

**BEFORE THE ARKANSAS STATE BOARD OF EDUCATION**  
**July 14, 2016**

**ORDER TO SUSPEND EDUCATOR'S LICENSE DUE TO NON-PAYMENT OF FINE**  
**IN RE ANDREA RAYE DAY, PLSB CASE NO. T14-005**

At its regular meeting on July 14, 2016, the Arkansas State Board of Education ("Board") considered the matter of Andrea Raye Day ("Educator Day") 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:**

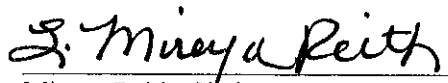
- a. On October 3, 2014, the Professional Licensure Standards Board ("PLSB")-Ethics Subcommittee ("Ethics Subcommittee") unanimously found reasonable belief that Educator Day violated Standard 6 of the Code of Ethics for Arkansas Educators. Additionally, the Ethics Subcommittee recommended that the Board:
  - i. Place Educator Day's license on probation for two (2) years;
  - ii. Assess a seventy-five dollar (\$75) fine; and
  - iii. Require Educator Day to complete training on test administration.
- b. On January 8, 2015, 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.
- c. In its Order, the Board directed Educator Day to pay the assessed seventy-five dollar (\$75) fine within thirty (30) days.
- d. On January 26, 2015, the PLSB office mailed Educator Day the Board's Order via certified and regular mail; this correspondence was received by Educator Day on January 29, 2015.
- e. On April 22, 2015, the PLSB office mailed Educator Day a second request for payment of the fine assessed by the Board; this correspondence was mailed to Educator Day's last known address of record.
- f. On March 30, 2016, the PLSB office mailed Educator Day a third request for payment of the fine assessed by the Board; this correspondence was mailed to Educator Day's last known address of record.

- g. To date, Educator Day 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 Day's license until payment of the assessed seventy-five dollar (\$75) fine is received by the Arkansas Department of Education's PLSB office.
- b. Furthermore, Educator Day's license shall be reflected as suspended on the Arkansas Department of Education's public website for licensure until payment of the assessed seventy-five dollar (\$75) fine is received by the Arkansas Department of Education's PLSB office.

IT IS SO ORDERED.

  
Mireya Reith, Chair  
Arkansas State Board of Education