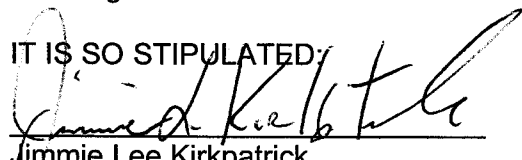


1 3. On July 1, 2002, Portland Public Schools hired Mr. Kirkpatrick to serve as an
2 administrator. On July 16, 2002, Mr. Kirkpatrick was tested for the use of controlled substances.
3 The test was positive for marijuana.


4 4. Mr. Kirkpatrick recognizes that he has a chemical dependency problem. He
5 voluntarily entered a treatment program on September 10, 2002.

6 Jimmie Lee Kirkpatrick enters into this Stipulation of Facts with the knowledge that the
7 Teacher Standards and Practices Commission shall place him on probation for a period of four
8 (4) years. This Stipulation is contingent upon approval and adoption of the Order by the full
9 Commission. If the Commission does not adopt this Order, neither Mr. Kirkpatrick nor the
10 Commission are bound by these stipulations and Mr. Kirkpatrick retains the right to a hearing on
11 the allegations.

12 IT IS SO STIPULATED:

13 
14 Jimmie Lee Kirkpatrick

09/15/02
Date

15 
16 Victoria Chamberlain, Executive Director
17 Teacher Standards and Practices Commission

9-10-02
Date

19 CONCLUSIONS OF LAW

20 On September 12, 2002, Jimmie Lee Kirkpatrick admitted to the Commission's
21 Investigator that prior to July 16, 2002, he possessed and used marijuana. The admission of or
22 engaging these acts are basis for discipline pursuant to OAR 584-020-0040(5)(e). The
23 Commission's authority to impose discipline in this matter is based upon ORS 342.175.

24 ORDER

25 The Commission adopts the above Stipulation of Facts and imposes a four (4) year
26 probation upon Mr. Kirkpatrick's licensure effective October 12, 2002.

27 The terms of probation are as follows:

1 1. Mr. Kirkpatrick shall, at his own initiative and expense, continue to obtain treatment
2 for chemical dependency as recommended by his treatment provider;

3 2. During the period of his probation, Mr. Kirkpatrick shall submit to the Executive
4 Director of the Commission reports of his compliance with the treatment plan. Mr. Kirkpatrick
5 shall provide these reports every six (6) months during his probation;

6 3. Mr. Kirkpatrick shall comply with all Standards for Competent and Ethical
7 Performance under Chapter 584, Division 020;

8 If Mr. Kirkpatrick does not comply with his treatment plan based on the reports of his
9 treatment provider or as otherwise determined by the Executive Director he shall be in violation
10 of the terms of this probation. Violation of the terms of this probation may constitute an
11 independent basis for the Commission to impose discipline, up to and including revocation of
12 Mr. Kirkpatrick's licensure subject to Mr. Kirkpatrick's right to a hearing on the issue of whether
13 he violated probation.

14 IT IS SO ORDERED this 11 day of October, 2002

15 TEACHER STANDARDS AND PRACTICES COMMISSION

16
17 By Victoria Chamberlain
18 Victoria Chamberlain, Executive Director

19 Approved as to form:

20 Louis Savage
21 Louis Savage OSB# 74284
22 Attorney for Jimmie Lee Kirkpatrick

[091202]