STANWOOD-CAMANO
SCHOOL DISTRICT

Contact:
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TO: Stanwood-Camano Board of Directors

FROM: Christine Del Pozo, Executive Director of Human Resources

SUBJECT: Second Reading, Board Policy 5006 Certification Revocation

DATE: May 21, 2024

TYPE: Action Required

Legal counsel has recommended the retirement of Policy 5006 as the information in the policy is addressed by law, other board policies, and our collective bargaining agreements. Policy 5006 was brought before the board for a first reading on May 7th. The Board moved revised policy 5006 forward for a second reading.

Recommendation: We recommend the board approve the second reading of revised policy 5006 on Certification Revocation. The recommendation would be to retire policy 5006.

CERTIFICATION REVOCATION

The board of directors recognizes its responsibility to protect students from physical and/or emotional harm. Staff members are expected to exhibit "good moral character and personal fitness" as they teach or supervise students. Staff members shall not engage in unprofessional conduct including:

A. The related acts of immorality and/or intemperance;

B. Violation of written contract;

C. Crime against the state or involving the physical neglect of children;

D. The physical injury of children;

E. Sexual misconduct with children or students;

F. Misrepresentation or falsification in the course of professional practice;

G. Possession, use or consumption or being under the influence of alcohol or of a controlled substance on school premises or at a school-sponsored activity involving students;

H. Disregard or abandonment of generally recognized professional standards;

I. Abandonment of contract for professional services;

J. Unauthorized professional practice;

K. Illegal furnishing of alcohol or a controlled substance to a student;

L. Improper remunerative conduct; or

M. Inappropriate digital communication with a student including, but not limited to: cell phone, text messaging, email, instant messaging, blogging or other social media or social network communication.

Unprofessional conduct shall not include matters such as insubordination, violation of the collective bargaining agreement or other employment related acts correctable by the district or other civil remedies.

When the superintendent possesses sufficient reliable information to believe that a certificated employee is not of good moral character or personally fit or has committed an act of unprofessional conduct, within a reasonable period of time of making such determination, he/she shall file a written complaint with the superintendent of public instruction.

If the district is considering action to discharge a staff member, the superintendent need not file such complaint until ten calendar days after making the final decision to serve or not serve formal notice of discharge. Such written complaint shall state the grounds for revocation and summarize the factual basis upon which a determination has been made that an investigation by the Superintendent of Public Instruction is warranted. The Superintendent of Public Instruction shall provide the affected certificate holder with a copy of such written complaint.

Intentional failure to file a complaint is an act of unprofessional conduct and may be sufficient cause for revocation of the superintendent's professional education certificate. A staff member may voluntarily surrender his or her certificate.

The superintendent shall maintain a confidential file containing allegations and the findings related to his/her investigation.

Cross References:	Board Policy 5005	Employment Disclosures, Certification, Assurances and Approval
Legal References:	RCW 28A.400.320 Crimes against children — Mandatory termination of classified employees — Appeal — Recovery of salary or compensation by district	

RCW 28A.405.470 Crimes against children — Mandatory termination Policy 5006 certificated employees — Appeal — Recovery of salary or compensation Personnel district

RCW 28A.410.090 Revocation or suspension of certificate or permit to teach — Criminal basis — Complaints — Investigation — Process

RCW 28A.410.100 Revocation of authority to teach — Hearings

RCW 28A.410.110 Limitation on reinstatement after revocation — Reinstatement prohibited for certain felony crimes

Chapter 181-79A WAC Standards for teacher, administrator, and educational staff associate certification

Chapter WAC 181-86 Professional certification — Policies and procedures for administration of certification proceedings

Chapter WAC 181-87 Professional certification — Acts of unprofessional conduct

WAC 181-79A-155 Good Moral Character and Personal Fitness — Necessary supporting evidence applicants

Adoption Date: 3.16.04
Stanwood-Camano School District
Revised: 12.07.21