



1 Stipulation and Final Order and issuance and entry of the Stipulated Final Order  
2 below. Broderick understands that the probation will be subject to specific terms  
3 and conditions.

4 **STIPULATION OF FACTS**

- 5 1. The Commission has licensed Jaclyn Broderick since February 11, 1977.  
6 Broderick's Standard Teaching License, with an endorsement in Standard  
7 Early Intervention Special Education (011), was issued on July 14, 2011,  
8 and expires on July 13, 2016. During all relevant times, Broderick was  
9 employed by the Multnomah Education Service District (MESD).  
10 Broderick resigned effective October 26, 2012, as part of a separation  
11 agreement.
- 12 2. Historical employment documents indicate Broderick has suffered a  
13 significant history with alcohol abuse dating back to 1999. These  
14 documents report Broderick having the smell of alcohol on her breath,  
15 alcohol treatment agreements, and last chance employment agreements.
- 16 3. On or about April 14, 2012, Broderick entered into a "last chance  
17 agreement" with the MESD. On or about October 17, 2012, Broderick was  
18 reported to MESD administrators because she smelled of alcohol on her  
19 breath and person while on duty. On October 17, 2012, at 9:48 am,  
20 Broderick was given a breath test that indicated a BAC of .039. A second  
21 breath test on October 17, 2012, at 10:05 am showed a BAC result of .034.  
22 On October 17, 2012, at approximately 10:40 am, a blood test sample was  
23 drawn from Broderick and later results indicated a positive finding for  
24 alcohol.

25  
26 IT IS SO STIPULATED:

27 Jaclyn Broderick  
28 Jaclyn Broderick

April 21, 2014  
Date

29 Victoria Chamberlain  
30 Victoria Chamberlain, Executive Director  
31 Teacher Standards and Practices Commission  
32

4-24-14  
Date

33

1 **CONCLUSION OF LAW**

2 On October 17, 2012, Broderick was working under the influence of alcohol  
3 while on duty and on school property. Being under the influence of alcohol was a  
4 violation of Broderick's last chance agreement with MESD. This conduct  
5 constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-  
6 020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use of professional*  
7 *judgment*), OAR 584-020-0025(2)(e) (*Using district lawful and reasonable*  
8 *rules and regulations*); and OAR 584-020-0040(4)(g) (*Appearing on duty or at*  
9 *any district-sponsored activity while under the influence of alcohol or any*  
10 *controlled substance*).

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

13 **ORDER**

14 The Commission hereby adopts and incorporates herein the above findings of  
15 fact, conclusions of law, and based thereon hereby imposes a six (6) month  
16 suspension of Broderick's licensure as follows:

17 Jaclyn Broderick's licensure is hereby suspended for six (6) months  
18 following the adoption of this order.

19 Furthermore, the Commission shall impose a four (4) year probation upon  
20 Broderick to commence the date of successful reinstatement of licensure  
21 and subject to the following terms and conditions of probation:


- 22 1. As a condition for reinstatement, Broderick will provide a report from  
23 an approved alcohol treatment provider / expert indicating she has  
24 maintained her sobriety and participation in related treatment.  
25 Broderick will submit an initial report as a requirement for  
26 reinstatement and continue to submit such reports annually during the  
27 course of the probation period.
- 28 2. Broderick will continue to participate in all post treatment  
29 recommendations and recovery programs related to her sobriety.

1           3. Broderick will comply with the Standards for Competent and Ethical  
2           Performance of Oregon Educators under Oregon Administrative Rules  
3           Chapter 584, Division 020.

4 Violation of any term or condition of probation shall constitute an independent  
5 basis for the Commission to otherwise impose discipline, up to and including  
6 revocation of Broderick' teaching license, after first providing Broderick with  
7 notice and opportunity for hearing

8           Issued and dated this 10<sup>th</sup> day of <sup>August</sup>~~July~~, 2014.

9           **TEACHER STANDARDS AND PRACTICES COMMISSION**  
10          **STATE OF OREGON**

11           By   
12           Victoria Chamberlain, Executive Director  
13

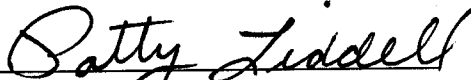
CERTIFICATE OF MAILING

I HEREBY CERTIFY that I served the foregoing Stipulation of Facts and Final Order of Suspension and Probation, certified by me as such, by mailing U.S. First Class Mail and U.S. Certified Mail — Return Receipt Requested, addressed to:

Jaclyn Petzold Broderick  
4235 SW Carson Street  
Portland, OR 97219-3532

DATED this 14<sup>th</sup> day of August, 2014.

By:

  
Patty Liddell  
Investigative Assistant