



# MEMORANDUM

Prepared for: Oregon State Senate  
Date: February 23, 2021  
By: Leslie Porter, Analyst  
Re: Legislative Review of Executive Appointments

**LPRO: LEGISLATIVE POLICY AND RESEARCH OFFICE**

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## **FAIR DISMISSAL APPEALS BOARD**

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The Governor has appointed the following individuals to the Fair Dismissal Appeals Board subject to Senate confirmation.<sup>1</sup>

### **Appointees**

Sami Al-Abrabbuh of Corvallis; New Appointment  
Ron Gallinat of Bend; Reappointment  
James Hiu of Gresham; New Appointment  
Mitchel (Tory) McVay of Milwaukie; New Appointment  
Elaine (Edith) Placido of Rainier; New Appointment  
Camron Pope of Roseburg; New Appointment  
Victoria Purvine of Corbett; Reappointment  
Cynthia Richardson of Salem; Reappointment  
Robert Sconce, Jr. of Roseburg; Reappointment  
James Westrick of Ashland; New Appointment  
Joshua Wetzel of Prospect; New Appointment

### **Term**

Al-Abrabbuh: March 15, 2020 – June 30, 2024  
Gallinat: July 1, 2020 – June 30, 2024  
Hiu: March 15, 2020 – June 30, 2024  
McVay: March 15, 2020 – June 30, 2024  
Placido: March 15, 2020 – June 30, 2024  
Pope: March 15, 2020 – June 30, 2024  
Purvine: July 1, 2020 – June 30, 2024  
Richardson: July 1, 2020 – June 30, 2024  
Sconce: July 1, 2020 – June 30, 2024  
Westrick: March 15, 2020 – June 30, 2024  
Wetzel: March 15, 2020 – June 30, 2024

### **Appointment/Confirmation Authority**

[ORS 342.930 \(2019\)](#)

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<sup>1</sup> [Or. Const. art. III sect. 4, ORS 171.562 and 171.565 \(2019\).](#)

## Statement of Economic Interest<sup>2</sup>

Not required.

## Statutory Requirements<sup>3</sup>

The board consists of 24 members appointed by the Governor and subject to confirmation by the Senate.<sup>4</sup> Membership must include:

- six administrators in common or union high school districts, one of whom may be retired prior to appointment (**HIU**; KLEWITZ; PELLICCI; PERRY; **RICHARDSON**; VACANT);
- six contract teachers, one of whom may be retired prior to appointment (**POPE**; **SCONCE**; VACANT; VACANT; VACANT; VACANT);
- six members of common or union high school district boards at the time of their appointment (**AL-ABRADBBUH**; HARTSOCK; **MCVAY**; **PLACIDO**; **WESTRICK**; **WETZEL**); and
- six members may not have any affiliation with any common or union high school district (BENNETT; JOHNSON; **GALLINAT**; MOYER; **PURVINE**; VACANT).

At least one member from each category must be a resident of a school district so that each type of school district described below is represented:

- a school district with an average daily membership of less than 1,500 students (JOHNSON; KLEWITZ; **PLACIDO**; **POPE**; **PURVINE**; **WETZEL**);
- a school district with an average daily membership of 1,500 to 4,500 students (PELLICCI; PERRY; **RICHARDSON**; **WESTRICK**); and
- a school district with an average daily membership of greater than 4,500 students (**AL-ABRADBBUH**; **GALLINAT**; HARTSOCK; **HIU**; MOYER; **MCVAY**; **SCONCE**).

Members serve four-year terms at the pleasure of the Governor and are eligible for reappointment. A member whose term has expired may continue to serve for the following limited purposes:

- to conduct a hearing and prepare a written decision if the member was appointed to a panel before the expiration of the member's term; or
- to reconsider a decision if the member served on the panel originally hearing an appeal and a motion for reconsideration is filed prior to an appeal to the Court of Appeals.

