

MISSOURI STATE BOARD OF EDUCATION AGENDA ITEM:

August 2014

**CONSIDERATION TO DISCIPLINE THE
LICENSE TO TEACH OF ANDREW RAY, CASE # HR 14-057**

STATUTORY AUTHORITY:

Section 168.071, RSMo

Consent
Item

Action
Item

Report
Item

DEPARTMENT GOAL NO. 3:

Missouri will prepare, develop, and support effective educators.

SUMMARY:

Mo. Rev. Stat. § 168.071 (2013) authorizes the State Board of Education to discipline certificates of license to teach, which includes the authority to resolve issues by consent agreement or agreed settlement or voluntary surrender of the certificate of license. 5 CSR 20-400.230 provides that the state board of education may accept a voluntary surrender or informally settle a case through a consent agreement or agreed settlement.

Andrew Ray holds an Initial Professional certificate in the area of elementary education, grades 1-6. In July 2014, Mr. Ray was found guilty of 25 counts of the class B felony offense of possession of child pornography. As part of the disposition of the criminal charge, the court ordered Mr. Ray to surrender his certificate of license to teach. Mr. Ray has signed a statement of surrender waiving all procedural rights regarding revocation of his certificate of license to teach.

PRESENTER(S):

Mark Allan Van Zandt, General Counsel, will participate in the presentation and discussion of this agenda item.

RECOMMENDATION:

It is recommended that the State Board of Education accept Andrew Ray's statement of surrender and revoke his certificate in disposition of his criminal conviction.

STATEMENT OF SURRENDER OF TEACHING CERTIFICATE

My name is Andrew Ray and I am currently certified to teach in the State of Missouri. I possess valid certificates of license to teach in the area of Substitute Teaching Certificate and Initial Professional Certificate in Elementary Education, Grades 1-6, which certificates are valid until 8/1/14, 4/20/17, and 6/17/17, respectively.

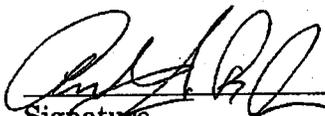
I was charged in Johnson County, Missouri with committing twenty-five (25) counts of the class B felony offense of Possession of Child Pornography in violation of Section 573.037, RSMo. The date of said offense was October 31, 2013.

On July ____, 2014 a judgment was entered against me in the Circuit Court of Johnson County, Missouri finding me guilty of the above offenses. As part of the disposition of the criminal charge, the court ordered me to surrender my certificate of license to teach.

ASR ~~Please find enclosed my original certificate to teach which I hereby surrender.~~ *BECAUSE THE TEACHING CERTIFICATE I POSSESS IS ELECTRONIC, I HAVE NOTHING TO PHYSICALLY SURRENDER.* *ASR*
I hereby give notice of my intent and request that my teaching certificate be revoked by the State Board of Education. I hereby voluntarily waive all rights to any hearing, appeal, and all other procedural hearings that may be available to me in regard to my certificate to teach.

I hereby voluntarily grant my consent for the Office of the Johnson County Prosecuting Attorney to release any information in its possession pertaining to the above criminal offense for which I have been found guilty to the Department of Elementary and Secondary Education for the purpose of facilitating the revocation of my teaching certificate.

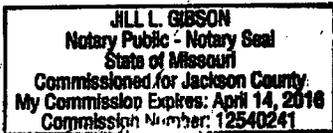
I hereby acknowledge that I am represented by an attorney and have had adequate time to review this document and discuss my rights with him/her before executing this document and acknowledge that I have been fully advised and understand its contents and the consequences of executing this Statement of Surrender.



Signature

State of Missouri)
)ss
County of Johnson)

Subscribed and sworn to before me this 24 day of July, 2014.





Notary Public