

BEFORE THE KANSAS STATE BOARD OF EDUCATION

In the Matter of
the License
of Brylee Courkamp

Case No: 18-PPC-08

FINAL ORDER

NOW, on this 14th day of August 2018, 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, John Bacon, Kathy Busch, Sally Cauble, Deena Horst, Jim McNiece, Ann Mah, Steve Roberts, Janet Waugh, and Ken Willard.

WHEREUPON the Professional Practices Commission (Commission) considered the matter on June 7, 2018. Brylee Courkamp appeared not. The Kansas State Department of Education appeared through its attorney, General Counsel, R. Scott Gordon. After reviewing the evidence, the Commission voted **5 – 0**, to recommend the Board revoke Brylee Courkamp’s professional license and any associated endorsements.

WHEREUPON the Board reviewed the Commission’s Initial Order and after considering the presentation by Linda Sieck, 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 Brylee Courkamp’s professional license be revoked and any associated endorsements.

This Final Order is made and entered this 14th day of August 2018.

Kansas State Board of Education



BY: Jim Porter, Chairman
Signed August 14, 2018

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

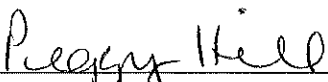
CERTIFICATE OF SERVICE

I hereby certify that on this 16th day of August 2018, a true and correct copy of the above and foregoing was mailed by certified mail, return receipt requested, to:

Brylee Courkamp
2202 Avenue A
Dodge City, Kansas 67801

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 License of
Brylee Courkamp

18-PPC-08

INITIAL ORDER

The above-captioned case comes on for hearing before the Professional Practices Commissioner (Commission) of the Kansas State Board of Education (State Board) upon the Complaint filed by the Kansas State Department of Education seeking revocation of Brylee Courkamp's professional license.

The Commissioner reviewed this matter on June 7, 2018. R. Scott Gordon appeared as counsel for the Kansas State Department of Education. Brylee Courkamp did not appear.

FINDINGS OF FACT

1. Brylee Courkamp holds a Professional Teaching License.
2. On November 29, 2017, Courkamp entered a diversion agreement after having been charged with one count of Unlawful Possession of Controlled Substance, in violation of K.S.A. 21-5706(b)(3)(c)(3)(A) and one count of misdemeanor Possession of Drug Paraphernalia, in violation of K.S.A. 21-5709(b)(2), in the District Court of Finney County, Kansas.
3. Courkamp had in her vehicle, at the time of her arrest, multiple empty 12 ounce bottles of Leinenkugel's Summer Shandy, multiple bottles of green leafy vegetation, and two bottles of edible gummies that field tested positive for THC and were marked with labels indicating they were from a Colorado dispensary. She was operating a vehicle with a blood alcohol content between .209 and .251.

4. The Kansas State Department of Education mailed a copy of the Complaint via certified mail to Ms. Courkamp's last known address. That letter was signed for by Brylee Courkamp. Ms. Courkamp did not submit a written Answer or request a hearing.

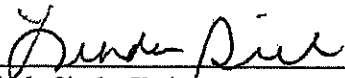
CONCLUSIONS OF LAW

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 revoke a license for misconduct or other just cause. K.A.R. 91-22-1a(b).
3. The State Board may revoke the license of an individual who has entered a diversion agreement after having been charged with drug-related misdemeanors. K.A.R. 91-22-1a(a)(4)&(11).
4. 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.
5. Teaching and school administration are professions with all the similar rights, responsibilities and privileges accorded other legally recognized professions. K.S.A. 72-2308.
6. Courkamp'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. Courkamp'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 revoke her license.

THEREFORE, the Professional Practices Commission, by vote of 5-0, recommends the Kansas State Board of Education revoke the professional license and any associated endorsements of Kylee Courkamp based on her criminal diversion, the underlying misconduct of possessing unlawful drugs, and for not requesting a hearing or submitting an answer in response to the Complaint.

This Initial Order is made and entered this June 7, 2018.

PROFESSIONAL PRACTICES COMMISSION



Linda Sieck, Chairman
Order signed on June 29, 2018.

NOTICE TO LICENSEE

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.

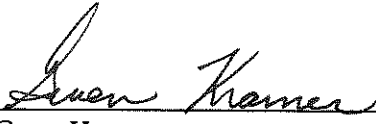
CERTIFICATE OF SERVICE

I hereby certify that on this 29th day of June, 2018, 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:

Brylee J. Courkamp
2202 Avenue A
Dodge City, KS 67801

And via interoffice mail to:

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



Gwen Kramer
Secretary, Professional Practices Commission