

THE ARKANSAS STATE BOARD OF EDUCATION

**IN RE THE MATTER OF
KYLE JOSEPH KEMPF
MARCH 12, 2020**

**LICENSURE ACTION
CASE NO.:
LA-20-02**

At its regular meeting on March 12, 2020, the Arkansas State Board of Education (“Board”) considered the matter of Kyle Joseph Kempf (“Educator Kempf”) concerning the non-payment of a fine assessed by Board. Based upon 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. On May 3, 2019, the Professional Licensure Standards Board (“PLSB”) found reasonable belief that Educator Kempf violated Standards 1 and 2 of the Code of Ethics for Arkansas Educators.
- b. The Ethics Subcommittee recommended that the State Board take the following actions:
 - i. Probation of license for 1 year;
 - ii. Assess a \$200 fine (due within 90 days of the State Board Order);
 - iii. Require Educator to complete the following coursework/readings:
 - ERC19048: Professional Licensure Standards Board (PLSB): The Code of Ethics Training Video (2018) Credit Hours: 1
 - TCCI44 35: Professional Licensure Standards Board (PLSB): Social Media Guidelines Credit Hours: 3
 - TCC14436: Professional Licensure Standards Board (PLSB): Digital Citizenship Curricula K-12 Credit Hours: 3
 - Title: The 85% Solution: How Personal Accountability Guarantees Success -- No Nonsense, No Excuses (256p); Author: Linda Galindo; ISBN 13: 9780470500163
 - Title: Addressing Appropriate and Inappropriate Teacher-Student Relationships: A Secondary Education Professional Development Model; Author: Ernest J. Zarra, III, Kern High School District; Publication: CLEARvoz Journal Vol. 3, No.2 (2016)

- iv. Require Educator to prepare written reflection: that explains how each of these trainings will impact his professional practices and interactions with students both inside and outside of the classroom (due within 90 days of the State Board Order); and
 - v. Require Educator to pay all associated costs.
- c. On July 11, 2019, The Board entered its Findings of Fact, Conclusions of Law, and Order (Order) in which it adopted the Ethics Subcommittee's findings and recommended sanctions.
 - d. The Board's order directed Educator Kempf to pay the assessed \$200 fine within ninety (90) days. The order further stated that, "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.
 - e. On July 18, 2019, the PLSB office mailed Educator Kempf the Board's order via certified and first class mail.
 - f. On December 3, 2019, DESE staff mailed Educator Kempf a request for payment of the fine assessed by the Board; this correspondence was mailed to Educator Kempf's last known address of record. DESE notified Educator Kempf that the department would request a suspension of his license until payment was received and that the request for a suspension would be made at March 12, 2020, Board meeting.
 - g. To date, Educator Kempf has not responded to the Division's collection attempts and has not submitted payment of the assessed fine.

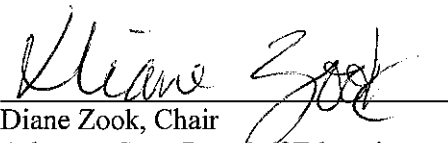
II. Conclusions of Law

- 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 Arkansas Department of Education Rules Governing the Code of Ethics for Arkansas Educators, the

Board unanimously voted to suspend Educator Kempf's license until payment of the assessed two hundred dollar (\$200) fine is received by the Arkansas Department of Education's office.

- b. Furthermore, Educator Kempf's license shall be reflected as suspended on the Arkansas Department of Education's public website for licensure until payment of the assessed (\$200) fine is received by the Arkansas Department of Education.

IT IS SO ORDERED.



Diane Zook, Chair
Arkansas State Board of Education