

BEFORE THE KANSAS STATE BOARD OF EDUCATION

In the Matter of
the Application of
Manar Alzidlani

Case No. 21-PPC-11

FINAL ORDER

NOW, on this 10th day of August, 2021, the above-captioned matter comes for consideration by the Kansas State Board of Education (Board). Appearing for the Board are Chairman, Jim Porter and members, Betty Arnold, Jean Clifford, Michelle Dombrosky, Melanie Haas, Deena Horst, Ben Jones, Jim McNiece, Ann Mah and Janet Waugh.

WHEREUPON the Professional Practices Commission (Commission) considered the matter on June 18, 2021¹. Manar Alzidlani did not appear. The Kansas State Department of Education appeared through its attorney, R. Scott Gordon. After reviewing the evidence, the Commission voted **6 – 0**, to recommend the Board deny Manar Alzidlani's application for an emergency substitute teaching license.

WHEREUPON the Board reviewed the Commission's Initial Order and after considering the presentation by Jennifer Holt, Commission Chair, 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 Manar Alzidlani's application for an emergency substitute teaching license is denied.

This Final Order is made and entered this 10th day of August 2021.

Kansas State Board of Education



BY: Jim Porter, Chairman
Signed September 30, 2021

¹ Although the Initial Order says the date of the hearing was on June 10, 2021, the actual meeting of the Professional Practices Commission was on June 18, 2021.

NOTICE TO LICENSEE/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 30th day of September 2021, a true and correct copy of the above and foregoing was mailed by certified mail, return receipt requested, to:

Manar Alzidlani
5801 E. Memphis St.
Bel Aire, Kansas 67220

And via interoffice mail to:

R. Scott Gordon
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 Application of
Manar Alzidlani

21-PPC-11

INITIAL ORDER

The above-captioned case comes on for hearing before the Professional Practices Commission (“Commission”) of the Kansas State Board of Education (“State Board”) upon application for a license submitted by Manar Alzidlani (“Applicant”).

The hearing on this matter was held on June 10, 2021. Appearing for the Commission were chairperson, Jennifer Holt, and members, Aaron Edwards, Eric Filippi, Kimberly Gilman, Stan Ruff, and Caroline Spaulding. The KSDE appeared by and through its attorney, General Counsel, R. Scott Gordon. The Applicant did not appear.

FINDINGS OF FACT

1. Applicant applied for an emergency substitute teaching license.
2. On or about August 17, 2019, Applicant was arrested for Driving Under the Influence of Alcohol or Drugs, Transporting an Open Container, and Possession of Marijuana.
3. On October 2, 2019, Applicant entered into a diversion agreement with the City of Bel Aire. Applicant was on diversion for drug possession for 12 months.
4. Applicant did not disclose his diversion for marijuana possession on his most recent application for licensure. Applicant did not disclose his diversion or his pending criminal charges at the time he applied for licensure in 2019.
5. The Kansas State Department of Education mailed a copy of the Complaint via certified mail to Applicant’s last known address.

CONCLUSIONS OF LAW

1. The Kansas State Board of Education (State Board) is responsible for the general supervision of Kansas education, including the certification and licensure of teachers. Kan. Const., Art. VI and K.S.A. 72-255.

2. The State Board may deny a license for misconduct or other just cause including entering into a criminal diversion agreement after having been charged with any crime involving drugs. See K.A.R. 91-22-1a.
3. One of the obvious goals of education is to "instill respect for the law." *Hainline v. Bond*, 250 Kan. 217 (1992). An educator is a role model. *Hainline* at 224.
4. Teaching and school administration are professions with all the similar rights, responsibilities and privileges accorded other legally recognized professions. K.S.A. 72-2308.
5. Applicant's conduct is inconsistent with the commonly-held perceptions and expectations of a member of the teaching profession. Such conduct violates the public trust and confidence placed in members of the profession. Applicant's conduct demonstrates a lack of fitness to perform the duties and responsibilities of a member of the teaching and school administration professions and is sufficient and just cause to deny his application for license.

THEREFORE the Professional Practices Commission, by unanimous vote, recommends the Kansas State Board of Education deny the application for a teaching license based on criminal misconduct and failure to participate in its proceedings.

This Initial Order is made and entered this July, 2021.

PROFESSIONAL PRACTICES COMMISSION



Jennifer Holt, Chairperson

Order signed on July 13, 2021.

NOTICE TO 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. You must file the brief 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. You must also make any request for oral argument at that time.

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

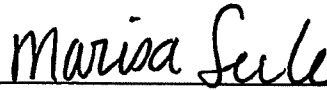
CERTIFICATE OF SERVICE

I hereby certify that on this 15 day of July, 2021, 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:

Manar Alzidani
5801 E. Memphis St.
Bel Aire, KS 67220

And via interoffice mail to:

R. Scott Gordon
Kansas State Department of Education
900 SW Jackson Street, Suite 102
Topeka, Kansas 66612



Marisa Seele
Secretary, Professional Practices Commission