

BEFORE THE KANSAS STATE BOARD OF EDUCATION

In the Matter of the Application for
An Emergency Substitute License
Submitted by Bradley Deal

Case No. 15-PPC-08

FINAL ORDER

NOW, on this 9th day of June, 2015, the above-captioned matter comes for consideration by the Kansas State Board of Education (Board) upon the Application for an Emergency Substitute License submitted by Bradley Deal. 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, and Ken Willard.

WHEREUPON, a complaint was filed by the Kansas State Department of Education and Mr. Deal had the opportunity to respond to the complaint. Mr. Deal did not respond to the complaint. The complaint and supporting evidence were reviewed by the Professional Practices Commission (Commission).

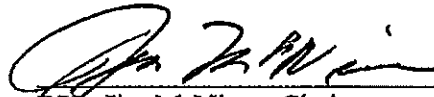
WHEREUPON the Board reviewed the Commission's Initial Order and after considering the presentation by Calin Kendall, Chairman of the Commission, who was available to answer the Board's questions and being otherwise duly advised in the premises, the Board adopted the Commission's findings of fact and conclusions of law by a vote of 9 - 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 Bradley Deal's Application for an Emergency Substitute License is denied.

This Final Order is made and entered this 9th day of June, 2015.

Kansas State Board of Education


BY: Jim McNiece, Chairman
Signed July 23, 2015

NOTICE TO APPLICANT

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

The filing of a Petition for Reconsideration is not a prerequisite for seeking judicial review.

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

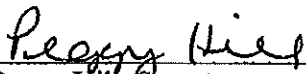
CERTIFICATE OF SERVICE

I hereby certify that on this 24th day of July, 2015, a true and correct copy of the above and foregoing was mailed by certified mail, return receipt requested, to:

Bradley Deal
P.O. Box 25
Concordia, Kansas 66901

And via interoffice mail to:

Kelli M. Broers
Attorney, Kansas State Department of Education
Landon State Office Building
900 SW Jackson Ave., Suite 102
Topeka, Kansas 66612



Peggy Hill, Secretary
Kansas State Board of Education

BEFORE THE KANSAS STATE BOARD OF EDUCATION

In the Matter of the Application for
An Emergency Substitute License
Submitted by Bradley Deal

Case No. 15-PPC-08

INITIAL ORDER

Statement of Case

This matter comes on for hearing before the Professional Practices Commission (Commission) of the Kansas State Department of Education (KSDE) upon the application of Bradley Deal for an Emergency Substitute License.

The hearing was held on March 30, 2015. Appearing for the Commission were chairman, Calin Kendall, and members: Dorsey Burgess, Phil Clark, Tavis Desormiers, Kimberly Groom, Susan Myers, Bradley Nicks, Linda Sleok, and Jessica Snider

The KSDE appeared by and through its attorney, Scott Gordon.

Mr. Deal did not appear in person.

Findings of Fact

1. On November 24, 2014 Bradley Franklin Deal applied for an Emergency Substitute License.
2. On May 29, 2013 a complaint was filed in Cloud County, Kansas against Brad F. Deal for possession of an hallucinogenic drug, Marijuana.
3. On September 4, 2013, Mr. Deal was placed on a six (6) month diversion.
4. On October 22, 2013, Mr. Deal's diversion was extended for an additional six (6) months.
5. On July 16, 2014, the case against Mr. Deal was dismissed with prejudice.
6. Mr. Deal did disclose his criminal record on his application.

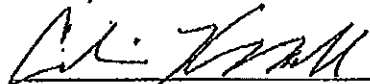
Conclusions

1. The Commission finds the applicant was not licensed as an educator at the time of the offense. The applicant was not a member of any legally-recognized professional at that time.

2. The Commission finds the applicant has not provided evidence of rehabilitation since the time of the offense.
3. The Commission finds the applicant was truthful and forthcoming in disclosing his conviction on his application for licensure.
4. The Commission finds, by a vote of 9-0, to deny Mr. Deal's request for an Emergency Substitute License.

IT IS THEREFORE RECOMMENDED by the Professional Practices Commission, subject to review by the State Board of Education, that Bradley Deal's application for an Emergency Substitute License be denied.

This Initial Order is made and entered this 30th day of April, 2015.



Callin Kendall, Chairman
Professional Practices Commission

NOTICE TO APPLICANT:

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

You may submit to the State Board of Education 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 legal brief must be filed with the Secretary of the Professional Practices Commission at the address indicated below within ten days after service of the Initial Order for transmittal to the State Board.

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of April, 2015, a true and correct copy of the above and foregoing Initial Order was filed with the Secretary for the Professional Practices Commission and one (1) copy was mailed by U.S. Mail, postage paid, addressed to:

Bradley Deal
P.O. Box 25
Concordia, KS 66901

R. Scott Gordon, Attorney
Kansas State Department of Education
900 S.W. Jackson Street
Topeka, KS 66612
(785) 296-3204

Theresa Coté
Theresa Coté, Secretary
Professional Practices Commission