

**BEFORE THE KANSAS STATE BOARD OF EDUCATION**

In the Matter of  
the Application  
of Louis Emanuel

16-PPC-21  
OAH 17ED0001

**FINAL ORDER**

NOW, on this 9<sup>th</sup> day of November, 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, Sally Cauble, Deena Horst, Jim Porter, Steve Roberts, Janet Waugh, Ken Willard, and Carolyn Wims-Campbell.

WHEREUPON an evidentiary hearing was held before the Professional Practices Commission (Commission) on September 23, 2016. Louis Emanuel appeared in person. The Kansas State Department of Education appeared by and through its attorney, Kelli M. Broers. After hearing the evidence, the Commission voted 7 – 1 to recommend Mr. Emanuel's application for a substitute license be denied.

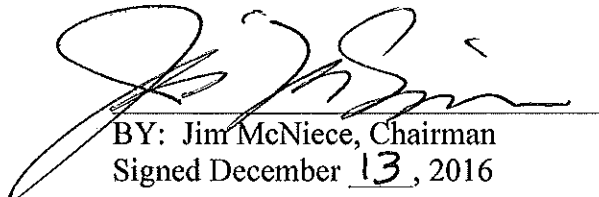
WHEREUPON the Board reviewed the Commission's Initial Order and after considering the presentation by Linda Sieck, Commission Chairman, who was available to answer the Board's questions and being otherwise duly advised in the premises, the Board adopted the Commission's findings of fact and conclusions of law by a vote of **10 – 0**.

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 Louis Emanuel's application for a substitute license is denied.

This Final Order is made and entered this 9<sup>th</sup> day of November, 2016.

Kansas State Board of Education

  
BY: Jim McNiece, Chairman  
Signed December 13, 2016

**NOTICE TO APPLICANT**

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

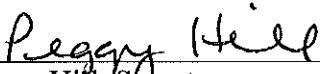
**CERTIFICATE OF SERVICE**

I hereby certify that on this 15<sup>th</sup> day of December, 2016, a true and correct copy of the above and foregoing was filed with the Secretary for the Kansas State Board of Education and one (1) copy was mailed by certified mail, return receipt requested, to:

Louis Emanuel  
4001 W. 102<sup>nd</sup> Street  
Overland Park, Kansas 66207

And via interoffice mail to:

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

  
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Peggy Hill, Secretary  
Kansas State Board of Education

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

In the Matter of  
the Application  
of Louis Emanuel

16-PPC-21  
OAH 17BD0001

**AMENDED INITIAL ORDER**

The above-captioned case comes on for hearing before the Professional Practices Commission (Commission) of the Kansas State Department of Education (KSDE) upon the complaint seeking denial of Louis Emanuel's application for a substitute license.

The hearing on this matter convened on September 23, 2016. Appearing for the Commission were chairperson, Linda Sieck, and members, Dorsey Burgess, Justin Henry, John McKinney, Sylvia Ramirez, Ginger Riddle, Maret Schrader, and Jessica Snider.

Kelli Broors appeared as counsel for KSDE.

Louis Emanuel appeared in person.

**FINDINGS OF FACT**

1. Louis Emanuel applied for a Kansas substitute license.
2. Based on information in the NASDTEC clearinghouse, Mr. Emanuel had teaching licenses revoked/invalidated in Arizona and Minnesota.
3. Mr. Emanuel is not eligible for licensure in Arizona at this time because of his criminal history.
4. Mr. Emanuel failed to disclose his criminal history and adverse licensure history on his application.

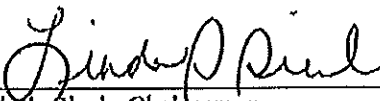
CONCLUSIONS OF LAW

1. Under Kansas law, teaching and school administration are considered to be professions with all the similar rights, responsibilities, and privileges accorded other legally recognized professions. K.S.A. 72-8501. An educator is in a position of public trust.
2. The State Board is responsible for the general supervision of education, including the certification and licensure of teachers, in Kansas. K.S.A. 72-7513 and Kan. Const., Art. VI.
3. By order of the State Board, the Professional Practices Commission shall investigate and conduct hearings pertaining to allegations of misconduct. K.S.A. 72-8507; K.A.R. 91-22-1a(h).
4. Mr. Emanuel is not eligible for licensure in Kansas because he has had a license revoked in another state and remains ineligible for licensure in that state. K.A.R. 91-22-1a(f).
5. Mr. Emanuel's ineligibility for licensure is grounds for denial of his application. K.A.R. 91-22-1a.

THEREFORE the Professional Practices Commission recommends to the State Board, by a vote of 7 - 1, that Mr. Emanuel's application for a substitute teaching license be denied.

This Initial Order is made and entered this September 23, 2016.

PROFESSIONAL PRACTICES COMMISSION

  
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Linda Steck, Chairperson  
Order signed on October 26, 2016.

**NOTICE TO LICENSEE/APPLICANT**

This Order 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. The State Board will review all issues. Notice of review with the specific date and time will be provided to the parties within 15 days of the review.

You may submit to the State Board for its consideration as part of its review of the Initial Order, a written brief citing legal authority as to why the above recommendation should not be accepted. The brief must be filed with the State Board Secretary at the address indicated below within ten calendar days after service of the Initial Order for transmittal to the State Board.

Any request for oral argument must also be made at that time.

**Peggy Hill**  
Secretary, Kansas State Board of Education  
900 SW Jackson Street, Suite 600  
Topeka, Kansas 66612

Response briefs are due within ten calendar days after service of the legal brief upon the opposing party. Any reply brief is due five calendar days after service of any response brief upon the opposing party. Any response or reply briefs must also be filed with the State Board Secretary at the address indicated above.

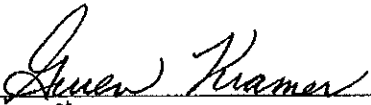
**CERTIFICATE OF SERVICE**

I hereby certify that on this 26<sup>th</sup> day of October, 2016, a true and correct copy of the above and foregoing was filed with the Secretary for the Kansas State Board of Education and one (1) copy was mailed by certified mail, return receipt requested, to:

Louis Emanuel  
4001 W. 102<sup>nd</sup> Street  
Overland Park, Kansas 66207

And via interoffice mail to:

Kelli Broers  
Kansas State Department of Education  
900 SW Jackson Street, Suite 102  
Topeka, Kansas 66612

  
\_\_\_\_\_  
Owen Kramer  
Secretary, Professional Practices Commission