The board shall select one of its members as chairperson and another as vice chairperson, for such terms and with duties and powers necessary for the performance of the functions of such offices as the board determines. A majority of the members of the board constitutes a quorum for the transaction of business.

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<sup>2</sup> [ORS 244.050 \(2019\)](#).

<sup>3</sup> [ORS 182.100 \(2019\)](#) for affirmative action policy and [ORS 236.115 \(2019\)](#) for diversity criteria.

<sup>4</sup> [ORS 342.930 \(2019\)](#).

## Duties and Authority

The board hears appeals of teacher and administrator dismissals and nonextensions of contracts and provides a uniform statewide system of pre- and post-determination due process for teachers and administrators.<sup>5</sup> When a teacher or administrator files a timely appeal, the Superintendent of Public Instruction must appoint a panel of three members from the board for the purpose of conducting a hearing.<sup>6</sup> Insofar as practicable, the panel must be selected from members representing the average daily membership that most nearly coincides with that of the involved district. The panel must consist of three members:

- one member from the category representing district school board members;
- one member from the category not affiliated with common or union high school districts;
- if the appellant is a teacher, one member from the category representing teachers;
- if the appellant is an administrator, one member from the category representing administrators.

The panel may not contain a member who is a resident of the district that is bringing the dismissal or nonextension. The Department of Education must provide appropriate professional and other special assistance reasonably required to conduct a hearing, and the Attorney General must assign an assistant to advise the board. The board may adopt rules necessary for the administration of its statutory duties.<sup>7</sup>

The board must:<sup>8</sup>

- receive and adjudicate appeals from administrators and teachers for dismissal, nonextension of a contract, or reduction in pay during the term of a contract;
- conduct a contested case hearing staffed by board members as appointed by the Superintendent of Public Instruction within 100 days of the receipt by the appellant of the notice of dismissal or statement of reasons for nonextension; and
- not later than 140 days after the filing of an appeal and after completion of the contested case hearing, prepare and send a written decision to the appellant, district superintendent, district school board, and the Superintendent of Public Instruction.

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<sup>5</sup> Oregon Department of Education, *Fair Dismissal Appeals Board*, <<https://www.oregon.gov/ode/educator-resources/Pages/FairDismissalAppealsBoard.aspx>> (last visited June 30, 2020).

<sup>6</sup> [ORS 342.905 \(2019\)](#).

<sup>7</sup> [ORS 342.930 \(2019\)](#).

<sup>8</sup> [ORS 342.845 to 342.910 \(2019\)](#).

# Executive Appointments Board Roster

## Fair Dismissal Appeals Board

Agency: Oregon Department of Education  
Authorization: ORS 342.930  
Members: Min: 24 Max: 24  
Term Length: 4 years Limit: 2  
Senate confirmation required? Yes

**Policy Area:** Education

**Board Contact:**

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## Current Appointments:

### Member Name and Address (Alphabetical)

Sami Al-Abradbbuh School Board; (6775 students) Term(s): 03-01-2021 - 06-30-2024	Position Number: 11
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Terry Bennett Non-Affiliated Term(s): 07-01-2020 - 06-30-2024 09-23-2019 - 06-30-2020	Position Number: 5
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Placido Elaine, DPA School Board; (less than 1500 students) Term(s): 03-01-2021 - 06-30-2024	Position Number: 12
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Ron A Gallinat School Board Member; ADM over 4500 Term(s): 07-01-2020 - 06-30-2024 07-01-2016 - 06-30-2020 09-18-2013 - 06-30-2016	Position Number: 21
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Ron A Gallinat Non-Affiliated Term(s): 07-01-2020 - 06-30-2024 07-01-2016 - 06-30-2020 09-18-2013 - 06-30-2016	Position Number: 21
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John N Hartsock School Board Member; over 4500 Term(s): 07-01-2020 - 06-30-2024 12-19-2016 - 06-30-2020	Position Number: 13
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James K Hiu Administrator; (11800 students) Term(s): 03-01-2021 - 06-30-2024	Position Number: 3
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# Executive Appointments Board Roster

