1	STATE OF IOWA
2	BOARD OF EDUCATIONAL EXAMINERS
3	701 E. Court Ave., Suite A
4	Des Moines, Iowa 50309
5	
6	Minutes
7	March 22, 2023
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9	The Board of Educational Examiners (Board or BoEE) held a Zoom meeting on March
10	22, 2023. This Zoom meeting was held to avoid requiring board member's travel and
11	expenses and to meet professional practice deadlines regarding proposed decisions
12	and 180-day extensions. Dr. Tony Voss, Board Chair, called the meeting to order.
13	Members attending were Kathy Behrens, Tim Bower (joined at 4:03), Dave Harper,
14	Chad Janzen, Tim McKinney, Rhonda McRina, Kristen Rickey (joined at 4:06), Eric St
15	Clair, Erin Schoening. Also in attendance was Mike Cavin, Executive Director, Beth
16	Myer, Attorney/Investigator, and Kristi Traynor, Assistant Attorney General. Pam
17	Bleam was unable to attend. (The open session portion of the meeting was streamed
18	Live on Facebook.)
19	
20	Dave Harper moved, with a second by Rhonda McRina, to approve the agenda.
21	MOTION CARRIED UNANIMOUSLY.
22	
23	Dave Harper moved, with a second by Kathy Behrens, to approve the consent agenda
24	(minutes for February 24, 2023). MOTION CARRIED UNANIMOUSLY.
25	
26	Dave Harper moved, with a second by Kathy Behrens, that the Board go into closed
27	session for the purpose of discussing closed session minutes whether to initiate
28	licensee disciplinary proceedings, the decision to be rendered in a contested case,
29	confidential health information, mental health information, and to avoid disclosure of
30	specific enforcement matters which if disclosed would facilitate disregard of
31	requirements imposed by law, pursuant to Iowa Code sections 21.5(1)(a), (d), (f), and
32	(h). Roll call vote: Behrens – yes; Bower – yes; Harper - yes; Janzen – yes; McKinney –
33	yes; McRina – yes; St Clair – yes; Schoening – yes; Voss - yes. MOTION CARRIED
34	UNANIMOUSLY.

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2 Dave Harper moved, with a second by Kathy Behrens, that in **case number 22-133 &** 22-134, the Board amend its prior finding and now find probable cause to establish a 3 violation of the following provisions of the Code of Professional Conduct and Ethics, 4 282 IAC rule 25.3(1)(c), (1)(d), (1)(e), (1)(3), (1)(4), (6)(c), and (6)(d) and order this case 5 6 set for hearing. MOTION CARRIED UNANIMOUSLY. 7 8 Dave Harper moved, with a second by Kathy Behrens, that the Board accept the proposed settlement agreement in **case number 22-178**, and that the Board issue an 9 order accepting the proposed settlement agreement and imposing the agreed upon 10 sanction. MOTION CARRIED UNANIMOUSLY. 11 12 13 Kathy Behrens moved, with a second by Dave Harper, that the Board accept the 14 proposed settlement agreement in **case number 22-132**, and that the Board issue an order accepting the proposed settlement agreement and imposing the agreed upon 15 sanction. MOTION CARRIED UNANIMOUSLY. 16 17 Dave Harper moved, with a second by Eric St Clair, that the Board initiate review of 18 the proposed decision in case number 22-144, to review the sanction. MOTION 19 20 CARRIED UNANIMOUSLY. 21 22 Kristi Traynor left the room during the discussion of case number 22-118 and remained out of the room during the discussion of the 180-day extensions. 23 24 25 Dave Harper moved, with a second by Eric St Clair, that the Board issue an order in 26 case number 22-118, and set the briefing schedule. MOTION CARRIED 27 UNANIMOUSLY. 28 Dave Harper moved, with a second by Kathy Behrens, to extend the 180-day deadline 29 30 for issuance of the final decision in **case number 22-161** based upon the amount of 31 time needed to complete the investigation and conclude the contested case process. 32 Roll call vote: Behrens – yes; Bower – yes; Harper - yes; Janzen – yes; McKinney – yes;

