

BEFORE THE KANSAS STATE BOARD OF EDUCATION

In the Matter of
the License
of Brandon Parker

Case No. 15-PPC-49
OAH NO. 16ED0011

FINAL ORDER

NOW, on this 14th day of June, 2016, the above-captioned matter comes for consideration by the Kansas State Board of Education (Board). Appearing for the Board are Chairman, Jim McNiece, and members, John Bacon, Kathy Busch, Carolyn Wims-Campbell, Sally Cauble, Deena Horst, Jim Porter, Steve Roberts, Janet Waugh, and Ken Willard.

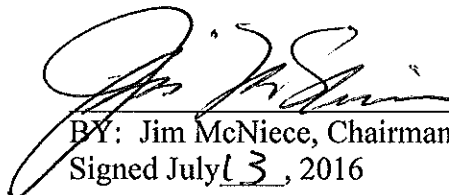
WHEREUPON, a complaint was filed by the Kansas State Department of Education (KSDE). The parties reached an agreement and entered into an agreed Initial Order wherein Mr. Parker would receive a two-year public censure for negligently submitting an application to KSDE. The Professional Practices Commission (Commission) reviewed the order and recommended the Board adopt it.

WHEREUPON the Board, having reviewed the Commission's Initial Order and being otherwise duly advised in the premises, adopts the Commission's recommendation to publically censure Mr. Parker for two years by a 10 – 0 vote. All findings set forth in the Commission's Initial Order attached hereto are incorporated by reference and made a part of this Final Order as though fully set forth at length herein.

IT IS THEREFORE CONCLUDED by the Kansas State Board of Education that Brandon Parker is publically censured for two years.

This Final Order is made and entered this 14th day of June, 2016.

Kansas State Board of Education


BY: Jim McNiece, Chairman
Signed July 3, 2016

NOTICE TO APPLICANT/LICENSEE

This is a Final Order and is effective upon service.

To request reconsideration of this order, you must file a Petition for Reconsideration with the Secretary to the State Board of Education, at the address below, within 15 days after service of this Final Order. The Petition must state the specific grounds upon which relief is requested.

To request a stay of effectiveness of this order, you must file a Petition for Stay with the Secretary to the State Board of Education at the address below. A petition can be filed until the time which a petition for judicial review would no longer be timely.

To seek judicial review of a Final Order, you must file a petition in the District Court as authorized by K.S.A. 77-601, *et seq.* within 30 days following the service of the Final Order. Filing a Petition for Reconsideration is not a prerequisite for seeking judicial review. A copy of any Petition for Judicial Review must be served upon the Secretary to the State Board of Education at the address below.

Peggy Hill
Secretary, Kansas State Board of Education
Landon State Office Building
900 SW Jackson Ave. Suite 600N
Topeka, Kansas 66612

CERTIFICATE OF SERVICE

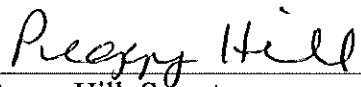
I hereby certify that on this 15th day of July, 2016, a true and correct copy of the above and foregoing was filed with the Secretary for the Kansas State Board of Education and a true and correct copy of the above and foregoing was sent by United States mail, first class postage prepaid addressed as follows:

Vincent M. Cox
CAVANAUGH, BIGGS & LEMON, P.A.
2942A S.W. Wanamaker Drive, Suite 100
Topeka, Kansas 66614
Attorney for Brandon Parker

Brandon Parker
2170 Rock Creek Drive
Tonganoxie, Kansas 66086

And via interoffice mail to:

Kelli Broers
Assistant General Counsel
Kansas State Department of Education
900 SW Jackson Street, Ste. 102
Topeka, Kansas 66612



Peggy Hill, Secretary
Kansas State Board of Education

**BEFORE THE KANSAS STATE BOARD OF EDUCATION
PROFESSIONAL PRACTICES COMMISSION**

In the Matter of the License
of Brandon Parker

Case No. 15-PPC-49
OAH NO. 16ED0011

INITIAL ORDER

The above-captioned case before the Professional Practices Commission (Commission) of the Kansas State Department of Education (KSDE) upon the Complaint filed by KSDE regarding the professional teaching license of Brandon Parker (“Mr. Parker”).

This matter convened on April 25, 2016, on stipulated Findings of Fact and Conclusions of Law. Appearing for the Commission were chairperson, Linda Sieck, and members, Dorsey Burgess, Tavis Desormiers, Kimberly Groom, John McKinney, Bradley Nicks, and Jessica Snider.

Kelli Broers appeared as counsel for KSDE.

Brandon Parker appeared not.

Findings of Fact

1. Mr. Parker currently holds a professional teaching license and an initial school leadership license. He has held an emergency substitute, restricted teaching and initial licenses at various times since 2001.
2. During the entire time Mr. Parker has been a licensed teacher in Kansas, Mr. Parker has been employed by Tonganoxie, U.S.D. 464 in various roles, including coach, athletic director, and teacher.

