

1 BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION  
2 OF THE STATE OF OREGON  
3

4 In the Matter of the )  
5 Teaching License of ) DEFAULT ORDER  
6 MARIE KAY KOLSATD ) SUSPENDING LICENSE  
7 )  
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9 On February 9, 1999, the Teacher Standards and Practices Commission received a complaint  
10 from Stephen B. Williams, Assistant Superintendent of Lebanon Community School District,  
11 indicating that Marie Kolstad had violated her contract by failing to provide 60 days' written  
12 notice prior to resignation. On January 26, 1999, Ms. Kolstad submitted her resignation for  
13 personal reasons without providing 60 days' written notice. The district did not include the  
14 Board's resolution to suspend Kolstad's license for the balance of the 1998-99 school year and  
15 accept her resignation. The resolution was received by TSPC on March 19, 1999.  
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17 Under OAR 584-050-0020, the Commission informs the educator of intent to suspend the  
18 license on the basis of such complaints. The Executive Director took action to notify Ms.  
19 Kolstad of intent to suspend her Teaching License, and to inform Ms. Kolstad of her  
20 opportunity for hearing by letter dated March 26, 1999. The letter was sent by Certified Mail—  
21 Return Receipt Requested #P 412 422 583. TSPC received an e-mail correspondence from Kolstad dated  
22 April 18, 1999 inquiring as to the length of time the Suspension of her license would remain on her record. She did  
23 not request a hearing.  
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25 FINDINGS OF FACT  
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- 27 1. On or about September 30, 1998, Marie Kolstad signed an offer of Probationary  
28 Teacher's Contract, under terms and conditions of board policy and the applicable  
29 collective bargaining agreement with the Lebanon Community School District for the  
30 1998-99 School year.  
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- 32 2. On January 25, 1999, Ms. Kolstad submitted a letter of resignation effective March 24,  
33 1999, but requested that the district release her on February 6, 1999. The district  
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- 35 3. Meeting in regular session on March 15, 1999, the Lebanon Community School Board  
36 took action to seek a suspension of Ms. Kolstad's teaching license for the balance of the  
37 1998-99 school year and accept her resignation.  
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- 39 4. The Lebanon Community School District informed TSPC of this action by forwarding a  
40 copy of the board's resolution, requesting the suspension of Marie Kolstad's Teaching  
41 License.  
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43 ULTIMATE FINDINGS OF FACT  
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45 Marie Kolstad was offered and signed a Probationary Teacher's Contract for the 1998-99 school  
46 year with the Lebanon Community School District on September 30, 1998. Ms Kolstad  
47 submitted a letter of resignation, dated January 25, 1999. The letter stated her resignation  
48 was effective March 24, 1999, but requested the district to release her on February 6. The  
49 district informed Kolstad they would release her as soon as her position could be filled. The  
50 district granted Kolstad leave from the position from January 25-29, but was expected to  
51 return on February 1, 1999. Kolstad did not return and failed to provide the district with 60  
52 days written notice and did not report for duty subsequent to resignation.  
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CONCLUSIONS OF LAW

ORS 342.553 requires the suspension of a license for the balance of the school year for failure to provide 60 days' notice prior to resignation. If the charge of the contract violation is proven, and justification for the contract violation is not satisfactory, the Commission is required to suspend the license for the remainder of the school year. The Commission's decision is final.

ORDER

The Commission suspends the Oregon Teaching License #301299, issued to Marie Kay Kolstad, , until June 30, 1999, for violation of contract by resignation without providing 60 days' written notice.

Dated this 19<sup>th</sup> day of May, 1998.

TEACHER STANDARDS AND PRACTICES COMMISSION

By David V. Myton  
David V. Myton, Executive Director

DVM/cs

ACTION OF THE COMMISSION TO SUSPEND LICENSES FOR CONTRACT VIOLATIONS UNDER ORS 342.553 ARE FINAL AND MAY NOT BE APPEALED.

CERTIFICATE OF MAILING

I hereby certify that I served the foregoing order by mailing a true copy thereof certified by me as such by regular U.S. First Class Mail and by U.S. Certified Mail—Return Receipt Requested to:

Marie Kolstad  
P O Box 8164  
Kallispell, MT 59904-1164

Dated this 20<sup>th</sup> day of May 1998.

By: Charlene A. Smith  
Charlene A. Smith  
Secretary to the Commission