

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

In the Matter of the Educator License of) DEFAULT ORDER OF
JAIME RAE JOHNSON) SUSPENSION OF LICENSURE
) AND PROBATION

On July 20, 2015, the Teacher Standards and Practices Commission (Commission) issued a Notice of Opportunity for Hearing to Jaime Rae Johnson (Johnson) in which the Commission charged her with Gross Neglect of Duty. The Notice was sent via U.S. First Class Mail and U.S. Certified Mail Receipt 7015 0640 0007 1084 6052 to the address on file with the Commission. The Notice designated the Commission file as the record for purposes of proving a prima facie case. The Certified Mail receipt was returned "Signed" the Commission on July 27, 2015. The regular, first class mail was not returned to the Commission, and is assumed to have been delivered. The Notice of Opportunity of Hearing, dated July 20, 2015, and signed by Victoria Chamberlain, Executive Director, stated:

"IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY PERIOD, YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED UNLESS YOUR FAILURE TO REQUEST A HEARING WAS BEYOND YOUR REASONABLE CONTROL. IF YOU DO NOT REQUEST A HEARING OR IF YOU FAIL TO APPEAR AT A HEARING, THE COMMISSION WILL ADOPT AN ORDER OF DEFAULT WHICH MAY INCLUDE THE REVOCATION OR SUSPENSION OF YOUR LICENSE OR OTHER DISCIPLINE."

Johnson did not request a hearing. The Commission, therefore, finds Johnson to be in default and enters the following findings of fact, conclusions of law, and final order, based on the files and records of the Commission concerning this matter.

FINDINGS OF FACT

1. Jaime Rae Johnson has been licensed by the Commission since August 15, 2003. Johnson holds an Initial II Teaching License with endorsements in Basic Mathematics (ELE, ML), Middle School Science, Multiple Subjects (MIDLVL), Multiple Subjects Self-Contained (ECE, ELE), and Physical Education (ELE/ML), valid from August 10, 2013, through August 9, 2016.
2. On August 20, 2014, the Commission opened an investigation based upon information received from the National Association of State Directors of Teacher Education and Certification (NASDTEC). NASDTEC reported an investigation and disciplinary action taken by the State of Washington against Johnson's Washington teaching license. According to the Washington order, Johnson's license was suspended on July 16, 2014, for a period of 24 months for being under the influence of alcohol on school grounds and related behaviors. Washington State has required

1 conditions for Johnson's reinstatement that include successful completion of or continued
2 compliance in a substance abuse treatment program.

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4 3. Commission investigators reviewed Johnson's Oregon application and noted Johnson signed her
5 application on August 3, 2013. Johnson's application was received by the Commission on August
6 9, 2013. Investigation determined Johnson answered "No" to all the character questions on
7 Johnson's application including, character question number two; *"Are you currently the subject*
8 *of an inquiry, review or investigation for alleged misconduct of alleged violation of*
9 *professional standards of conduct by either an employer or a licensure agency?"*.

10
11 4. Commission investigation determined the following timeline of events:

- 12 • May 29, 2013 – Date of Washington incident.
- 13 • May 30, 2013 – Johnson was sent a letter and email from the Seattle Public
14 Schools, providing notice of the allegations against Johnson, placing Johnson on
15 administrative leave, and notice of an investigation.
- 16 • July 15, 2013 – Johnson submitted a letter of resignation.
- 17 • July 16, 2013- Johnson was made aware of investigation by Washington Office of
18 Professional Practices.
- 19 • August 9, 2013 – TSPC received C-1 Application for licensure. Johnson answered
20 "No" to all Character Questions.
- 21 • September 16, 2013- Johnson's resignation was effective.
- 22 • July 16, 2014 – Johnson's Washington Order of Suspension became effective

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24 The Commission investigation concluded that at the time Johnson signed and submitted
25 her application to the Commission, Johnson was aware of and subject to the misconduct
26 investigation ongoing in Washington, and the proper answer for character question
27 number two, was "Yes".

28 CONCLUSIONS OF LAW

29 Johnson's conduct described above, constitutes gross neglect of duty in violation ORS
30 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use professional*
31 *judgment*); and OAR 584-020-0040(4)(c) (*Falsification of any document or knowing*
32 *misrepresentation directly related to licensure, employment, or professional duties*).

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2 The Commission's authority to impose discipline in this matter is based upon ORS 342.175.
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4 **FINAL ORDER**
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6 The Commission hereby suspends Jaime Rae Johnson's licensure for a period of one year, to
7 begin upon the date this order is signed and in effect. In addition, the Commission places Johnson
8 on probation for a period of four years to commence upon any reinstatement of her licensure. This
9 probation period is subject to the following terms and conditions:

10 1. Johnson shall comply with all conditions of reinstatement as required by the State of
11 Washington final order. Successful completion and/or continued compliance in an
12 approved substance abuse program with full disclosure shared with Washington
13 Office of Professional Practices (OPP).

14 2. Johnson shall comply with the Standards for Competent and Ethical Performance of
15 Oregon Educators under Oregon Administrative Rules Chapter 584, Division 020.

16 Violation of any term or condition of probation shall constitute an independent basis for the
17 Commission to revoke Johnson's teaching license or otherwise impose discipline, after first
18 providing Johnson with notice and opportunity for hearing.

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20 IT IS SO ORDERED THIS 21st day of October, 2015.

21 TEACHER STANDARDS AND PRACTICES COMMISSION



22 By: _____
23 Victoria Chamberlain, Executive Director
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26

27 **NOTICE OF APPEAL OR RIGHTS**
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29 YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY BE
30 OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE SERVICE OF
31 THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF ORS 183.482 TO
32 THE OREGON COURT OF APPEALS.