



Oregon

John A. Kitzhaber, MD, Governor

Teacher Standards and Practices Commission

250 Division St NE

Salem, OR 97301-1012

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www.oregon.gov/TSPC

November 26, 2014

Dr. Rob Hess, Superintendent
Lebanon Community Schools
485 South 5th Street
Lebanon, OR 97355

RE: KEVIN DALE JOHNSON

Dear Dr. Hess:

On November 7, 2014, the Teacher Standards and Practices Commission considered and adopted a Stipulation of Facts and Final Order of Reprimand on Kevin Dale Johnson. The Order imposes a Public Reprimand upon the licensure of Kevin Dale Johnson. Enclosed is a fully executed copy of the Order.

We have informed Kevin Dale Johnson of this action. Thank you for your assistance in this matter.

Sincerely,

Victoria Chamberlain
Executive Director

/pml

Enc.



RECEIVED

OCT 29 2014

Teacher Standards & Practices Commission

BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION
OF THE STATE OF OREGON

In the Matter of the) STIPULATION OF FACTS AND
Educator License of) FINAL ORDER OF REPRIMAND
KEVIN DALE JOHNSON)

On June 28, 2013, the Teacher Standards and Practices Commission (Commission) received a report from the Lebanon Community School District reporting potential professional misconduct on the part of licensed educator, Kevin Dale Johnson (Johnson).

After review of the matters alleged, Johnson and the Commission agree that their respective interests, together with the public interest, are best served by a stipulation to certain facts and the imposition of a public reprimand.

By signing below, Johnson acknowledges, understands, stipulates, and agrees to the following: (i) he has been fully advised of his rights to notice and a hearing to contest the findings of fact, conclusions of law, and order set forth below, and fully and finally waives all such rights and any rights to appeal or otherwise challenge this Stipulation of Facts and Final Order of Reprimand (Stipulation and Final Order); (ii) this Stipulation and Final Order is a public document and disclosed to the public upon request by the Commission; (iii) this Stipulation and Final Order is contingent upon and subject to approval and adoption by the Commission. If the Commission does not approve and adopt this Stipulation and Final Order, then neither Johnson nor the Commission are bound by the terms herein; (iv) he has fully read this Stipulation and Final Order, and understands it completely; (v) he voluntarily, without any force or duress, enters into this Stipulation and Final Order and consents to issuance and entry of the Stipulated Final Order below; (vi) he states that no promise or representation has been made to induce him to sign this Stipulation and Final Order; and (vii) he has consulted with an attorney regarding this Stipulation and Final Order and has been fully advised with regard to his rights thereto, or waives any and all rights to consult with an attorney prior to entering into this Stipulation and Final Order and issuance and entry of the Stipulated Final Order below.

STIPULATION OF FACTS

1. Kevin Dale Johnson has been licensed by the Commission since March 16, 2010. Johnson's Initial I Teaching License, with endorsements in Physical Education (ML/HS, ECE/ELE) and Social Studies (HS), was issued on September 17, 2011, and expired on March 12, 2014. Johnson also held a Transitional Administrator License, issued on May

1 14, 2010, that expired on May 14, 2013. As of this date Johnson has not made application
2 for renewal of his licenses. During all relevant times, Johnson was employed by the
3 Lebanon Community School District.

- 4 2. On June 28, 2013, the Commission received a report from the Superintendent of the
5 Lebanon Community School District indicating Johnson may have violated professional
6 standards. Investigation determined that two student athletes and two parents of
7 student-athletes of the district had filed formal complaints to the school district about
8 Johnson's coaching methods. Commission investigation determined, and confirmed by
9 Johnson, in which he also confirmed that he had apologized to the team players and
10 parents for the use of profanity; that during Johnson's basketball coaching tenure at
11 Lebanon High School (2010-2013), Johnson used profanity in the presence of students
12 while coaching.
13

14 IT IS SO STIPULATED:

15 
16 _____
17 Kevin Dale Johnson

10/14/14
Date

18 
19 _____
20 Victoria Chamberlain, Executive Director
21 Teacher Standards and Practices Commission

10-31-14
Date

22
23 **CONCLUSION OF LAW**

24 Kevin Dale Johnson employed profanity in the presence of students while
25 coaching. This conduct constitutes gross neglect of duty in violation of ORS
26 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use*
27 *professional judgment*), OAR 584-020-0030(2)(b) (*Skill in communicating with*
28 *administrators, students, staff, parents, and other patrons*); and OAR 584-020-
29 0040(4)(o) as it incorporates OAR 584-020-0035(1)(c)(D) (*The ethical educator, in*
30 *fulfilling obligations to the student, will: Maintain an appropriate professional student-*
31 *teacher relationship by: Honoring appropriate adult boundaries with students in*
32 *conduct and conversations at all times*).

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

3 **ORDER**

4 Based on the foregoing, the Commission hereby orders as follows:

- 5 1. The Commission adopts and incorporates herein the above findings of fact and
6 conclusions of law, and based thereon, imposes a Public Reprimand on Kevin
7 Dale Johnson's Educator License.

8 Issued and dated this 7th day of November, 2014.

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

12 By 
13 Victoria Chamberlain, Executive Director
14

CERTIFICATE OF MAILING

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

Kevin Dale Johnson
2673 NW 5th Street
Newcastle, OK 73065-5510

DATED this 26th day of November, 2014.

By: Patty Liddell
Patty Liddell
Investigative Assistant