3. On or about July 8, 2014, KSDE received a Verification of Accredited Experience for Kansas Licensure form signed by Mr. Parker and his supervisor, Jamie Carlisle, who was the high school principal of Tonganoxie, U.S.D. 464.

4. The Verification of Accredited Experience for Kansas Licensure form was submitted in conjunction with Mr. Parker's application for an initial school leadership license.

5. The information set forth on the Verification of Accredited Experience form was incomplete.

6. In response to Mr. Parker's application for an initial school leadership license, KSDE issued an Information Memorandum dated August 11, 2014, requesting that Mr. Parker submit additional information to support his application for an initial school leadership license within 90 days, or Mr. Parker's application file would be closed.

7. Mr. Parker did not submit any additional information in support of the application for initial school leadership license.

8. On or about January 22, 2015, KSDE issued an initial school leadership license to Mr. Parker. It should not have done so.

9. On October 13, 2015, KSDE filed its initial Complaint against Parker. On October 27, 2015, KSDE filed an Amended Complaint.

10. On October 29, 2015, Mr. Parker filed a Request for Hearing, and on November 6, 2015, Mr. Parker filed an Answer to the Amended Complaint.

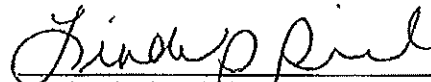
Conclusions of Law

1. Pursuant to K.S.A. 72-8501, the Legislature has declared teaching and school administration to be professions in Kansas with all the similar rights, responsibilities, and privileges accorded other legally recognized professions. An educator is in a position of public trust.
2. Any license issued by the Kansas State Board of Education ("State Board") may be suspended or revoked, or the license holder may be publicly censured by the State Board for misconduct or other just cause. K.A.R. 91-22-1a.
3. By order of the State Board, the Commission shall investigate and conduct hearings pertaining to allegations of misconduct.
4. The Commission finds that Mr. Parker was negligent in submitting the application for initial school leadership license, and the accompanying Verification of Accredited Experience for Kansas form; therefore, the Commission finds that discipline is warranted.
5. The Commission recommends the public censure of Mr. Parker.
6. The Commission recommends that the public censure should expire within two (2) years of the Final Order, and that said public censure shall be removed from KSDE's public records and website at that time. It is Mr. Parker's responsibility to contact KSDE's Office of General Counsel and request the removal.
7. Parker acknowledges and understands that the Commission can only make recommendations to the State Board.
8. KSDE agrees to not ask the Commission or the State Board for discipline other than that recommended in this Initial Order.

IT IS THEREFORE RECOMMENDED by the Professional Practices Commission to the Kansas State Board of Education that Brandon Parker be disciplined by public censure as set forth above.

This Initial Order of the Professional Practices Commission is not a final order and is required to be reviewed by the Kansas State Board of Education in accordance with the provisions of the Kansas Administrative Procedure Act.

This Initial Order is made and entered this 26 day of April, 2016.



Linda Sieck, Chairperson
Professional Practices Commission

AGREED TO AND APPROVED BY:

Brandon Parker

Vincent M. Cox
Attorney for Brandon Parker

Kelli Broers
Assistant General Counsel,
Kansas State Department of Education

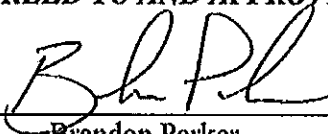
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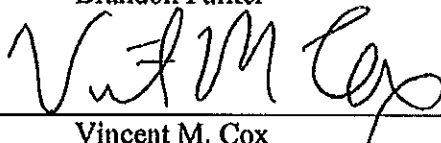
This Initial Order is made and entered this _____ day of _____, 2016.

Linda Sieck, Chairperson
Professional Practices Commission

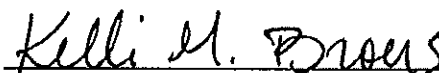
AGREED TO AND APPROVED BY:



Brandon Parker



Vincent M. Cox
Attorney for Brandon Parker



Kelli Broers
Assistant General Counsel,
Kansas State Department of Education

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 4th day of May, 2016, she served a true and correct copy of the above and foregoing document by certified mail, receipt requested, addressed as follows:

Vincent M. Cox
CAVANAUGH, BIGGS & LEMON, P.A.
2942A S.W. Wanamaker Drive, Suite 100
Topeka, Kansas 66614-4479
Attorney for Brandon Parker

Brandon Parker
2170 Rock Creek Drive
Tonganoxie, Kansas 66086

And via interoffice mail to:

Kelli Broers
Office of the General Counsel
Kansas State Department of Education
900 SW Jackson Street, Suite 600
Topeka, Kansas 66612
Assistant General Counsel, Kansas State Department of Education


Gwen Kramer