

BEVERLY BEARD,

Appellant

v.

MARYLAND STATE  
DEPARTMENT OF  
EDUCATION

Appellee.

ORDER OF THE  
STATE BOARD  
OF EDUCATION

Order No. OR 17-07

### ORDER

Appellant worked as a health education teacher for Baltimore County Public Schools (“BCPS”) before being terminated in 2010. BCPS terminated Appellant after she was convicted of making false statements and committing social security fraud, which resulted in a 30-month federal prison sentence, three years of supervised probation, and an order to pay approximately \$184,000 in restitution to the federal government. The termination was upheld by the State Board of Education, and, later, by the Circuit Court for Baltimore County. *See Beard v. Baltimore County Bd. of Educ.*, MSBE Op. No. 11-44 (2011); *Beard v. Baltimore County Bd. of Educ.*, Case No. 03-C-11-012170 (2012).

Baltimore County requested the revocation of Appellant’s teaching certificate in August 2015. The Maryland State Department of Education (“MSDE”) informed Appellant of the proposed action and provided her with the opportunity to request a hearing. When she did not respond, the State Superintendent of Schools revoked her certificate on December 11, 2015. Appellant is not eligible to pursue reinstatement of her certificate for 10 years.

On April 7, 2017, Appellant informed MSDE that she was unaware her certificate had been revoked. She claimed that she did not receive notice of the action. In her letter, she admitted that she had not informed MSDE of her address change, but maintained that she was not aware that she needed to do so. She requested a hearing on her certificate revocation. On April 12, 2017, Sarah Spross, Assistant State Superintendent, explained that Appellant’s certificate was revoked as of December 11, 2015 and that she would not be eligible to request reinstatement of her certificate until 2025.

Appellant appealed to the State Board of Education, requesting a hearing on her revoked certificate. This appeal stems from a decision of the State Superintendent of Schools, which was a final agency decision. There is no right of appeal to the State Board of Education from a final decision of the State Superintendent of Schools. *See In The Matter of Specialized Education Services*, MSBE Op. No. 16-22 (2016). Any further review of the State Superintendent’s decision would have to be through judicial review.

Therefore, it is this 23<sup>rd</sup> day of May 2017, by the Maryland State Board of Education,

ORDERED, that the appeal referenced above is hereby dismissed.

MARYLAND STATE BOARD OF EDUCATION

Signature on File:

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Andrew R. Smarick  
President