

THE ARKANSAS STATE BOARD OF EDUCATION

**IN RE THE MATTER OF:
DANIEL LEWIS CLINE
JULY 13, 2017**

PLSB CASE NO. 17-106

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

At its regular meeting on July 13, 2017, 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 Daniel Lewis Cline (Educator Cline). Based upon Educator Cline's failure to timely 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 Cline a standard five-year teaching license on January 1, 2013 valid until December 31, 2017.
- b. The Ethics Subcommittee received an allegation that Educator Cline 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. Specifically, the form alleged that Educator Cline violated Standard 1:
 1. An educator maintains a professional relationship with each student, both in and outside the classroom.

- c. Educator Cline was notified on December 6, 2016, of the Ethics Subcommittee's authorization on December 2, 2016 to investigate this allegation.

After considering the investigator's report and evidence on May 5, 2017, the Ethics Subcommittee unanimously found that reasonable belief existed to substantiate a violation of Standard 1 in that he:

- Engaged in inappropriate contact with a student when he kissed the student.

The Ethics Subcommittee recommended that the Board permanently revoke Educator Cline's license.


- d. Educator Cline was notified of the Ethics Subcommittee's reasonable belief determination and recommendation on May 11, 2017, by certified and regular mail. Educator Cline failed to timely respond and thereby accepted the Ethics Subcommittee's recommendation and waived his right to any further notice or hearing or any other rights he might have under the Administrative Procedure Act including those rights set forth in Ark. Code Ann. §§ 25-15-211 and 25-15-212.
- e. 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 recommendations of the Ethics Subcommittee.
- b. Accordingly, the Board orders permanent revocation of Educator Cline's license.

- c. This order shall remain permanently in Educator Cline's professional licensure file and the confidential files of the Professional Licensure Standards Board.

IT IS SO ORDERED.



Dr. Jay Barth, Chair
Arkansas State Board of Education