## BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION OF THE STATE OF OREGON STIPULATION OF FACTS 3 In the Matter of the ) Licensure of AND KERRI MARTHA SMITH FINAL ORDER OF REPRIMAND 6 On or about January 6, 2006, the Teacher Standards and Practices Commission 7 (Commission) received information that Kerri Martha Smith (Smith), Superintendent, North 8 Powder School Service District violated standards by assigning a teacher without proper 9 licensure. 10 Ms. Smith fully cooperated with the Commission's investigation. After review of the 11 matters alleged, Ms. Smith and the Commission agree that their respective interests, together 12 with the public interest, are best served by a stipulation to certain facts and a public reprimand.

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This document sets forth the facts upon which the parties have agreed and the stipulated sanction to be imposed. Ms. Smith stipulates that there is sufficient evidence in the Commission's files and records to support the findings of fact, conclusions of law, and order set forth below.

By signing below, Ms. Smith acknowledges, understands, stipulates, and agrees to the following: (i) she has been fully advised of her rights to notice and a hearing to contest the findings of fact, conclusions of law, and order set forth below, and fully and finally waives all such rights and any rights to appeal or otherwise challenge this Stipulation of Facts and Final Order of Reprimand (Stipulation and Final Order); (ii) this Stipulation and Final Order is a public document and disclosed to the public upon request by the Commission; (iii) this Stipulation and Final Order is contingent upon and subject to approval and adoption by the Commission. If the Commission does not approve and adopt this Stipulation and Final Order, then neither Ms. Smith nor the Commission are bound by the terms herein; (iv) she has fully read this Stipulation and Final Order, and understands it completely; (v) she voluntarily, without any force or duress, enters into this Stipulation and Final Order and consents to issuance and entry of the

1	Stipulated Final Order below; (vi) she states that no promises or representation has been made
2	to induce her to sign this Stipulation and Final Order; and (vii) she has consulted with an
3	attorney regarding this Stipulation and Final Order and has been fully advised with regard to her
4	rights thereto, or waives any and all rights to consult with an attorney prior to entering into this
5	Stipulation and Final Order and issuance and entry of the Stipulated Final Order below.
6	STIPULATION OF FACTS
7	1. Ms. Smith has been licensed by the Commission since July 27, 1981. Ms. Smith
8	holds a Standard Administrative License issued September 16, 2003, valid through July 24,
9	2009, with Standard Administrator and Standard Superintendent Endorsements.
10	2. Ms. Smith served as Superintendent for North Powder School District from 1998 until
11	July of 2005.
12	3. During the 2004-2005 school year Ms. Smith hired and assigned Riki Anderson to
13	serve as a Special Education teacher without a Special Education Endorsement.
14	IT IS SO STIPULATED AND AGREED TO:
15( 16	Werri Martha Smith  Lichard Lamberlain  July 11, 2006  Date  7-17-06
17	Turana lande lain 7-17-06
18 19	Victoria Chamberlain, Executive Director Teacher Standards and Practices Commission
20	CONCLUSIONS OF LAW
21	Kerri Martha Smith hired and assigned Riki Anderson to teach Special Education in
22	violation of licensure requirements as Ms. Anderson held a Basic Teaching License with a Basic
23	Elementary Endorsement. This misconduct constitutes Gross Neglect of Duty in violation of
24	OAR 584-020-0040(4)(i) and OAR 584-050-0030(2). The Commission has the authority to
25	impose discipline in this matter under ORS 342.120 through 342.430 and OAR Chapter 584.
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**ORDER** The Commission hereby adopts and incorporates herein the above findings of fact, conclusions of law and imposes a Public Reprimand upon the licensure of Kerri Martha Smith. 3 4 This order shall serve as the Public Reprimand. Issued and dated this \_\_\_\_\_ day of August, 2006. 5 TEACHER STANDARDS AND PRACTICES COMMISSION STATE OF OREGON 9 Victoria Chamberlain, Executive Director 10 11 Approved as to form: 12 13 James M. Brown, OSB# 67012 Attorney for Kerri Martha Smith [062606]