

**BEFORE THE ARKANSAS STATE BOARD OF EDUCATION
FEBRUARY 11, 2016**

**FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER
IN RE KIM ROCHELLE HOLLAND, PLSB CASE NO. 15-166**

At its regular meeting on February 11, 2016, the Arkansas State Board of Education (“Board”) accepted the recommendation of the Professional Licensure Standards Board Ethics Subcommittee (“Ethics Subcommittee”) for disciplinary action against the teaching license of Kim Rochelle Holland (“Educator Holland”). Based upon Educator Holland’s consent to the Ethics Subcommittee’s recommendation and the evidence presented, in accordance with the Administrative Procedure Act, Ark. Code Ann. § 25-15-101 et seq., the Board hereby states as follows:

I. Findings of Fact:

- a. The Arkansas Department of Education issued Educator Holland a standard five-year teaching license on January 1, 2013, valid until December 31, 2017.
- b. The Ethics Subcommittee received an allegation that Educator Holland violated the Arkansas Department of Education Rules Governing the Code of Ethics for Arkansas Educators (“Code of Ethics”) promulgated pursuant to Ark. Code Ann. §§ 6-17-422 and 6-17-428.
- c. On June 5, 2015, the Ethics Subcommittee authorized an investigation into the allegation that Educator Holland violated Standards 2 and 3: 2. An educator maintains competence regarding his or her professional practice inclusive of skills, knowledge, dispositions, and responsibilities relating to his or her organizational position. 3. An educator honestly fulfills reporting obligations associated with professional practices.

- d. On June 15, 2015, Educator Holland was notified of the Ethics Subcommittee's authorization to investigate these allegations.
- e. On December 4, 2015, after considering the investigator's report and evidence, the Ethics Subcommittee unanimously found reasonable belief that Educator Holland violated Standards 2 and 3 when she:

- Failed to complete proper training for the administration of the English Language Development Assessment (ELDA); and
- Falsified training records.

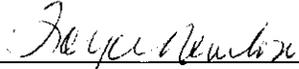
The Ethics Subcommittee recommended that the Board place Educator Holland's license on probation for two (2) years, assess a \$75.00 fine, require that she complete six (6) hours of training on administration of testing through the Arkansas Department of Education, with an emphasis on ELDA, and submit a written reflection on how the training will impact her instruction. The training and written reflection requirements must be completed by December 31, 2016, with all associated costs paid by Educator Holland.

- f. On December 14, 2015, Educator Holland, through her attorney, was notified of the Ethics Subcommittee's reasonable belief determination and recommendation by certified and regular mail.
- g. On January 10, 2016, Educator Holland, through her attorney, accepted the Ethics Subcommittee's recommendation, thereby waiving her right to any further notice, hearing, or any other rights she might have under the Administrative Procedure Act, including those rights set forth in Ark. Code Ann. §§ 25-15-211 and 25-15-212.
- h. At today's meeting, the Ethics Subcommittee's recommendation and supporting documentation were presented to the Board as part of its consent agenda.

II. Conclusions of Law:

- a. Upon consideration of the evidence presented at the meeting and pursuant to Ark. Code Ann. §§ 6-11-105, 6-17-401, 6-17-422, 6-17-428, and 25-15-201 et seq., and the Code of Ethics, the Board adopts the Ethics Subcommittee's recommendation.
- b. Accordingly, the Board admonishes Educator Holland for her violation of the Code of Ethics, orders probation of her license for two (2) years, assesses a \$75.00 fine, requires that she complete six (6) hours of training on administration of testing through the Arkansas Department of Education, with an emphasis on ELDA, and submit a written reflection on how the training will impact her instruction. The training and written reflection requirements must be completed by December 31, 2016, with all associated costs paid by Educator Holland.
- c. Educator Holland is cautioned that further violations of the Code of Ethics or failure to pay the fine within ninety (90) days from the date of this order may result in more severe discipline, including permanent revocation of her license.
- d. This order shall remain permanently in Educator Holland's professional licensure file and in the confidential files of the Professional Licensure Standards Board.

IT IS SO ORDERED.



Toyce Newton, Chair
Arkansas State Board of Education