

1 employer at the time, Roseburg School District, discovered evidence that Derlacki had used a
2 district computer to access pornography related sites.

3 CONCLUSIONS OF LAW

4 Derlacki's convictions constitutes gross neglect of duty in violation of ORS 342.175(1)(b);
5 OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use professional*
6 *judgment*); and OAR 584-020-0040(1)(bb) (*ORS 163.684 – Encouraging Child Sexual Abuse in*
7 *the First Degree*). This conduct also constitutes gross unfitness in violation of ORS 342.175(1)(c);
8 OAR 584-020-0040(5)(e) (*Admission of or engaging in acts constituting criminal conduct,*
9 *even in the absence of a conviction*). Pursuant to ORS 342.175(2)(a) and OAR 584-020-0040(1)
10 the Commission will deny, revoke or deny the right to apply for a license or charter school
11 registration to any applicant or educator who, has been convicted of any of the crimes listed in
12 ORS 342.143.

13 Furthermore, the conduct underlying Derlacki's convictions constitutes gross neglect of
14 duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-
15 020-0010(5) (*Use professional judgment*); Also, the conduct underlying Derlacki's convictions
16 constitute "gross unfitness" in violation of ORS 342.175(1)(c); OAR 584-020-0040(3)(a) and (d)
17 as defined by OAR 584-020-0040 (5) (*"Gross unfitness is any conduct which renders an*
18 *educator unqualified to perform his or her professional responsibilities"*)


19 The Commission's authority to impose discipline in this matter is based upon ORS
20 342.175.

21 FINAL ORDER

22 The Commission hereby revokes the licensure of Steven Kenneth Derlacki and revokes
23 Derlacki's right to apply for licensure.

24 IT IS SO ORDERED THIS 20th day of September, 2012.

25 TEACHER STANDARDS AND PRACTICES COMMISSION

26 By: 
27 Victoria Chamberlain, Executive Director
28

29 NOTICE OF APPEAL OR RIGHTS

30
31 YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY BE
32 OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE SERVICE OF
33 THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF ORS 183.482 TO
34 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:

Steven Kenneth Derlacki-18541196
Warner Creek Correctional Facility
P.O. Box 1500
20654 Rabbit Hill Road
Lakeview, OR 97630-5000

Dated this 20th day of September, 2012.

By: Patty Liddell
Patty Liddell
Investigative Assistant