EPSB staff members brought before the board the possibility of suspending mentoring contracts due to the loss of subsidies resulting from federal budget cuts.

The EPSB has received verification that federal funds will not be available for those who enroll beginning January 2012. This results in a loss of \$525,000 to first-time candidates. We are also assuming that another General Fund reduction of 2% is possible in 2012 and subsequent years and that no additional funding will become available during the next 2 budget cycles.

The federal subsidies allowed each NB candidate to receive \$1,250, which covered half the \$2,500 certification fee. The EPSB provides the candidate 75% of the remaining out-of-pocket expenses, resulting in a \$937.50 per candidate reimbursement. Since the subsidies will not be available for the new cohort, the 75% reimbursement will be applied to the entire fee of \$2,500, resulting in a per candidate reimbursement expense of \$1,875.

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Table 1 represents the budget scenarios with no federal subsidies and no limitation to new candidates in the program. These figures are based upon the continued suspension of the substitute teacher reimbursement and the \$200 per day for 2 days stipend. It also suspends mentoring contracts for National Board service providers.

Table 1

Cohort Year	2012-2013	2013-2014	2014-2015	2015-2016
*Successful candidates	316	316	316	316
75% reimbursement per candidate	\$1,875	\$1,875	\$1,875	\$1,875
Total reimbursement	\$592,500	\$592,500	\$592,500	\$592,500
**National Board allotment	\$506,660	\$506,660	\$506,660	\$506,660
Difference	(\$85,840)	(\$85,840)	(\$85,840)	(\$85,840)
Incentive Trust Fund	\$292,235	\$206,395	\$120,555	\$34,715
Amount remaining in trust fund	\$206,395	\$120,555	\$34,715	(\$51,125)

*Successful candidates based on 2009-2010 cohort of 590 candidates with 54% pass rate.

**National Board allotment based on a possible 2% reduction in funds of the 2010-2011 amount of \$517,000.

The Education Professional Standards Board staff members have been monitoring the budget for several years to ensure the ability to pay the last cohort if all funding for National Board is eliminated. In order to make a final allocation of the 75% reimbursement mandated by KRS 161.134 Section (2), EPSB needs to maintain enough money in the incentive trust fund to cover that expense. Based on Table I, without limitations to the number of candidates, the projected rate of expenditures will deplete the incentive trust fund, resulting in a negative balance.

KRS 161.133 Section (3) permits the board to limit the number of participants accepted in any given enrollment or application period due to the lack of funding. Table 2 represents a funding scenario that establishes a limit on the number of applicants to the incentive trust fund. It also allows for the fund to increase over a period of 4 years, resulting in a balance that would cover a successful cohort.

Table 2

Cohort year	2012-2013	2013-2014	2014-2015	2015-2016
Limited Candidates	410	430	450	500
54% pass rate	221.4	232.2	243	270
75% reimbursement per candidate	\$1,875	\$1,875	\$1,875	\$1,875
Total reimbursement	\$415,125	\$435,375	\$455,625	\$506,250
National Board Allotment	\$506,660	\$506,660	\$506,660	\$506,660
Difference	\$91,535	\$71,285	\$51,035	\$410

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Incentive Trust Fund prior year	292,235	\$383,770	\$455,055	\$506,090
Amount of trust fund after deductions	\$383,770	\$455,055	\$506,090	\$506,500

The EPSB has requested full funding for the National Board program for FY12-14. However, notification of funding will not occur until March 2012. In order to ensure adequate funding, the EPSB staff plans to bring a recommendation in January giving the EPSB staff flexibility to limit the number of National Board candidates. The recommendation will also include waiving 16 KAR 1:040 Section 2 (2). Upon receipt of notification of enrollment from the National Board for Professional Teaching Standards, the Education Professional Standards Board shall send the candidate written confirmation of enrollment in the Teachers' National Certification Incentive Trust Fund and a Statement of Intent Form. Should full funding be obtained, the staff will admit additional candidates into National Board Incentive Trust Fund for the 75% reimbursement.

Contact Person:

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Date:

October 17, 2011

Agenda Book

**EDUCATION PROFESSIONAL STANDARDS BOARD
STAFF NOTE**

Information/Discussion Item D

Information Item:

Report of University of Kentucky Alternative Route to Certification Proposal (Option 7) –
Institute for Chinese Education, Grades P-12

Applicable Statutes and Regulation:

KRS 161.028 Section 8

Applicable Goal:

Goal I: Every approved educator preparation program meets or exceeds all accreditation standards and prepares knowledgeable, capable teachers and administrators who demonstrate effectiveness in helping all students reach educational achievement.

