



1 convicted of Child Neglect in the Second Degree, a Class A Misdemeanor. A copy of the  
2 Wasco County Circuit Court Judgment indicates that as part of Smiggs' sentencing,  
3 Smiggs is not to have any contact with children under the age of ten years for a period of  
4 one year, in addition to other requirements.

5 **CONCLUSIONS OF LAW**

6 Smiggs' conduct as described above constitutes gross neglect of duty in violation of  
7 ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5)  
8 (*Use professional judgment*). This conduct also constitutes gross unfitness in violation of  
9 ORS 342.175(1)(c); OAR 584-020-0040(5)(c) (*Conviction of violating any federal, state, or*  
10 *local law. A conviction includes any final judgment of conviction by a court whether as the*  
11 *result of guilty plea, no contest plea or any other means*), and OAR 584-020-0040(5)(e)  
12 (*Admission of or engaging in acts constituting criminal conduct, even in the absence of a*  
13 *conviction*).


14 The Commission's authority to impose discipline in this matter is based upon  
15 ORS 342.175.

16 **FINAL ORDER**

17 The Commission hereby revokes Sandy Kay Smiggs' Right to Apply for an Educator  
18 license.

19 IT IS SO ORDERED THIS 22<sup>nd</sup> day of October, 2013.

20 TEACHER STANDARDS AND PRACTICES COMMISSION

21 By:   
22 Victoria Chamberlain, Executive Director  
23

24 **NOTICE OF APPEAL OR RIGHTS**

25  
26 YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW  
27 MAY BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM  
28 THE SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE  
29 PROVISIONS OF ORS 183.482 TO THE OREGON COURT OF APPEALS.

CERTIFICATE OF MAILING

I hereby certify that I served the foregoing notice of final order, certified by me as such, by mailing U.S. First Class Mail and U.S. Certified Mail—Return Receipt Requested, addressed to:

Sandra Kay Smiggs  
4537 Garden Ct SE  
Salem, OR 97317-6034

Dated this 22<sup>nd</sup> day of October, 2013.

By: Patty Liddell  
Patty Liddell  
Investigative Assistant