

1 **BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION**

2 **STATE OF OREGON**

3 In the Matter of the)
Teaching license of) STIPULATION AND ORDER OF
4 DONNA JEAN KALIK) PROBATION
5)
)

6 On July 17, 2000, the Oregon Teacher Standards and Practices Commission
7 (“Commission”) issued a Notice of Opportunity for Hearing to Donna Jean Kalik. Ms. Kalik,
8 through her attorney, requested a hearing to contest the allegations in the Notice. After a review
9 of the matters alleged, the Commission and Ms. Kalik agreed that their respective interests,
10 together with the public interest, are best served by a stipulation to certain facts and an order
11 imposing a term of probation.

12 This Order sets forth the facts upon which the Commission and Ms. Kalik have agreed
13 and the sanction to be imposed. In entering into this stipulation, Ms. Kalik waives her right to a
14 hearing to contest the matters contained in this Order. She further understands that the
15 Commission will impose a four-year period of probation with specific conditions.

16 This stipulation is contingent upon approval and adoption of the Order by the full
17 Commission. If the Commission does not adopt this Order, neither Ms. Kalik nor the
18 Commission are bound by the contents of this stipulation, and Ms. Kalik retains all rights to a
19 hearing on the allegations in the notice.

20 **STIPULATION OF FACTS**

21 The Commission and Ms. Kalik stipulate as follows:

22 1. Ms. Kalik holds a Basic Teaching License with a Handicapped Learner 2
23 endorsement. The license is effective through September 23, 2002.

1 2. During the fall of 1998, Ms. Kalik was assigned as a special education teacher at
2 Chapman Elementary School in the Sheridan School District.

3 3. One of the students in Ms. Kalik's classroom was a 13-year old male student who
4 had behavior problems and who had been subjected to severe physical and sexual abuse as a
5 young child. One of the behavioral issues for this student was the maintenance of appropriate
6 sexual boundaries. Ms. Kalik was aware of this student's problems and his troubled background.

7 4. Ms. Kalik took an interest in this student and focused a great deal of her attention
8 on the student's behavioral issues and his progress in school.

9 5. In some of her interactions with this student, Ms. Kalik did not maintain an
10 appropriate student-teacher relationship, especially in light of the student's problems and
11 background. These inappropriate interactions included hugging the student, being concerned
12 about the student's personal issues and interactions with girls, and spending too much time alone
13 with the student.

14 6. These interactions, while well intentioned, went beyond an appropriate teacher-
15 student relationship and did not maintain an appropriate boundary between teacher and student.

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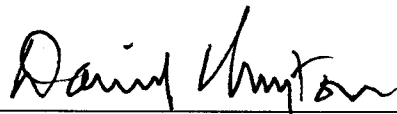
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1 **CONCLUSION OF LAW**

2 Ms. Kalik's conduct in relation to this student constituted a substantial deviation from
3 professional standards and a failure to use sound professional judgment in violation of OAR 584-
4 020-0040(n) and 584-020-0010(5).

5 
6 Donna Jean Kalik

8/24/01
Date

7 
8 David V. Myton, Executive Director
9 Teacher Standards and Practices Commission

8/27/01
Date

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11 **ORDER**

12 Based on the foregoing stipulated facts, the Commission places Ms. Kalik on probation
13 for a period of four-years subject to the following conditions:

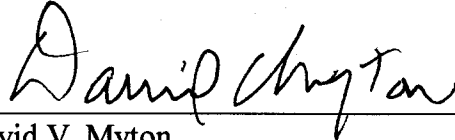
- 14 1. Ms. Kalik shall comply with all Standards for Competent and Ethical
15 Performance of Oregon Educators under OAR 584 Division 020.
- 16 2. Ms. Kalik shall not accept employment as a teacher in any public or private
17 school in Oregon until she undergoes an evaluation at her own expense by a psychotherapist or
18 medical professional who is acceptable to the Commission, and the evaluator submits a written
19 report as described in this paragraph. Ms. Kalik shall provide a copy of this Order and a copy of
20 the Commission's investigation report to the evaluator. Ms. Kalik shall also cooperate in the
21 evaluation which shall include testing, interviews and any other activity the evaluator deems
22 necessary to complete the evaluation. The evaluator shall submit his or her report to the
23 Commission. The report shall contain findings that, in the professional opinion of the evaluator,

1 (a) Ms. Kalik is fit to work with children and teenagers, and (b) there is a high probability that
2 Ms. Kalik will interact appropriately with students in the future and will maintain appropriate
3 student-teacher boundaries. The report shall also contain an explanation for the evaluator's
4 findings and the evaluator's recommendations as to whether Ms. Kalik should participate in
5 continuing counseling or treatment.

6 3. Ms. Kalik shall participate in follow-up counseling or other treatment as
7 recommended by the evaluator.

8 DATED this 14th day of September 2001.

9 TEACHER STANDARDS AND PRACTICES COMMISSION

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11 _____
12 David V. Myton
13 Executive Director
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