

THE ARKANSAS STATE BOARD OF EDUCATION

**IN RE THE MATTER OF:
KELLY ROSALYN DIPIPPA
FEBRUARY 13, 2020**

PLSB CASE NO. 20-007T

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER

At its regular meeting on February 13, 2020, 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 Kelly Rosalyn DiPippa (Educator DiPippa). Based upon Educator DiPippa's failure to respond to the Ethics Subcommittee's recommendation and the evidence presented, in accordance with the Administrative Procedures 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 DiPippa a standard five-year teaching license on January 1, 2018, valid until December 31, 2022.
- b. The Ethics Subcommittee received an allegation that Educator DiPippa violated the Arkansas Department of Education Rules Governing the Code of Ethics for Arkansas Educators promulgated pursuant to Ark. Code Ann. § § 6-17-422 and 6-17-428.
- c. On July 1, 2019, the Ethics Subcommittee authorized an investigation into allegations that Educator DiPippa violated Standard 6: an educator keeps in confidence secure standardized test materials and results, and maintains integrity regarding test administration procedures.

- d. Educator DiPippa was notified on July 2, 2019, of the Ethics Subcommittee's authorization to investigate this allegation.
- e. After considering the investigator's report and evidence on November 4, 2019, the Ethics Subcommittee unanimously found that a preponderance of evidence existed to substantiate violation of Standard 6 in that Educator DiPippa:
- Engaged in testing improprieties.
- f. The Ethics Subcommittee recommended that the State Board take the following actions:
1. Six Month Probation;
 2. Assess a \$150 fine (due within 90 days of State Board Order);
 3. Require Educator to complete the following coursework/readings:
 - (i) ERC19048: Professional Licensure Standards Board (PLSB): The Code of Ethics Training Video (2018) Credit Hours: 1
 - (ii) ADE Testing Security Module
 4. Require Educator to prepare written reflection on how these trainings will impact the Educator's actions in the future. (Due within 90 days of State Board Order);
 5. Require Educator to pay all associated costs.
- g. On November 5, 2019, Educator DiPippa, was notified of the Ethics Subcommittee's initial determination and recommendation by certified and regular mail. Educator DiPippa failed to respond to the Ethics Subcommittee's recommendation thereby waiving her right to any further notice, hearing, or any other rights she may 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, 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 adopts the Ethics Subcommittee's recommendations, and enacts the sanctions accordingly. The Board admonishes Educator Kelly Rosalyn DiPippa for her violation of the Code of Ethics.
- b. Educator DiPippa is cautioned that her non-payment of the assessed fine of \$150 will result in the suspension of her license until the fine is paid in full.
- c. Educator DiPippa 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 DiPippa's professional licensure file and the confidential files of the Professional Licensure Standards Board.

IT IS SO ORDERED.



Diane Zook, Chair
Arkansas State Board of Education