## Fair Dismissal Appeals Board

Member Name and Address (Alphabetical)

Policy Area: Education

Duane N Johnson Unaffiliated; ADM under 1500 Term(s): 12-13-2016 - 06-30-2020 12-13-2012 - 12-12-2016 07-01-2000 - 06-30-2004 07-01-1996 - 06-30-2000 07-01-1992 - 06-30-1996	Position Number: 19
Kent J Klewitz Administrator; ADM under 1500 Term(s): 07-01-2019 - 06-30-2023 12-19-2016 - 06-30-2019	Position Number: 23
Tory McVay School Board; (17260 students) Term(s): 03-01-2021 - 06-30-2024	Position Number: 11
Marsha Moyer Non-Affiliated over 4500 ADM Term(s): 11-17-2017 - 06-30-2021	Position Number: 18
Celeste Pellicci Administrator, 1500-4500 ADM Term(s): 11-17-2017 - 06-30-2021	Position Number: 8
Christy Perry Administrator; ADM 1500-4500 Term(s): 07-01-2019 - 06-30-2023 07-01-2014 - 06-30-2018 12-20-2010 - 06-30-2014	Position Number: 2
Camron E Pope Teacher; (1576 students) Term(s): 03-01-2021 - 06-30-2024	Position Number: 10
Victoria R Purvine Non-Affiliated, ADM under 1500 Term(s): 07-01-2020 - 06-30-2024 12-13-2016 - 12-12-2020 12-13-2012 - 12-12-2016	Position Number: 14
Victoria R Purvine Non-Affiliated, ADM under 1500 Term(s): 07-01-2020 - 06-30-2024 12-13-2016 - 12-12-2020 12-13-2012 - 12-12-2016	Position Number: 14

# Executive Appointments Board Roster

## Fair Dismissal Appeals Board

**Member Name and Address** (Alphabetical)

**Policy Area:** Education

Cynthia A Richardson Administrator; ADM 1500-4500 Term(s): 07-01-2020 - 06-30-2024 12-19-2016 - 06-30-2020	Position Number: 4
Cynthia A Richardson Administrator; ADM 1500-4500 Term(s): 07-01-2020 - 06-30-2024 12-19-2016 - 06-30-2020	Position Number: 4
Robert W Sconce, Jr Teacher; ADM over 4500 Term(s): 07-01-2020 - 06-30-2024 12-13-2016 - 12-12-2020 12-13-2012 - 12-12-2016	Position Number: 7
Robert W Sconce, Jr Teacher; ADM over 4500 Term(s): 07-01-2020 - 06-30-2024 12-13-2016 - 12-12-2020 12-13-2012 - 12-12-2016	Position Number: 7
Jim Westrick School Board; (3000 students) Term(s): 03-01-2021 - 06-30-2024	Position Number: 15
Josh Wetzel School Board; (less than 1500 students) Term(s): 03-01-2021 - 06-30-2024	Position Number: 1

## Executive Appointments Board Roster

### Fair Dismissal Appeals Board

Member Name and Address (Alphabetical)

