

1 action in this matter. However, the respondent is cautioned to use better judgment
2 in his interaction with students in the future. Paulsen recused himself from the
3 case. Roll call vote: Chen – yes; Johnson – yes; Jeffrey – yes; Robinson – yes;
4 Seeland – yes; Smith – yes; and Dirks – abstained. **MOTION CARRIED.**

5
6 Jean Seeland moved, with a second by Ying Ying Chen, that in **case number**
7 **07-35**, In the Matter of Arnie Snook, the Board find probable cause to establish a
8 violation of the following provisions of the code of Professional Conduct and Ethics,
9 282 IAC 25.3(6)(c), 25.3(6)(m), 25.3(8)(a) and (b), and order this case set for hearing.
10 Roll call vote: Chen – yes; Johnson – yes; Jeffrey – yes; Paulsen – yes; Robinson –
11 yes; Seeland – yes; Smith – yes; and Dirks – abstained. **MOTION CARRIED.**

12
13 Ying Ying Chen moved, with a second by Jean Seeland, that in **case number**
14 **07-36**, the Board find that, although one or more of the allegations in the
15 complaint may be substantiated by the witnesses interviewed in the course of the
16 investigation and the documents gathered in the course of the investigation, and
17 the allegations may constitute a technical violation of the board’s statute or
18 administrative rules; the evidence before the board indicates adequate steps have
19 been taken to remedy the violation and to ensure that incidents of a similar nature
20 do not occur in the future. Taking into account these circumstances, and the
21 Board’s mission to act upon those complaints, which involve a threat to the health
22 and safety of students and the public, the Board will not pursue formal disciplinary
23 action in this matter. Roll call vote: Chen – yes; Johnson – yes; Jeffrey – yes;
24 Paulsen – yes; Robinson – yes; Seeland – yes; Smith – yes; and Dirks – yes.
25 **MOTION CARRIED UNANIMOUSLY.**

26
27 Jean Seeland moved, with a second by Ying Ying Chen, that in **case number**
28 **07-37**, the Board find that, the evidence gathered in the investigation, including
29 witness statements and the documentary evidence, does not corroborate the
30 allegations in the complaint, and that the board therefore lacks probable cause to
31 proceed with this matter. Roll call vote: Chen – yes; Johnson – yes; Jeffrey – yes;
32 Paulsen – yes; Robinson – yes; Seeland – yes; Smith – yes; and Dirks – yes.
33 **MOTION CARRIED UNANIMOUSLY.**

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33

Ying Ying moved, with a second by Jean Seeland, that in **case number 07-38**, In the Matter of Louis Stroschein, Jr., the Board find probable cause to establish a violation of the following provisions of the code of Professional Conduct and Ethics, 282 IAC 25.3(1)(b)(2) and order this case set for hearing. Roll call vote: Chen – yes; Johnson – yes; Jeffrey – yes; Paulsen – yes; Robinson – yes; Seeland – yes; Smith – yes; and Dirks – yes.

MOTION CARRIED UNANIMOUSLY.

Jean Seeland moved, with a second by Ying Ying Chen, that in **cases number 07-20 and 07-21**, the Board extend the 180-day deadline for issuance of the final decision, due to the difficulty in gathering additional information from complainant.

MOTION CARRIED UNANIMOUSLY.

Ying Ying Chen moved, with a second by Jean Seeland, that in **cases number 07-22 and 07-30**, the Board extend the 180-day deadline for issuance of the final decision, due to the need for additional time to conduct a hearing, prepare a proposed decision, and review the proposed decision by the Board. **MOTION**

CARRIED UNANIMOUSLY.

In the interest of time, the Board voted unanimously to amend the agenda by removing item 7b, Reports-Department of Education Chapter 79 update, from the agenda.

Merle Johnson moved, with a second by Bev Smith, to approve the November 2, 2007, minutes, as distributed. **MOTION CARRIED UNANIMOUSLY.**

Board Reports:

Ying Ying Chen reported that she and Jean Seeland talked at a school law class at UNI. They had concerns with individuals attending the class that the individuals did not think it was an ethical problem to call in sick when they are not sick or to call in sick after they had been denied a request for a personal day.

1 Public Comment:

2 There were no public comments.

3

4 Executive Director's Report:

5 Executive Director, Dr. George Maurer, presented the executive director's report.

6

7 Dr. Maurer also reported on the science committee meeting that he and Susan
8 Fischer attended. There was a cross section of people from higher ed, from
9 classrooms and administrators. Most of those in attendance had a science
10 background. The committee decided they would like to expand the committee to
11 have teachers that are just starting out in the profession and would like to have
12 some more individuals from higher ed.

13

14 Judy Jeffrey reported that in addition to looking at science, we will probably also
15 need to look at math and what we may want to be looking at with the core
16 curriculum becoming more prevalent across the state.

17

18 The board members were given information regarding the gift law and Chris Scase
19 reported information from the governor's office regarding the gift law.

20

21 Jean Seeland moved, with a second by Merle Johnson, to file under Notice of
22 Intended Action, the proposed changes to Chapter 11 Complaints, investigations,
23 contested case hearings; Chapter 14.133 Requirements for a Statement of
24 Professional Recognitions (SPR); Chapter 15 for specific requirements for
25 audiologists, speech language pathologists, and social workers Sections 15.10(3),
26 15.12(3) and 15.19(3); Chapter 17.14 Renewal Requirements for a Statement of
27 Professional Recognition (SPR); and Chapter 14.121(6) Late fees. **MOTION**

28 **CARRIER UNANIMOUSLY.**

29

30 The proposed change to Chapter 15.11(2) School Psychologist was discussed and
31 will be brought back to the January meeting for noticing.

32

33 The reorganization of chapters in Iowa Administrative Code 282 was discussed.

1 Merle Johnson moved, with a second by Greg Robinson, that in **PFW 07-27**, Dick
2 Jungers, the Board deny the Petition for Waiver. **MOTION CARRIED**
3 **UNANIMOUSLY.**

4

5 Reports:

6 The Teacher Shortage Report was presented by Norma Lynch and Carole
7 Richardson and was discussed.

8

9 The FY 2007 Financial Report to the Legislature was presented by Dr. Maurer and
10 was discussed.

11

12 The board discussed the FY 2008 Board Retreat.

13

14 There being no further business, Judy Jeffrey adjourned the meeting.

15