Professional Practices Commission
Kansas State Department of Education
900 S.W. Jackson Street
Topeka, Kansas

Tuesday, March 29, 2016

1. **Call to Order**
   Chairman Sieck called the meeting to order at 8:43 a.m.

   Members Present: Dorsey Burgess
   Justin Henry
   John McKinney
   Bradley Nicks
   Ginger Riddle
   Linda Sieck
   Jessica Snider

   KSDE Staff: Kelli Broers, Assistant General Counsel
   Theresa Coté, PPC Secretary
   Gwen Kramer, Incoming PPC Secretary
   Diana Stephan, Teacher Licensure Consultant
   Nik Stewart, Videographer

   Office of Administrative Hearings: Michele Tunnell

2. **Announcements:**
   None

3. **Approval of Minutes**
   *It was M/S (Bradley Nicks/Jessica Snider) to approve the minutes of the January 20, 2016 meeting. Motion carried 7-0.*

4. **Old Business**
   Ms. Broers shared the Suzette Ramos application is to go to the State Board of Education in April 2016.

5. **New Business**
   Ms. Broers introduced Gwen Kramer who will be assuming the role of PPC Secretary by July 2016.
6. Consideration of Cases Not Requiring a Formal Hearing

a. Jeremy Way
   15-PPC-57
   
   *It was M/S (Bradley Nicks/Justin Henry) to recommend to the State Board of Education that Jeremy Way’s license be revoked as a consequence of his criminal action. Motion carried 7-0.*

b. Thomas Restivo
   16-PPC-02
   
   *It was M/S (Bradley Nicks/Jessica Snider) to recommend to the State Board of Education that the license of Thomas Restivo be denied. Motion carried 7-0.*

c. Dustin Wiley
   16-PPC-04
   
   Mr. Wiley requested a formal hearing, which has been forwarded to the Office of Administrative Hearings.

d. Jeana Fleming-Ohmes
   16-PPC-06
   
   *It was M/S (Bradley Nicks/Jessica Snider) to recommend to the State Board of Education that the voluntary surrender of Jeana Fleming-Ohmes be accepted and her license be revoked. Motion carried 7-0.*

7. Hearings

a. Nichole Barnard
   15-PPC-41
   
   Chairman Sieck called the Nichole Barnard hearing to order at 9:00 a.m.

   Kelli Broers appeared on behalf of KSDE.

   Nichole Barnard appeared in person. Ms. Barnard had appeared before the PPC on October 5, 2015 and the PPC voted to continue Ms. Barnard’s hearing until March 29, 2016. Ms. Barnard was sworn in and provided additional testimony and documentation.

   The hearing recessed at 9:19 a.m. for deliberations by the Commission. Following deliberations, the hearing reconvened at 9:27 a.m.

   *It was M/S (Bradley Nicks/Jessica Snider) to recommend to the State Board of Education to issue the license requested by Nichole Barnard. Motion carried 7-0.*

   Jessica Snider spoke on behalf of PPC. Ms. Snider shared the PPC felt Ms. Barnard had grown a lot since October and her confidence has increased.

b. Amanda Berens
   15-PPC-39
   
   Chairman Sieck called the Amanda Berens hearing to order at 9:30 a.m.
Kelli Broers appeared on behalf of KSDE.

Amanda Berens appeared in person and following being sworn in, provided testimony. Ms. Berens had no objections to exhibits provided by KSDE and the exhibits were admitted.

The hearing recessed at 10:10 a.m. for deliberations by the Commission. Following deliberations, the hearing reconvened at 10:40 a.m.

*It was M/S (John McKinney/Jessica Snider) to recommend to the State Board of Education that Amanda Beren’s license for renewal be denied as a consequence of her criminal activity. Motion carried 7-0.*

c. Madison Beck 15-PPC-48

Chairman Sieck called the Madison Beck hearing to order at 10:58 a.m.

Kelli Broers appeared on behalf of KSDE.

Madison Beck and her attorney, Mark Schoenhofer, appeared in person and provided testimony. Neither KSDE or Ms. Beck’s counsel requested witnesses to be sequestered. There were no objections to exhibits provided, thus the exhibits were admitted. The following witnesses were sworn in and provided testimony on behalf of Ms. Beck: Jo Mittman, Science Teacher, Kapaun Mt. Carmel High School, appearing virtually; Jan Van Patten, Licensed Clinical Specialist, appearing virtually; Heidi Hilton, Bates Dance Studio, Manhattan; Robert Knapp, President, Kapaun Mt. Carmel; and Christopher Bloomer, Principal, Kapaun Mt. Carmel High School.

The hearing recessed at 12:09 p.m. for deliberations by the Commission. Following deliberations, the hearing reconvened at 12:16 p.m.

*It was M/S (Bradley Nicks/Jessica Snider) to recommend to the State Board of Education to issue the license requested by Madison Beck. Motion carried 7-0.*

Recessed for lunch at 12:17 p.m.

d. Gage McGarry 15-PPC-52

Chairman Sieck called the Gage McGarry hearing to order at 1:14 p.m.

Kelli Broers appeared on behalf of KSDE.

Gage McGarry and his attorney, Ted Lickteig, appeared in person and provided testimony. There were no objections to exhibits, thus the exhibits were admitted. Travis Helm, Principal, Rosedale Middle School, Kansas City, Kansas was sworn in and appeared as a witness for Mr. McGarry.
The hearing recessed at 3:33 p.m. for deliberations by the Commission. Following deliberations, the hearing reconvened at 4:11 p.m.

*It was M/S (Jessica Noble/Justin Henry) to continue the hearing of Gage McGarry until the Professional Practices Commission’s first meeting after the completion of Mr. McGarry’s diversion. The Professional Practices Commission also requires two hair follicle tests, one within a week from today and another test within 30 days prior to Mr. McGarry’s hearing before the Professional Practices Commission, at the expense of the licensee. Motion carried 5-2, with Dorsey Burgess and Bradley Nicks voting in opposition.*

The Commission also suggested for Mr. McGarry to provide additional documentation of his rehabilitation.

Meeting adjourned at 4:14 p.m.

**Upcoming Hearings:**

April 25 & 26, 2016, starting at 8:30 a.m. on April 25  
June 1, 2016