1	BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION		
2	OF THE STATE OF OREGON		
3 4 5 6	In the Matter of the) STIPULATION OF FACTS AND Educator License of) FINAL ORDER OF PUBLIC CAROL J. BIRDSELL) REPRIMAND		
7	On June 18, 2018, the Teacher Standards and Practices Commission		
8	(Commission) received a misconduct report from the Hood River County School District		
9	(District), indicating possible professional misconduct on the part of licensed educator,		
10	Carol J. Birdsell (Birdsell).		
11	After review of the matters alleged, Birdsell and the Commission agree that their		
12	respective interests, together with the public interest, are best served by a stipulation to		
13	certain facts, the imposition of a Public Reprimand.		
14	This Order sets forth the facts upon which the parties have agreed and the		
15	sanction to be imposed. Birdsell stipulates that there are sufficient facts contained in the		
16	Commission's files and records to support the findings of fact and conclusions of law set		
17	forth below. In entering into this stipulation, Birdsell waives the right to a hearing to		
18	contest the findings of fact, conclusions of law and order set forth below.		
19	By signing below, Birdsell acknowledges, understands, stipulates, and agrees to		
20	the following: (i) she has been fully advised of her rights to notice and a hearing to		
21	contest the findings of fact, conclusions of law, and order set forth below, and fully and		
22	finally waives _all such rights and any rights to appeal or otherwise challenge this		
23	Stipulation of Facts and Final Order of Public Reprimand (Stipulation and Final Order);		
24	(ii) this Stipulation and Final Order is a public document and disclosed to the public		
25	upon request by the Commission; (iii) this Stipulation and Final Order is contingent		
26	upon and subject to approval and adoption by the Commission. If the Commission does		
27	not approve and adopt this Stipulation and Final Order, then neither Birdsell nor the		
28	Commission are bound by the terms herein; (iv) she has fully read this Stipulation and		
29	Final Order, and understands it completely; (v) she voluntarily, without any force or		
30	duress, enters into this Stipulation and Final Order and consents to issuance and entry of		
31	the Stipulated Final Order below; (vi) she states that no promise or representation has		
32	peen made to induce her to sign this Stipulation and Final Order; and (vii) she has		
33	consulted with an attorney regarding this Stipulation and Final Order and has been fully		
34	advised with regard to her 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. The Commission has licensed Birdsell since August 3, 1998. Birdsell currently holds a Professional Teaching License, with endorsements in Art (PK-12); Elementary – Multiple Subjects (PK-12); Foundational English Language Arts (PK-12); Foundational Social Studies (PK-12) and Special Education: Generalist (PK-12), valid from March 27, 2017, through March 26, 2022. During all relevant times, Birdsell was employed by the Hood River County School District (HRCSD).

2. On June 18, 2018, the Commission received a report from the HRCSD indicating Birdsell may have committed an act of gross neglect of duty and/or gross unfitness. Specifically, Birdsell initiated a class project which created a situation in which a student was bullied and harassed.

3. Investigation determined that on April 24, 2018, Birdsell reported to school administrators that a car in the school parking lot had a window decal with a sexual message derogatory towards females. The decal was removed approximately two hours after being reported to administrators. Birdsell shared a photo of the car and decal to an organization advocating for the prevention of women being sexually assaulted. Birdsell also spontaneously initiated a project in her art class in which students would write their feelings about the image on sticky notes and place them on the car. The car was not on campus, so instead Birdsell assisted students in displaying the photo and the sticky notes on a bulletin board in the school lobby. Many of the approximately fifty (50) notes written by students contained obscene or profane language directed at the student who owned the vehicle. A photo of the display was posted on social media where more negative and inappropriate posts were made towards the student. On May 8, 2018, the district issued you a reprimanded for your judgement and violation of district policies.

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1	IT IS SO STIPPLATED:		
2	Cont & Brief	12/13/2020	
3	Carol J. Birds 1	Date	
2 3 4 5	It & Dayoun	12/15/2020	
6 7	Trent Danowski, Deputy Director Teacher Standards and Practices Commission	Date	
8			
9	CONCLUSION OF LAW		
10	The conduct described above constitutes gross neglect of duty in violation of ORS		
11	342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(1)		
12	(Recognize the worth and dignity of all persons and respect for each individual), OAR		
13	584-020-0010(5) (Use professional judgment), and OAR 584-020-0015(2)(e) (Skill in the		
14	selection and use of teaching techniques conducive to student learning), and OAR 584-		
15	020-0025(2)(e) (Using district lawful and reasonable rules and regulations).		
16			
17	The Commission's authority to impose discipline in this matter is based upon		
18	ORS 342.175.		
19			
20	ORDER		
21	The Commission hereby adopts and incorporates herein the above stipulation of		
22	fact, conclusions of law, and based thereon hereby imposes a Public Reprimand upon		
23	Carol J. Birdsell's Oregon educator license.		
24		. AR	
25	Issued and dated this day of November's	15 2021 Ad	
26			
27	TEACHER STANDARDS AND PRACTICES STATE OF OREGON	SCOMMISSION	
28 29	STATE OF OREGON		
30	By Sey		
31	Dr. Anthony Rosilez, Executive Director		