

**THE ARKANSAS STATE BOARD OF EDUCATION**

**IN RE THE MATTER OF:  
KALEY S. BREWER  
DECEMBER 14, 2017**

**PLSB CASE NO. 16-083**

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

At its regular meeting on December 14, 2017, the Arkansas State Board of Education (Board) considered the matter of Kaley S. Brewer (Educator Brewer) concerning the non-payment of a fine assessed by the 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 6, 2016, the Professional Licensure Standards Board (PLSB) Ethics Subcommittee (Ethics Subcommittee) unanimously found reasonable belief that Educator Brewer violated Standards 1 and 2 of the Code of Ethics for Arkansas Educator. Additionally, the Ethics Subcommittee recommended that the Board:
  - Issue a written reprimand; and
  - Assess a \$50 fine.
- b. Educator Brewer did not respond to the Ethics Subcommittee's recommendation, thereby waiving her right to any further notice or 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.

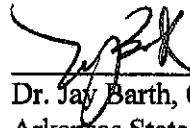
- c. On August 11, 2016, the Board entered its Findings of Fact, Conclusions of Law and Order (Order) in which it adopted the Ethics Subcommittee's findings and recommended sanctions.
- d. In this order, the Board cautioned Educator Brewer that failure to pay the fine within ninety (90) days from the date of the order may result in more severe discipline, including permanent revocation of her license.
- e. On August 17, 2016, the PLSB office mailed Educator Brewer the Board's Order via certified and first-class mail; the certified mail was returned "unclaimed", but the first-class mail was not returned.
- f. On July 25, 2017 and November 14, 2017, the PLSB office mailed Educator Brewer letters notifying her that the PLSB would request suspension of her license until the required payment is received; the July 25<sup>th</sup> certified and first-class letters were returned "unclaimed" and "unable to forward". The November 14<sup>th</sup> correspondence was received on November 17, 2017.
- g. Educator Brewer has not responded to the PLSB'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 Brewer's license until payment of the assessed fifty dollar (\$50.00) fine is received by the Arkansas Department of Education's PLSB office.

- b. Furthermore, Educator Brewer's license shall be reflected as suspended on the Arkansas Department of Education's public website for licensure until payment of the assessed fifty dollar (\$50.00) fine is received by the Arkansas Department of Education's PLSB office.

IT IS SO ORDERED.



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Dr. Jay Barth, Chair  
Arkansas State Board of Education