Policy Area: Education

#### Vacant Appointments:

Pos	Member	Appointed By	Term Begin	Term End
6	Therese M Gerlits	Governor	12/19/2016	06/30/2020
6	Jeff S Coleman	Governor	07/01/2010	06/30/2014
	Teacher; ADM over 4500			
6	Jeff S Coleman	Governor	12/01/2006	06/30/2010
	Teacher, over 4500 ADM			
6	Linda J Streetman	Governor	11/08/2002	06/30/2006
	Teacher (high school) under 1500 ADM			
6	Larry A Wolf	Governor	07/01/1998	06/30/2002
	Teacher (elementary), 1500-4500 ADM			
6	Larry A Wolf	Governor	07/01/1994	06/30/1998
	Elementary Teacher 1500-4500 ADM			
6	Larry A Wolf	Governor	08/02/1990	06/30/1994
Pos	Member	Appointed By	Term Begin	Term End
9	Karen E Stratton	Governor	07/01/2016	06/30/2020
	Teacher; ADM over 4500			
9	Karen E Stratton	Governor	09/18/2013	06/30/2016
	Teacher; ADM over 4500			
9	Carolyn L Ramey	Governor	07/01/2009	06/30/2013
	Teacher, under 1500 ADM			
9	Carolyn L Ramey	Governor	07/01/2005	06/30/2009
	Teacher (elementary), under 1500 ADM			
9	Carolyn L Ramey	Governor	02/01/2002	06/30/2005
	Teacher (elementary), under 1500 ADM			
9	Mike Fisher	Governor	07/01/1997	06/30/2001
	Teacher (elementary), under 1500 ADM			
9	Cathy L Colburn	Governor	07/01/1993	06/30/1997
	Elementary Teacher under 1500 ADM			
9	Cathy L Colburn	Governor	08/02/1990	06/30/1993
Pos	Member	Appointed By	Term Begin	Term End
16	Dennis D Ross	Governor	07/01/2013	06/30/2017
	Non-Affiliated; ADM under 1500			
16	Dennis D Ross	Governor	10/01/2010	06/30/2013
	Non-Affiliated, under 1500 ADM			
16	Frank E Brawner	Governor	07/01/2003	06/30/2007
	Non-Affiliated, under 1500 ADM			
16	Frank E Brawner	Governor	10/08/1999	06/30/2003
	Non-Affiliated, under 1500 ADM			
16	Kathleen B Himmelsbach	Governor	07/01/1995	06/30/1999
	CHAIR; Non-Affiliated, 1500-4500 ADM			
16	Kathleen B Himmelsbach	Governor	07/01/1991	06/30/1995
16	Kathleen B Himmelsbach	Governor	08/08/1988	06/30/1991
Pos	Member	Appointed By	Term Begin	Term End
17	Doug M Crow	Governor	07/01/2013	06/30/2017
	Non-Affiliated; ADM 1500-4500			
17	Doug M Crow	Governor	03/01/2010	06/30/2013
	Non-Affiliated, 1500-4500 ADM			
17	Alfonso Lopez-Vasquez	Governor	07/01/2005	06/30/2009
	Non-Affiliated, 1500-4500 ADM			
17	Alfonso Lopez-Vasquez	Governor	07/01/2001	06/30/2005
	Non-Affiliated, 1500-4500 ADM			
17	Alfonso Lopez-Vasquez	Governor	01/30/1998	06/30/2001

## Executive Appointments Board Roster

### Fair Dismissal Appeals Board

**Policy Area:** Education

**Member Name and Address (Alphabetical)**

Pos	Member	Appointed By	Term Begin	Term End
17	Non-Affiliated, 1500-4500 ADM Alfred D McDaniel Non-Affiliated, 1500-4500 ADM	Governor	11/08/1993	06/30/1997
20	Peggy R Penland Non-Affiliated; ADM over 4500	Governor	07/01/2009	06/30/2013
20	Peggy R Penland Non-Affiliated, Over 4500 ADM	Governor	10/01/2007	06/30/2009
20	John Lujan Non-Affiliated, Over 4500 ADM	Governor	12/01/2006	06/30/2009
20	Alice T Meyer Non-Affiliated, Over 4500 ADM	Governor	07/01/2002	06/30/2006
20	Alice T Meyer Non-Affiliated, Over 4500 ADM	Governor	07/01/1998	06/30/2002
20	Alice T Meyer Non-Affiliated over 4500 ADM	Governor	07/01/1994	06/30/1998
20	Alice T Meyer	Governor	01/15/1993	06/30/1994
22	Nasreen Khan Non-Affiliated	Governor	07/01/2016	06/30/2020