

IOWA BOARD OF EDUCATIONAL EXAMINERS

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In the matter of:	)	BoEE Case No. 10-28
	)	
RICHARD BELL,	)	<b>STIPULATION</b>
(Folder # 969848)	)	<b>and</b>
Respondent.	)	<b>ORDER</b>
	)	

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In accordance with the provisions of Iowa Code sections 17A.12(5) and 272.2(4) (2011) and 282 IAC 11.4(6), and with full knowledge of his right to demand a formal hearing before the Board upon the pending complaint prior to the imposition of sanction upon his license, the Respondent expressly waives the right to a disciplinary hearing and notifies the Board of his desire to resolve the pending complaint through means of informal disposition.

The Respondent concedes the jurisdiction of the Board for all issues relevant hereto and voluntarily consents to the State's counsel presenting this agreement to the Board with the terms provided. If the Board does not accept the terms of this agreement, the disciplinary hearing will be rescheduled and the stipulations contained herein are not binding upon the Respondent and will not be presented against him at the time of hearing without further agreement of the Respondent.

Board approval of this settlement shall constitute resolution of this matter and will be entered as a FINAL ORDER of the Board.

**STIPULATIONS**

1. The Respondent holds a Standard License (FOLDER # 969848) with endorsements to teach in the K-6 elementary classroom, K-8 Social Studies, and 5-8 Middle School Generalist. Respondent's license is current and will next expire on December 31, 2014.
2. The Respondent began employment with Prince of Peace Academy as a second grade teacher on August 12, 2009. Respondent was placed on paid administrative leave on April 20, 2010. He had already submitted his resignation for the 2010-2011 school year on March 23, 2010.
3. A Complaint was filed with the Board alleging that Respondent had violated the code of professional conduct and ethics.
4. During the investigation, it was discovered that Respondent grabbed a book from a student and threw it across the room, told the student that the student would not read again, and got in the student's face in an intimidating manner on several occasions.
5. On October 1, 2010, the Board found probable cause to file charges alleging that Respondent had committed unethical practice by failing to make reasonable efforts to protect the health and safety of a student or by creating conditions harmful to student

learning or by conducting professional business in such a way that the practitioner repeatedly exposes students to unnecessary embarrassment or disparagement, in violation of Board rule 282 Iowa Admin Code 25.3(6)(c) and (d).

6. In order to resolve this matter without proceeding to hearing, the Respondent is willing to accept a **REPRIMAND** and **DEFERRED SUSPENSION** of his practitioner licenses for a period of **TWO YEARS**, effective upon approval of this Stipulation and Order.

7. Within the period of deferred suspension, Respondent agrees to successfully complete a college-level course on teaching methods for elementary students approved by the Board. Respondent also agrees to successfully complete an anger management program approved by the Board. Respondent is responsible for all costs associated with the completion of the educational course and anger management program and the course shall not be used to satisfy licensure renewal requirements. Respondent must provide proof of successful completion to the Board prior to the expiration of the deferred suspension period.

8. The deferred suspension will be lifted by the Board two years from the date of issuance of this Order, provided that Respondent has completed the requirements set forth in paragraph 7.

9. If the Respondent violates the Boards statutes or rules or fails to comply with the terms of paragraph 7, the suspension shall be imposed upon Order of the Executive Director. If the suspension goes into effect, the Respondent's license shall be suspended for a period of two years from the date of the suspension order and the Respondent will be eligible for reinstatement only upon submission of evidence of successful completion of the agreed-to education.

#### LICENSEE DECLARATION

I understand that this settlement agreement is subject to the approval of the Board and will have no force or effect if it is not accepted by the Board.

I agree to comply with the requirements set forth in the stipulations and understand that my failure to do so will result in the indefinite suspension of my teaching license.

I understand that the Notice of Hearing and Stipulation and Order are public records which will become part of my permanent licensure file and will be available for public inspection and reproduction.

3/3/2011  
Date

Richard Bell  
Richard Bell, Respondent

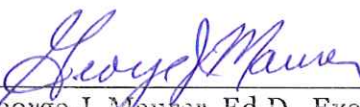


## ORDER

IT IS THE FINAL ORDER OF THE IOWA BOARD OF EDUCATIONAL EXAMINERS that:

1. Respondent is REPRIMANDED for his unprofessional conduct.
2. In determining the appropriate sanction to impose in this case, the Board has considered the nature and seriousness of the violations as well as mitigating circumstances such as Respondent's lengthy and successful teaching career.
3. The practitioner's license of RICHARD BELL , folder number 969848, is hereby **SUSPENDED** for **TWO YEARS** from the date of this Order. The suspension is deferred subject to the following conditions: successful completion of a college-level course on teaching methods for elementary age students approved by the Board and successfully completion of an anger management program approved by the Board. The deferred suspension will be lifted by the Board two years from the date of issuance of this Order and reference to the deferred suspension will be removed from the Board's public information website, if on or before that date the Board receives a report indicating that the Respondent has completed the required education course and program.
4. Respondent's failure to comply with the Board's statutes and rules or with the terms of this settlement agreement will be grounds for imposition of the suspension upon Order of the Executive Director. If the suspension goes into effect, the Respondent's license shall be suspended for two years from the date of the suspension order and the Respondent will be eligible for reinstatement only upon submission of evidence of successful completion of the agreed-to education.

Dated this 11th day of March, 2011.

  
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George J. Maurer, Ed.D., Executive Director  
Iowa Board of Educational Examiners

Copies to:

Richard Bell  
14903 Diamond Road  
Fulton, IL 61252  
RESPONDENT

Harold Delange, II  
1503 Brady Street  
Davenport, Iowa 52803  
ATTORNEY FOR RESPONDENT

Julie J. Bussanmas  
Assistant Attorney General  
Hoover State Office Bldg., 2<sup>nd</sup> Floor  
Des Moines, Iowa 50319  
ATTORNEY FOR STATE