
Ryan Trotter
Suspension, 2 Years Concurrent with Probation

The Background:

Prior History: N/A

Facts: In November 2018, Mr. Trotter was reported by Rutherford County Schools (RCS) after the school bookkeeper reported missing funds from accounts controlled by Mr. Trotter. RCS notified the Tennessee Comptroller's office who investigated the possible theft of school funds. On February 11, 2020, the Comptroller's office issued their investigative report which found that Mr. Trotter misappropriated over \$8,000 of funds from Rock Springs Middle School football and golf teams. On December 2, 2019, the Rutherford County Grand Jury indicted Mr. Trotter on one count of theft over \$2,500. On September 30, 2020, Mr. Trotter pled guilty to felony theft pursuant to T.C.A. § 39-14-103. An Order of Deferral placed him on supervised probation for two (2) years, from September 30, 2020 through September 30, 2022, and ordered him to pay restitution to RCS. Mr. Trotter resigned his position with RCS, effective November 30, 2018.

Applicable Rule

/Law: 0520-02-03-.09(1)(a) defines conviction as a judgment entered by a court upon a plea of guilty, a plea of nolo contendere, a finding of guilt by a jury or the court notwithstanding any pending appeal or habeas corpus proceeding arising from the judgment. Conviction includes, but is not limited to, a conviction by a federal court or military tribunal, including a court-martial conducted by the armed forces of the United States, and a conviction, whether upon a plea of guilty, a plea of nolo contendere, or a finding of guilt by a jury or the court, in any other state of the United States, other jurisdiction, or other country. Conviction also includes a plea taken in conjunction with Tennessee Code Annotated ("T.C.A.") § 40-35-313 or its equivalent in any other jurisdiction.

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(1)(p) defines suspension as the nullification of an educator's license for a predetermined term, after which the license is reinstated. Reinstatement may be subject to the completion of terms and conditions contained in the order of suspension.

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

0520-02-03-.09(3)(i) provides that the Board may revoke, suspend, formally reprimand, or refuse to issue or renew an educator's license for other good cause as defined in subparagraph (1)(k) of Board Rule 0520-02-03-.09.

0520-02-03-.09(3)(j) provides that the Board revoke, suspend, formally reprimand, or refuse to issue or renew an educator's license for any offense contained in paragraphs (4) and/or (5) of Board Rule 0520-02-03-.09.

0520-02-03-.09(5)(a)(1)(i) provides that, upon receiving notification that an individual has been convicted of a felony, an individual holding an educator's license shall be subject to disciplinary action within the range of a suspension of not less than two (2) years up to and including permanent revocation of the convicted individual's educator license.

0520-02-03-.09(5)(a)(8) provides that 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. § 49-5-1003(b)(1) provides that an educator shall abide by all federal and state laws.

T.C.A. § 49-5-1004(c)(2) provides that an educator shall conduct themselves in a manner that preserves the dignity and integrity of the education profession.

Status: Respondent was notified by certified mail of the Board's intent to **suspend** his educator license based upon these findings. Respondent received said notice.

Board Action Consistency Considerations:

July 2012 – Board approved the suspension of an individual's license for a period concurrent with their judicial probation.

April 2013 – Board approved the suspension of an individual's license for a period concurrent with their judicial probation.

July 2013 – Board approved the suspension of an individual's license for a period concurrent with their judicial probation.

The Recommendation:

The Board staff recommends that the Board approve the signed Consent Order submitted by the Respondent based upon the facts and applicable rule noted above.