## BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION OF THE STATE OF OREGON

In the Matter of the Teaching License of MARIE KAY KOLSATD

DEFAULT ORDER SUSPENDING LICENSE

On February 9, 1999, the Teacher Standards and Practices Commission received a complaint from Stephen B. Williams, Assistant Superintendent of Lebanon Community School District, indicating that Marie Kolstad had violated her contract by failing to provide 60 days' written notice prior to resignation. On January 26, 1999, Ms. Kolstad submitted her resignation for personal reasons without providing 60 days' written notice. The district did not include the Board's resolution to suspend Kolstad's license for the balance of the 1998-99 school year and accept her resignation. The resolution was received by TSPC on March 19, 1999.

Under OAR 584-050-0020, the Commission informs the educator of intent to suspend the license on the basis of such complaints. The Executive Director took action to notify Ms. Kolstad of intent to suspend her Teaching License, and to inform Ms. Kolstad of her opportunity for hearing by letter dated March 26, 1999. The letter was sent by Certified Mail—Return Receipt Requested #P 412 422 583. TSPC received an e-mail correspondence from Kolstad dated April 18, 1999 inquiring as to the length of time the Suspension of her license would remain on her record. She did not request a hearing.

## FINDINGS OF FACT

1. On or about September 30, 1998, Marie Kolstad signed an offer of Probationary Teacher's Contract, under terms and conditions of board policy and the applicable collective bargaining agreement with the Lebanon Community School District for the 1998-99 School year.

2. On January 25, 1999, Ms. Kolstad submitted a letter of resignation effective March 24, 1999, but requested that the district release her on February 6, 1999. The district

3. Meeting in regular session on March 15, 1999, the Lebanon Community School Board took action to seek a suspension of Ms. Kolstad's teaching license for the balance of the 1998-99 school year and accept her resignation.

4. The Lebanon Community School District informed TSPC of this action by forwarding a copy of the board's resolution, requesting the suspension of Marie Kolstad's Teaching License.

## ULTIMATE FINDINGS OF FACT

 Marie Kolstad was offered and signed a Probationary Teacher's Contract for the 1998-99 school year with the Lebanon Community School District on September 30, 1998. Ms Kolstad submitted a letter of resignation, dated January 25, 1999. The letter stated her resignation was effective March 24, 1999, but requested the district to release her on February 6. The district informed Kolstad they would release her as soon as her position could be filled. The district granted Kolstad leave from the position from January 25-29, but was expected to return on February 1, 1999. Kolstad did not return and failed to provide the district with 60 days written notice and did not report for duty subsequent to resignation.

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.
ADDED
ORDER
The Commission suggested the Orogen Teaching License #201000 issued to Marie Ver Voletad
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 /gm day of May, 1998.
day of, 1998.
TEACHER STANDARDS AND PRACTICES COMMISSION
By David Myto
By Dame Dirigina
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 homely contifued by the formal the formal and the first transfer of the first transfer
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:
to.
Dated this 2000 day of 1000 1998.
Charles Carles
By: Jarlen Cy. Jmai
Charlene A. Smith
Secretary to the Commission