

David Dixon
Voluntary Permanent Surrender

The Background:

Prior History: N/A

Facts: On or about December 11, 2023, the Kentucky Education Professional Standards Board approved, and Mr. Dixon consented to, the permanent revocation of his Kentucky educator license for engaging in inappropriate communications with students through social media and falsified an employment application. On December 13, 2023, Mr. Dixon applied for out-of-state licensure in Tennessee and failed to indicate on his Personal Affirmation that his Kentucky educator license was pending discipline or was previously disciplined.

Applicable Law

/Rule: 0520-02-03-.09(1)(k) defines Other Good Cause as conduct that calls into question the fitness of an educator to hold a license including, but not limited to, violation of any provision in the Teacher Code of Ethics as contained in T.C.A. §§ 49-5-1001, et seq.

0520-02-03-.09(3)(d) provides that the State Board of Education may revoke, suspend, formally reprimand, or refuse to issue or renew an educator's license for falsification or altering a license or permit or documentation required for licensure or permit.

0520-02-03-.09(3)(h) provides that the State Board of Education may revoke, suspend, formally reprimand, or refuse to issue or renew an educator's license for license discipline in another jurisdiction for reasons that would justify license discipline under Board rule.

0520-02-03-.09(3)(i) provides that the State Board of Education may revoke, suspend, formally reprimand, or refuse to issue or renew an educator's license for other good cause.

0520-02-03-.09(5)(a)(6)(i) provides, "an individual holding an educator's license who is found to have engaged in non-explicit inappropriate communication with a student shall be subject to a disciplinary action within the range of a suspension for no less than three (3) months up to and including revocation."

0520-02-03-.09(5)(a)(8)(i) provides, "an individual holding an educator's license who is found to have falsified licensure documentation shall be subject to a disciplinary action within the range of revocation or permanent revocation."

0520-02-03-.09(5)(a)(9)(i) provides, “an individual holding an educator’s license who is found to have violated the Teacher Code of Ethics contained in T.C.A. Title 49, Chapter 5, Part 10 shall be subject to a disciplinary action within the range of a formal reprimand up to and including revocation.”

T.C.A § 49-5-1004(b)(1) states that educators shall not “deliberately make a false statement or fail to disclose a material fact related to competency and qualifications in an application for a professional position.”

T.C.A § 49-5-1004(b)(2) states that educators shall not “misrepresent the educator's professional qualifications.”

Status: Respondent was notified by certified mail of the Board’s intent to **permanently revoke** Respondent’s educator license based upon these findings. Respondent received said notice and agreed to the voluntary permanent surrender of Respondent’s license.

Board Action Consistency Considerations:

July 2022 – Board approved the voluntary surrender of an educator’s license after the educator’s Army JROTC Certificate was rescinded for previously undisclosed misconduct.

May 2022 – Board approved the voluntary permanent surrender of an educator’s license after the educator’s license in Ohio was voluntarily surrendered in lieu of pleading guilty to sexual imposition of a minor.

May 2021 – Board approved the voluntary surrender of an educator’s license for having their license revoked in another jurisdiction after falsifying licensure application documentation.

The Recommendation:

Board counsel recommends the Board approve the signed Consent Order submitted by the Respondent for the voluntary permanent surrender of Respondent’s license based upon the facts and applicable rule noted above.