1 McRina – ves; Ricky – ves; St Clair – ves; Schoening – recused; Voss - ves. MOTION 2 CARRIED. 3 4 Kathy Behrens moved, with a second by Dave Harper, to extend the 180-day deadline for issuance of the final decision in case number 22-164 based upon the need to 5 6 schedule the hearing and conclude the contested case process. MOTION CARRIED 7 UNANIMOUSLY. 8 9 Eric St Clair moved, with a second by Dave Harper, to extend the 180-day deadline for issuance of the final decision in case number 22-165 based upon the need to 10 schedule the hearing and conclude the contested case process. MOTION CARRIED 11 UNANIMOUSLY. 12 13 14 Kathy Behrens moved, with a second by Dave Harper, to extend the 180-day deadline for issuance of the final decision in **case number 22-166** based upon the amount of 15 time needed to conduct the hearing and complete the contested case process. 16 MOTION CARRIED UNANIMOUSLY. 17 18 19 Dave Harper moved, with a second by Kristin Rickey, that the Board approve an 20 extension of time to August 1, 2023 for the Respondent to complete the required special education law course in case number 21-133. MOTION CARRIED 21 22 UNANIMOUSLY. 23 Rhonda McRina moved, with a second by Dave Harper that the board approve the 24 25 closed session minutes for February 24, 2023. MOTION CARRIED UNANIMOUSLY. 26 Communication from the Public 27 None. 28 29 **Board Member Reports** 30 31 None. 32 33

1 <u>Executive Director's Report</u>

2 <u>Legislative Update</u>: The Re-alignment bill was signed by both the house and senate

and is moving through and waiting for the signature of the Governor. We will provideadditional information as this moves forward.

5

6 Agency Update:

7 The new BoEE attorney, Beth Myers, started Monday. She has worked for the agency

8 previously and has been working for ISEA for the last few years. The new clerk

9 specialist, Alivia Bullis, started Friday and we are now back up to full staff status.

10 Director Cavin had a phone call with the new Director Chad Aldis. Director Cavin will

be meeting with him once his schedule slows down. Both Mr. Aldis and Mr. Mark

12 Ford, the new chief operating officer for the Department of Education, will be invited

13 for introductions at the April Board meeting.

14

15 <u>Financial Update</u>:

- 16 None.
- 17
- 18 Licensure Update

19 The rules that we have been working on have gone into effect. There are now new

20 applications for the Content Specialist and the Work-Based Learning Authorization.

21 These applications opened on March 15th. We have begun evaluation of out of country

22 based on new rules. Renewal applications are at $1 \frac{1}{2}$ -2 weeks out.

23

24 NASDTEC Annual meeting in Phoenix June 11-13th. We are able to take a Board

25 member if interested.

26

27 The Board retreat will take place June 22 and 23rd in Iowa City. University of Iowa

has some interesting topics to demonstrate and Iowa City Schools is excited for us to

29 come and see what they are doing. Please clear your schedules to attend. Meredith is

30 working on the hotel and dinner arrangements and there will be more information to

31 come.

32

1 Rhonda McRina and Tim Bowers have been re-appointed for an additional term. Dave 2 Harper was not re-appointed by the Governor. In his place, Davis Eidahl has been appointed. Director Cavin will get his orientation scheduled for early May, so he is 3 4 ready for the May meeting. Tim McKinney has decided to accept early retirement and his last meeting will be in May. If the board members are aware of any teachers 5 6 interested in joining our Board, please encourage them to apply to Boards and Commissions online. Director Cavin has reached out to the Governor's staff to let them 7 8 know and continue to recruit. Being down one additional individual will make 9 attendance at the retreat imperative for all member. 6 is required for quorum. 10 11 Rules 12 13 Adopt: 14 None 15 16 ARRC Review Pending: 17 None 18 19 Notice: 20 None 21 22 Discussion: 23 None 24 25 Petition for Waiver 26 None 27 Reports/Approvals 28 29 None 30 31 There being no further business, Dave Harper moved, with a second by Kristin Rickey, to adjourn the meeting at 4:38 p.m. MOTION CARRIED UNANIMOUSLY. 32 33