

BEFORE THE SOUTH CAROLINA STATE BOARD OF EDUCATION

In the Matter of the Voluntary)
Surrender of the Educator)
Certificate of Kevin R. DeRossett)
Certificate 241116)

**CONSENT ORDER OF
PERMANENT VOLUNTARY
SURRENDER**

SUMMARY OF THE CASE

The South Carolina State Board of Education (State Board) considered this matter on June 12, 2013. On August 20, 2012, in accordance with S.C. Code Ann. § 1-23-370(c) (2004), § 59-5-10 (2004), and State Board Rule of Governance BBABA, the South Carolina Department of Education (SCDE) requested that the Chair of the State Board summarily suspend the educator certificate of Kevin R. DeRossett, certificate 241116, as a result of his being arrested on July 20, 2012, in the municipality of Central, South Carolina, and being charged with Indecent exposure, S.C. Code Ann. § 16-15-130 (Supp. 2011). The SCDE sent notice to Mr. DeRossett on August 20, 2012. On August 22, 2012, Mr. DeRossett received the notice as evidenced by a signed postal receipt bearing his signature. On September 6, 2012, Mr. DeRossett contacted the SCDE and requested a hearing. Prior to scheduling the hearing, counsel for Mr. DeRossett informed the SCDE that Mr. DeRossett desired to waive his right to a hearing and to enter into a Consent Order of Permanent Voluntary Surrender of his educator certificate 241116, effective June 12, 2013.

Kevin R.
DeRossett
241116

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05/24/13
Date

FINDINGS OF FACT

The State Board has jurisdiction in this matter pursuant to S.C. Code Ann. § 59-25-150 (2004).

Mr. DeRossett holds a professional South Carolina educator certificate and has three years of teaching experience. Mr. DeRossett was employed by the Pickens County School District (District) as a teacher at Liberty High School. Mr. DeRossett resigned from his position with the District prior to his arrest.

On July 20, 2012, Mr. DeRossett was arrested in Central, South Carolina, and charged with Indecent Exposure, S.C. Code Ann. § 16-15-130 (Supp. 2011). On August 20, 2012, in accordance with S.C. Code Ann. § 1-23-370(c) (2004), § 59-5-10 (2004), and State

Board Rule of Governance BBABA, the SCDE requested that the Chair of the State Board summarily suspend Mr. DeRossett's educator certificate 241116, as a result of his arrest on July 20, 2012, in Central, South Carolina, on the charge of Indecent Exposure, S.C. Code Ann. § 16-15-130 (Supp. 2011). The arrest was based on allegations that Mr. DeRossett showed his private parts to a teenage girl while volunteering as a camp counselor at a vacation Bible school program. On August 20, 2012, the SCDE sent notice to Mr. DeRossett of the Summary Suspension and the possible suspension or revocation of his South Carolina educator certificate. On August 22, 2012, Mr. DeRossett received the notice as evidenced by a signed postal receipt bearing his signature. On September 6, 20102, Mr. DeRossett contacted the SCDE and requested a hearing. Prior to the scheduling of the hearing, counsel for Mr. DeRossett informed SCDE that Mr. DeRossett desired to waive his right to a hearing and agreed to enter into a Consent Order of Permanent Voluntary Surrender of his educator certificate 241116, effective June 12, 2013.

Mr. DeRossett agrees to the permanent surrender of his South Carolina educator certificate 241116 subject to the following conditions: (1) his educator certificate will become permanently invalid and permanently revoked immediately upon the approval by the State Board of the Consent Order of Voluntary Surrender; (2) he has waived his right to a hearing and understands that the terms set forth are not subject to reconsideration, collateral attack or judicial review; and (3) he understands that the permanent surrender of his educator certificate will be reported to all school districts in South Carolina and the NASDTEC Clearinghouse as a permanent voluntary surrender and permanent revocation with the reason stated as "unprofessional conduct and crime against the law of this state."

Kevin R.
DeRossett
241116

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CONCLUSIONS OF LAW

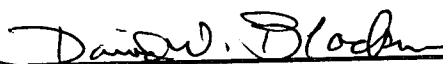
"The South Carolina Board of Education may, for just cause, revoke or suspend the certificate of any person." S.C. Code Ann. § 59-25-150 (2004); S.C. Code Ann. § 59-25-160 (2004). Just cause includes unprofessional conduct, immorality and evident unfitness for position for which employed." S.C. Code Ann. § 59-25-160 (2004); 24 S.C. Code Regs 43-58 (Supp. 2011). The State Board finds that the evidence presented by the SCDE demonstrates that Mr. DeRossett engaged in unprofessional conduct, immorality, and demonstrated evident unfitness for position for which employed as a result of his

showing his private parts to a teenage girl. The evidence presented supports the State Board's decision to accept the permanent voluntary surrender of educator certificate 241116, issued under the name of Kevin R. DeRossett, and to permanently revoke and render permanently invalid Mr. DeRossett's educator certificate effective June 12, 2013.

Now, therefore, it is ordered that the Consent Order of Permanent Voluntary Surrender is accepted and the educator certificate of Kevin R. DeRossett, certificate 241116, is hereby declared permanently invalid and permanently revoked. The permanent voluntary surrender and revocation of the educator certificate of Kevin R. DeRossett, certificate 241116 shall be reported to the NASDTEC Clearinghouse and all South Carolina school districts within thirty days from the date of this order with the reasons stated as "unprofessional conduct, immorality and evident unfitness for position for which employed."

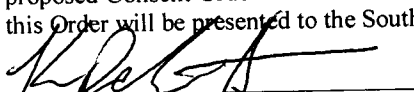
AND IT IS SO ORDERED.

South Carolina State Board of Education

By: 
David W. Blackmon, Chair

Columbia, South Carolina
June 12, 2013

I, S.C. Educator Certificate 241116, understand there has been an investigation concerning alleged violations of the laws and regulations governing the practice of education certificate holders and that I have waived my right to a hearing in this matter. I understand that the terms set forth in this Consent Agreement are not subject to reconsideration, collateral attack or judicial review; and I hereby freely, knowingly and voluntarily permanently surrender my educator certificate to the South Carolina State Board of Education. I hereby acknowledge that this permanent surrender shall have the same effect as a permanent revocation of my certificate. I knowingly forfeit and relinquish all right, title and privilege of holding myself out as and being able to practice as an educator in the public schools in the State of South Carolina. I agree that I will not serve as a volunteer or be employed as an educator, paraprofessional, aide, substitute teacher, band teacher, coach, or in any other position in a public school in the State of South Carolina. I agree to the proposed Consent Order of Permanent Voluntary Surrender, consisting of three pages, and understand that this Order will be presented to the South Carolina State Board of Education on June 12, 2013.


Kevin R. DeRossett

05/24/13
Date