may demonstrate that the person lacks good moral character, is a negative role model to students, and does not possess the moral fitness necessary to be a certified educator.

4. ñUnworthy to instruct or to supervise the youth of this state,òwhich serves as a basis for sanctions under 19 TAC § 249.15(b) (2), is a broad concept that is not limited to the specific criminal convictions that are described in Texas Education Code (TEC) §§ 21.058 and 21.060. The SBEC 19 TAC Ä 249.3(45) definition of ñthe determination that a person is unfit to hold a certificate under the TEC, Chapter 21, Subchapter B, or to be allowed on a school campus under the auspices of an educator preparation programò predates the adoption of TEC §§ 21.058 and 21.060, and is based upon the TEC, Chapter 21, Subchapter B grant of authority to the SBEC to ñregulate and oversee all aspects of the certification, continuing education, and standards of conduct of public school educators.òAs a Texas Court of Civil Appeals ruled in the seminal case of *Marrs v. Matthews*, 270 S.W. 586 (1925), ñunworthy to instructò" nȝ aG

Chapter 249. Disciplinary Proceedings, Sanctions, and Contested Cases
Subchapter B. Enforcement Actions and Guidelines

§249.17. Decision-Making Guidelines.

(a) Purpose. The purpose of these guidelines is to achieve the following objectives:

(1) to provide a framework of analysis for the Texas Education Agency (TEA) staff, the presiding administrative law judge (ALJ), and the State Board for Educator Certification (SBEC) in considering matters under this chapter;

(2) to promote consistency in the exercise of sound discretion by the TEA staff, the presiding ALJ, and the SBEC in seeking, proposing, and making decisions under this chapter; and

(3) to provide guidance for the informal resolution of potentially contested matters.

(b) Construction and application. This section shall be construed and applied so as to preserve SBEC members' discretion in making final decisions under this chapter. This section shall be further construed and applied so as to be consistent with §249.5(b) of this title (relating to Purpose; Policy Governing Disciplinary Proceedings) and this chapter, the Texas Education Code (TEC), and other applicable law, including SBEC decisions and orders.

(c) Consideration. The following factors may be considered in seeking, proposing, or making a decision under this chapter:

(1) the seriousness of the violation;

(2) whether the misconduct was premeditated or intentional;

(3) attempted concealment of misconduct;

(4) prior misconduct and SBEC sanctions;

(5) the potential danger the conduct poses to the health and welfare of students;

(6) the effect of the prior conduct upon any victims of the conduct;

case is resolved through a final board decision following a contested case hearing at the SOAH or

rules, the SBEC may initiate a disciplinary action regarding the educator's Texas educator certificate and impose a sanction as provided under this chapter.

10. In the Matter of Georgina A. Munoz; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: 1-year suspension

11. In the Matter of Irileria Muhammad; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: 1-year suspension

12. In the Matter of Jerome Key; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: 1-year suspension

13. In the Matter of John David; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: 1-year suspension

14. In the Matter of Joi Bowles; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: 1-year suspension

15. In the Matter of Jonathan Maciel; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: 1-year suspension

16. In the Matter of Karen Rivas; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: 1-year suspension

17. In the Matter of Karina Alvarez Guillen; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: 1-year suspension

18. In the Matter of Kate Avery; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: 1-year suspension

28. In the Matter of Sara Dane; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: 1-year suspension

29. In the Matter of Shontel Rutledge; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: 1-year suspension

30. In the Matter of Olivia Jackson; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: 1-year suspension

31. In the Matter of Omar Cavazos; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: 11-month suspension

32. In the Matter of Mickey Reed; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: Suspension until expiration of certificate on August 11, 2022

33. In the Matter of Morufat Aminu; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: Suspension until expiration of certificate on August 5, 2022

34. In the Matter of Tanya Martinez; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: Suspension until expiration of certificate on August 24, 2022

35. In the Matter of Valerie Gomez; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: Suspension until expiration of certificate on August 2, 2022

36. In the Matter of Zachary Bramlett; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: Suspension until expiration of certificate on August 9, 2022

37. In the Matter of Jerome Spencer; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: Suspension until expiration of certificate on July 31, 2022

38. In the Matter of Brian Wood; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: 2-year suspension and proof of successful completion of a substance abuse treatment program

39. In the Matter of Steven Hennigan; Action to be taken: Consideration of Issuance of Default Judgment

    Staff recommendation: