

# THE ARKANSAS STATE BOARD OF EDUCATION

IN RE THE MATTER OF:  
DAVISSA ELAINE BRIMER  
FEBRUARY 13, 2020

PLSB CASE NO. 18-090

## FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER

At its regular meeting on February 13, 2020, the Arkansas State Board of Education reviewed the findings of the Professional Licensure Standards Board Ethics Hearing Subcommittee (Hearing Subcommittee) for disciplinary action against the teaching license of Davissa Elaine Brimer (Educator Brimer). Based upon the briefs of the parties and the evidence presented to the Board, in accordance with the Administrative Procedures Act, Ark. Code Ann. 25-15-101 et seq., the Board hereby states as follows:

### Findings of Fact and Conclusions of Law

- a. On September 27, 2019, Educator Brimer and her attorney appeared for her evidentiary hearing before the Hearing Subcommittee.
- b. After a review of the evidence, the Hearing Subcommittee found, based on a preponderance of the evidence, that Educator Brimer violated Standards, 2, 3, 4, 5 of the Code of Ethics for Arkansas Educators, and recommended her license be suspended for three years, complete recommended trainings, and pay a fine of \$500.
- c. Educator Brimer rejected the recommendation and asked the Board to review the case.
- d. On February 13, Educator Brimer and her attorney appeared before the Board.
- e. Upon consideration of the evidence presented at the meeting, 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 made the following findings, conclusions and determinations by a preponderance of the evidence.

- f. The Board found that Educator Brimer:
- Purchased video games without checking maturity level or content.
  - Failed to properly store or maintain property purchased through the 21st Century Grant.
  - Did not require timesheets from employees, despite the fact that 21st Century Grant Guidelines required it.
  - Did not fill out timesheets for herself, despite the fact that
  - Did not fill out timesheets for herself, despite the fact that 21<sup>st</sup> Century Grant Guidelines required it.
  - Did not provide appropriate receipts for documentations of purchases.
  - Provided mid-year and end-of-year reports to ADE with inaccurate information.
  - Permitted unallowable staff bonuses.
  - Permitted unallowable gift cards.
  - Permitted an unallowable check payable to Pampered Pets.
  - Permitted the purchase of a Dollhouse.
  - Permitted the purchase of video games with inappropriate content and/or maturity levels.
  - Permitted unallowable Christmas décor purchase.
  - Permitted unallowable lawn inflatables purchase.
  - Permitted unallowable Vera Bradley bags purchase.
  - Mislabelled Items on Mid-Year or End of Year Reports and provided inaccurate information to ADE.
  - Items purchased with 21st Century Grant funds were stored at Educator's home instead of program site.
  - Educator received \$200 for selling her dollhouse and couch to the Russell Program.
  - Educator received approximately \$1,500 in compensation for presenting at a 21st Century Community Learning Centers and Out-of-School Time Conference when no other coordinator was compensated.
- g. Educator Brimer DID violate Standards 2, 3, 4, and 5.
- h. The Board imposed the following sanction:
- Probation of license for 3 years;
  - Assess a \$250 fine (due within 90 days of State Board Order);

- Require Educator to complete the following coursework/readings (due within 30 days of probation end):
    - QBQ! The Question behind the Question: Practicing Personal Accountability at Work and in Life (160p); Author: John G. Miller; ISBN-10: 0399152334; ISBN-13: 978-0339152337
    - ERC18064: Professional Licensure Standards Board (PLSB): The Code of Ethics Training Video (2017)
    - Tier I and II Financial Training that is available through AAEA.org, Arkansas Association of Educator Administrators
    - Require Educator to prepare written reflections for each training: that explains how training will impact educator's professional practices (due within 30 days of the probation end); and
  - Require Educator to pay all associated costs.
- i. Educator Brimer is cautioned that her non-payment of the assessed fine of \$250 may result in the suspension of her license until the fine is paid in full.
  - j. Educator Brimer is cautioned that further violations of the Code of Ethics may result in more severe discipline including permanent revocation of her license.
  - k. This order shall remain permanently in Educator Brimer's professional licensure file and the confidential files of the Professional Licensure Standards Board.

IT IS SO ORDERED.

  
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 Diane Zook, Chair  
 Arkansas State Board of Education