

THE ARKANSAS STATE BOARD OF EDUCATION

IN RE THE MATTER OF:  
MISTY ANTOINETTE NIX  
JANUARY 13, 2022

PLSB CASE NO. 22-027

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER

At its regular meeting on January 13, 2022, 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 Misty Antoinette Nix (Educator Nix). Based upon Educator Nix's acceptance of the Ethics Subcommittee's recommendation and 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. The Arkansas Department of Education issued Educator Nix a standard five-year teaching license on January 1, 2017, valid until December 31, 2021.
- b. The Ethics Subcommittee received an allegation that Misty Nix 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 September 3, 2021 the Ethics Subcommittee authorized an investigation into allegations that Educator Nix violated *Standard 2: an educator maintains competence regarding his or her professional practice, inclusive of professional and ethical behavior, skills, knowledge, dispositions, and responsibilities relating to his or her organizational position*

- d. Educator Nix was notified on September 9, 2021 of the Ethics Subcommittee's authorization to investigate this allegation.
- e. After considering the investigator's report and evidence on November 5, 2021 the Ethics Subcommittee unanimously found that a preponderance of evidence existed to substantiate violation of Standard 2 in that Educator Nix:
- Exhibited inappropriate disposition inclusive of professional and ethical behavior.
  - Violated district, state or federal policies or law.
- f. The Ethics Subcommittee recommended that the State Board take the following actions:
1. Permanent revocation of license
  2. Assess a \$500.00 fine (due within 90 days of the State Board Order)
  3. Require Educator to pay all associated costs.
- g. On November 5, 2021, Educator Nix, was notified of the Ethics Subcommittee's initial determination and recommendation by secure server. Educator Nix failed to respond thereby accepting the Ethics Subcommittee's recommendation and 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.

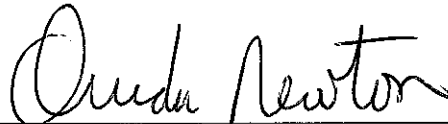
## **II. Conclusions of Law**

- 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 Misty Antoinette Nix for her violation of the Code of Ethics.

- b. This order shall remain permanently in Educator Nix professional licensure file and the confidential files of the Professional Licensure Standards Board.

IT IS SO ORDERED.

A handwritten signature in cursive script that reads "Ouida Newton". The signature is written in black ink and is positioned above a horizontal line.

Ouida Newton, Chair  
Arkansas State Board of Education