



1 2. Ms. McCavitt is employed by The Dalles School District at The Dalles Middle School.

2 3. On July 1, 2003, Ms. McCavitt was arrested for Driving Under the Influence of  
3 Intoxicants (DUII). Ms. McCavitt was granted a two (2) year Deferred Prosecution Treatment  
4 Plan for DUII in West District Court, White Salmon, Washington. The Court ordered Ms.  
5 McCavitt to attend Intensive Outpatient Treatment/Continuing Care for two (2) years.

6 3. Ms. McCavitt recognizes that she has an alcohol dependency problem and has  
7 agreed to a plan of treatment and aftercare as prescribed by her treatment provider.

8 IT IS SO STIPULATED:

9 Catherine Marie McCavitt  
10 Catherine Marie McCavitt

9/18/03  
Date

11 Victoria Chamberlain  
12 Victoria Chamberlain, Executive Director  
13 Teacher Standards and Practices Commission  
14

9-26-03  
Date

15 **CONCLUSIONS OF LAW**

16 Catherine Marie McCavitt's alcohol related criminal conduct constitutes Gross Unfitness  
17 as defined in OAR 584-020-0040(5)(e). Criminal conduct, even in the absence of conviction,  
18 may be used as evidence to establish an applicant's lack of fitness to serve as an educator  
19 pursuant to OAR 584-050-0006. The Commission's authority to impose discipline in this matter  
20 is based upon ORS 342.143 and ORS 342.175.

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2 **ORDER**

3 The Commission adopts the above stipulation of facts and authorizes the issuance of an  
4 Initial Teaching License to Ms. McCavitt subject to all standard terms and conditions.

5 Furthermore, the Commission imposes a four (4) year probation upon  
6 Ms. McCavitt to commence the date of issuance of said license and subject to the following  
7 special terms and conditions of probation:

8 1. Ms. McCavitt shall provide evidence, on or before July 9, 2005, that she has  
9 successfully completed an alcohol treatment program and requirements of the Deferred  
10 Prosecution Treatment Plan. Ms. McCavitt will also provide a copy of the treatment plan and  
11 aftercare plan as prescribed by the treatment provider;

12 2. Ms. McCavitt shall, at her own initiative and expense, continue to obtain treatment for  
13 her alcohol dependency as recommended by her alcohol treatment provider and abstain from  
14 the consumption of alcohol;

15 3. During the period of her probation, Ms. McCavitt shall submit to the Executive  
16 Director of the Commission reports of her compliance with the aftercare treatment plan.  
17 Ms. McCavitt shall provide these reports every six (6) months during her probation, on or before:  
18 April 10, 2004; October 10, 2004; April 10, 2005; October 10, 2005; April 10, 2006; October 10,  
19 2006; April 10, 2007; and October 10, 2007.

20 4. Ms. McCavitt shall conduct herself as a law-abiding citizen;

21 5. Ms. McCavitt shall report in writing within ten days to the Executive Director of the  
22 Commission any arrest or citation for any felony, misdemeanor, major traffic violation or  
23 violation of criminal probation; and

24 6. Ms. McCavitt shall comply with the Standards for Competent and Ethical Performance  
of Oregon Educators under Oregon Administrative Rules Chapter 584, Division 020.

1 Violation of any term or condition of probation shall constitute an independent basis for  
2 the Commission to revoke Ms. McCavitt's teaching license or otherwise impose discipline, after  
3 first providing Ms. McCavitt with notice and opportunity for hearing.

4 IT IS SO ORDERED this 9<sup>th</sup> day of October 2003.

5 TEACHER STANDARDS AND PRACTICES COMMISSION

6  
7 By *Victoria Chamberlain*  
8 Victoria Chamberlain, Executive Director

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