1 2 3	BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION OF THE STATE OF OREGON
4 5 6 7	In the Matter of the) DEFAULT ORDER OF Educator License of) SUSPENSION AND HANNAH L. BEIRWAGEN) PROBATION
8	On April 18, 2023, the Teacher Standards and Practices Commission
9	(Commission) issued a Notice of Opportunity for Hearing to Hannah L. Beirwagen
10	(Beirwagen) in which the Commission charged her with Gross Neglect of Duty and/or
11	Gross Unfitness. The Notice was sent via U.S. First Class Mail and U.S. Certified Mail
12	Receipt 7018 1830 0001 6178 5950 to the address on file with the Commission. The
13	Notice designated the Commission file as the record for purposes of proving a prima
14	facie case. The Certified Mail was returned to the Commission signed on April 20, 2023.
15	The regular First Class mail was not returned to the Commission, and assumed
16	delivered. The Notice of Opportunity of Hearing, dated April 18, 2023, and signed by
17	Anthony Rosilez, Executive Director, stated:
18 19 20 21 22 23 24 25 26 27 28	"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, WITHDRAW YOUR REQUEST FOR HEARING, OR IF YOU FAIL TO APPEAR AT A HEARING, OR NOTIFY THE COMMISSION THAT YOU WILL NOT APPEAR AT HEARING, THE COMMISSION WILL ADOPT AN ORDER OF DEFAULT WHICH MAY INCLUDE THE REVOCATION OR SUSPENSION OF YOUR LICENSE OR OTHER DISCIPLINE."
29	not wish to contest the matter. Beirwagen did not request an opportunity for a hearing
30	within the 21-day period. Therefore, the Commission finds Beirwagen to be in default
31	and enters the following findings of fact, conclusions of law, and final order, based on
32	the files and records of the Commission concerning this matter.
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34	FINDINGS OF FACT
35	1. The Commission has licensed Beirwagen since July 24, 2017. Beirwagen holds a
36	Preliminary Career and Technical Educator (CTE) License, with an endorsement
37	Business Management and Administration (CTE) (PK-12), valid from July 25,

- 2021, through April 11, 2025. During all relevant times, Beirwagen was employed by the Beaverton School District (BSD).
 - 2. On June 21, 2022, the Commission received a misconduct report from the BSD indicating Beirwagen may have committed acts which constitute gross neglect of duty and/or gross unfitness. The BSD reported that on June 15, 2022, during work hours at Aloha High School, Beirwagen was under the influence of alcohol.
 - 3. Investigation found that on June 15, 2022, Beirwagen was on duty at Aloha High School as a CTE teacher. During a school lunch period, a group of students reported to a teacher their concern for Beirwagen after seeing her sitting in her classroom chair like a "rag doll", with her head leaned back and talking incoherently. The teacher went to check on Beirwagen and reported Beirwagen appeared to be sleeping, and after multiple attempts to roust Beirwagen, Beirwagen finally looked up. The teacher reported Beirwagen had bloodshot eyes and seemed unable to understand what was going on. The teacher reported this to a school administrator.

A school administrator went to Beirwagen's classroom to check on her. The administrator asked Beirwagen if she had taken something, and Beirwagen said "yes". Beirwagen then attempted to locate something in her purse and fell to the floor. After assisting Beirwagen to a chair, the administrator asked if she had been drinking. Beirwagen said "yes", and then showed her lunchbox to the administrator, which contained an unopened tall boy can of beer. The administrator and another staff member then smelled Beirwagen's drinking container and smelled alcohol. Beirwagen was taken to a clinic for alcohol testing. At approximately 1:50 PM, Beirwagen's saliva was tested and found to have a blood alcohol content (BAC) of 0.15%. At approximately 2:00 PM, Beirwagen completed a breathalyzer test with a BAC of 0.268%.

 4. Investigation determined that on June 15, 2022, Beirwagen was placed on administrative leave pending the outcome of a district investigation into the matter. On September 15, 2022, Beirwagen resigned her position with the district effective that day.

I	CONCLUSIONS OF LAW
2	Hannah L. Beirwagen's conduct described in section three (3) above constitutes
3	gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it
4	incorporates OAR 584-020-0010(5) (Use professional judgment), OAR 584-020-
5	0025(2)(e) (Using district lawful and reasonable rules and regulations); and OAR 584-
6	020-0040(4)(g) (Appearing on duty or at any district-sponsored activity while under
7	the influence of alcohol or any controlled substance).
8	The Commission's authority to impose discipline in this matter is based upon
9	ORS 342.175.
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11	FINAL ORDER
12	The Commission adopts and incorporates herein the above findings of fact and
13	conclusions of law, and based thereon, imposes a ninety (90) day suspension upon
14	Hannah L. Beirwagen's Oregon educator license.
15	Furthermore, the Commission imposes a period of two (2) years of probation
16	upon Beirwagen's licensure to commence from the date the order is signed by the
17	Commission and subject to the following condition:
18	1. Beirwagen shall comply with the Standards for Competent and Ethical
19	Performance of Oregon Educators under Oregon Administrative Rules Chapter
20	584, Division 020.
21	2. Beirwagen shall provide evidence of successful treatment or continuation of
22	counseling/ therapy prior to reinstatement.
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24	IT IS SO ORDERED THIS 24 day of May, 2023.
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26	TEACHER STANDARDS AND PRACTICES COMMISSION
27 28 29	By:
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1	NOTICE OF APPEAL OR RIGHTS
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3	YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY
4	BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE
5	SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF
6	ORS 183.482 TO THE OREGON COURT OF APPEALS.