Background:

In May 2010 the Education Professional Standards Board approved the University of Kentucky's (UK) request for a one-year pilot program to implement an Alternative Route to Certification Option 7 Institute for Chinese, Grades P-12. As a condition of the program's approval, the EPSB required UK to submit at the conclusion of the pilot year a copy of the United States Department of Education's evaluation report for the StarTalk grant as well as a report from UK on its findings and recommendations. Both reports are provided under separate cover. UK has indicated its intent to discontinue this pilot program and plans to submit an Option 6 program proposal under the new regulation 16 KAR 9:090 University-based Alternative Route to Certification for World Language Teachers.

Contact Person:

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Date:

October 17, 2011

EDUCATION PROFESSIONAL STANDARDS BOARD

STAFF NOTE

Action Item A

Action Item

Request approval of the EPSB FY2013 -2014 biennial budget request, as presented.

Applicable Statutes and Regulation

KRS 48.040

Applicable Goal

Goal 5: The EPSB shall be managed for both effectiveness and efficiency, fully complying with all statutes, regulations, and established federal, state, and agency policies.

Issue

Should the Education Professional Standards Board (EPSB) approve the FY 2013-2014 biennial budget request, as presented, to be submitted to the Education Cabinet and the Governor's Office for Policy and Management?

Background

The EPSB budget request booklets must be submitted to the Education Cabinet on October 21, 2011, and then forwarded to the Governor's Office for Policy and Management (GOPM) for their review and approval. The budget request has been developed in line with the priorities and guidelines provided by the EPSB, executive director, and the GOPM. The budget request documents are too voluminous to provide an entire set for each board member; however, key information will be presented today to provide a clear understanding of additional funding requests, capital project requests, priorities, and other information that will be submitted.

Copies of the complete budget request documents are available for any board member who would want to review them.

Alternative Actions

1. Authorize the deputy executive director to submit the 2013-2014 budget request to the Secretary of Education and Workforce Development and the office of the State Budget Director, as presented.
2. Modify parts of the 2013-2014 budget request and approve the submission of the budget request with modifications.

Staff Recommendation

Alternative 1

Rationale

Instructions were issued by the State Budget Director in the Governor's Office of Policy and Management on August 5, 2011. "All Executive Branch cabinets, departments, agencies should provide the required budget request forms, attachments, and supporting documentation for both the capital budget and the operating budget no later than November 1, 2011."

Agenda Book

Contact Person:

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Date:

October 17, 2011

**EDUCATION PROFESSIONAL STANDARDS BOARD
STAFF NOTE**

Action Item B

Action Item:

2012 Legislative Agenda

Applicable Statute:

KRS 161.028

Applicable Goals:

All Goals.

Issue:

Should the Education Professional Standards Board approve the 2012 Legislative Agenda?

Background:

The General Assembly will meet for its regularly scheduled 60-day Session beginning in January 2012. Prior to the commencement of the legislative session, the Board customarily prepares with the aid of staff a legislative agenda designed to promote the Board's mission. Staff utilizes the final legislative agenda to prepare proposed bills for statutory amendments and to advance the Board's goals when working with legislators.

During this legislative session, the General Assembly will be required to pass the 2012-2014 budget for the Commonwealth. During the October 17, 2011 board meeting, the Board will review and approve the EPSB's 2012-2014 budget request, which shall be submitted to the Governor's office. This legislative agenda includes language to support that request, as well as an item to support full funding for the Kentucky Teacher Internship Program.

Finally, the legislative agenda includes opposing any change to the EPSB's current statutory authority and supporting any legislation that further supports the EPSB's mission and goals so the current direction of the EPSB to improve teacher quality may continue.

Alternative Actions:

1. Approve the 2012 Legislative Agenda.
2. Modify and approve the 2012 Legislative Agenda.
3. Do not approve the 2012 Legislative Agenda.

Staff Recommendation:

Alternative 1

Rationale

This agenda was created after soliciting input from the staff and accurately reflects the current legislative needs of the agency.

Agenda Book

Contact Person:

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Date:

October 17, 2011

2012 EPSB Legislative Agenda

- Support the EPSB's budget requests for FY 2012-2014
- Support a FY 2012-2014 budget increase to the Kentucky Teacher Internship Program (KTIP) to secure full funding for the 12-13 and 13-14 school years.
- Support legislation which furthers the EPSB Mission and Goals.
- Oppose any attempt to dilute or modify the current authority of the EPSB.

DRAFT