1	BEFORE THE TEACHER STANDARI	S AND PRACTICES COMMISSION		
2	OF THE STATE	OF OREGON		
3 4 5 6 7 8	In the Matter of the) Educator License of) BARBARA R. MARKEE)	STIPULATION OF FACTS AND FINAL ORDER OF PUBLIC REPRIMAND AND PROBATION		
9	On April, 28 2022, the Teacher Stand	lards and Practices Commission		
10	(Commission) received a misconduct repor	(Commission) received a misconduct report from the McMinnville School District		
11	(MSD), alleging possible professional misco	nduct on the part of licensed educator,		
12	Barbara R. Markee (Markee).			
13	After review of the matters alleged, M	arkee and the Commission agree that their		
14	respective interests, together with the public			
15	certain facts and the imposition of a Public	Reprimand and period of Probation of		
16	Markee's teaching license.			
17	•	which the parties have agreed and the		
18	sanction to be imposed. Markee stipulates th			
19	Commission's files and records to support th	0		
20	forth below. In entering into this stipulation			
21	contest the findings of fact, conclusions of l			
22	By signing below, Markee acknowled	ses, understands, stipulates, and agrees to		
23	the following: (i) she has been fully advised			
24	contest the findings of fact, conclusions of lav	· · ·		
25	finally waives all such rights and any rights	n =		
26	Stipulation of Facts and Final Order of Revo			
27	Stipulation and Final Order is a public docu	ment and disclosed to the public upon		
28	request by the Commission; (iii) this Stipulat	ion and Final Order is contingent upon and		
29	subject to approval and adoption by the Cor	nmission. If the Commission does not		
30	approve and adopt this Stipulation and Fina	ll Order, then neither Bynum nor the		
31	Commission are bound by the terms herein;	(iv) she has fully read this Stipulation and		
32	Final Order, and understands it completely	; (v) she voluntarily, without any force or		
33	duress, enters into this Stipulation and Final	Order and consents to issuance and entry of		
34	the Stipulated Final Order below; (vi) she st			
35	been made to induce her to sign this Stipul	ation and Final Order; and (vii) she has		
36	consulted with an attorney regarding this Sti	pulation and Final Order and has been fully		

- -

Page 1 STIPULATION OF FACTS & FINAL ORDER OF PUBLIC REPRIMAND -- BARBARA R. MARKEE

1	advise	d with regard to her rights thereto, or waives any and all rights to consult with an
2	attorn	ey prior to entering into this Stipulation and Final Order and issuance and entry of
3	the Stipulated Final Order below.	
4		
5		STIPULATION OF FACTS
6		
7	1)	The Commission has licensed Markee since July 25, 1991. Markee holds a
8		Professional Teaching License, with endorsements in Standard Reading (018)
9		Standard Social Studies (020) Basic Language Arts (020), Reading intervention
10		(PK-12), and English Language Arts (PK-12), valid from July 25, 2019, through
11		June 4, 2024. During all relevant times, Markee was employed by the
12		McMinnville School District (MSD).
13		
14	2)	On April 28, 2022, the Commission received a School District Misconduct Report
15		from the MSD indicating Markee may have committed acts which constitute
16		gross neglect of duty and / or gross unfitness. The report alleged that Markee was
17		at work for the MSD under the influence of alcohol on April 13, 2022.
18		
19	3)	According to MSD records, Markee reported for work on April 13, 2022 at
20		Duniway Middle School (DMS). DMS staff noticed that Markee's behavior
21		seemed off and reported that she was exhibiting slow response and staff believed
22		she might be having a stroke. Emergency medical services were contacted, and an
23		ambulance arrived on scene at DMS. It was reported that Markee refused medical
24		$transport \ to \ the \ hospital \ via \ ambulance, \ and \ instead \ opted \ to \ go \ home. \ MSD \ staff$
25		discovered a coffee cup of vodka on Markee's desk, and bottle of vodka in a bag
26		under her desk. Upon Markee's return to work, she met with DHS administration
27		and admitted that she had been under the influence on April 13, 2022 and
28		reported that she is an alcoholic. Additionally, Markee reported that she had
29		entered into an alcohol treatment program. On April 20, 2022, as a result of
30		Markee's cooperation with the district, as well as her admission about drinking,
31		Markee was given a Letter of Reprimand and given a 1-day suspension without
32		pay. Markee returned to work on May 18, 2022 without incident.

1	
2	4) On November 21, 2022 Markee participated in a telephonic interview with TSPC
3	investigative staff in the presence of her attorney, Martin Dolan. During the
4	interview Markee admitted that she had been under the influence of alcohol on
5	April 13, 2022 and reported that she is an alcoholic that is currently in recovery
6	after completing alcohol treatment. Markee reported that in the time frame
7	leading up to April 13, 2022 she had been going through a tough time personally
8	as well as professionally along with coping with all of the stressors of COVID.
9	Markee reported that she was both "sorry and mortified" that this happened.
10	Markee also stated that she has been teaching for 22 years and didn't want
11	anything to threaten her career or the profession. Markee reported that the
12	district has been supportive of her and expressed that she is grateful that no
13	students were involved in this situation.
14	
15	IT IS SO STIPULATED:

16 17 18 19 20 21	Barbara R. Markee6/6/2023Barbara R. MarkeeDateCristina Edgar, Director of Professional Practices Teacher Standards and Practices CommissionDate
22	
23	CONCLUSION OF LAW
24	The conduct described in sections two (2) and (3) above constitutes gross neglect
25	of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates
26	OAR 584-020-0010(5) (Use professional judgment), OAR 584-020-0025(2)(e) (Using
27	district lawful and reasonable rules and regulations), and OAR 584-020-0040(4)(g)
28	(Appearing on duty or at any district-sponsored activity while under the influence of
29	alcohol or any controlled substance).
30	
31	The Commission's authority to impose discipline in this matter is based upon
32	ORS 342.175.
33	
34	ORDER

Page 3 STIPULATION OF FACTS & FINAL ORDER OF PUBLIC REPRIMAND - BARBARA R. MARKEE

1	The Commission adopts and incorporates herein the above findings of fact and
2	conclusions of law, and based thereon, imposes a Public Reprimand and two (2) years
3	probation upon Barbara R. Markee's Oregon educator license.

4	\mathcal{I}
5	Issued and dated this 4 day of June, 2023.
6	TEACHER STANDARDS AND PRACTICES COMMISSION
7	STATE OF OREGON
8	
9	By
10	Dr. Anthony Rosilez, Executive Director

Page 4 STIPULATION OF FACTS & FINAL ORDER OF PUBLIC REPRIMAND - BARBARA R. MARKEE