1 2 3 4			NDARDS AND PRACTICES COMMISSION FATE OF OREGON
5 6		Matter of the Educator License of IAEL O. REGAN	) DEFAULT ORDER OF SUSPENSION OF LICENSURE
7 8		On March 20, 2020, the Teacher Star	ndards and Practices Commission (Commission) issued
9	a Notic		ael Regan (Regan) in which the Commission charged
10			was sent via U.S. First Class Mail and U.S. Certified Mail
11	Receip	ot 7018 1830 0001 6178 7411 to the add	dress on file with the Commission. The Notice
12	design	nated the Commission file as the record	d for purposes of proving a prima facie case. The
13	Certifi	ied Mail receipt was not returned to the	e Commission. The regular, first class mail was not
14	return	ned to the Commission, and assumed to	o have been delivered. The Notice of Opportunity of
15	Hearin	ng, dated March 20, 2020, and signed	by Michael Rosilez, Executive Director, stated:
16 17 18 19 20 21 22 23	y	YOUR RIGHT TO A HEARING SHAI FAILURE TO REQUEST A HEARING YOU DO NOT REQUEST A HEARING FAIL TO APPEAR AT A HEARING, O APPEAR AT A HEARING, THE COM	NOT RECEIVED WITHIN THIS 21-DAY PERIOD, LL BE CONSIDERED WAIVED UNLESS YOUR G WAS BEYOND YOUR REASONABLE CONTROL. IF IG, WITHDRAW YOUR REQUEST FOR A HEARING, OR NOTIFY THE COMMISSION THAT YOU WILL NOT IMISSION WILL ADOPT AN ORDER OF DEFAULT CATION OR SUSPENSION OF YOUR LICENSE OR
24 25	Regan	did not request a hearing. The Commi	ission, therefore, finds Regan to be in default and enters
26	the fol	llowing findings of fact, conclusions of	law, and final order, based on the files and records of
27	the Co	ommission concerning this matter.	
28		FIND	DINGS OF FACT
29	1.	Michael Regan has been licensed by t	the Commission since April 11, 1995. Regan holds a
30		Professional Teaching License, with a	an endorsement in Music (PK-12), valid from February
31		25, 2019, through February 24, 2024	. During all relevant times, Regan was employed by the
32		<b>Educational Staffing Solutions (ESS)</b>	providing substitute-teaching services to the Reynolds
33		School District (RSD).	
34			
35	2.	On September 23, 2019, the Commis	ssion received information from ESS indicating Regan
36		may have committed acts which cons	stitute gross neglect of duty. ESS reported that on
37		September 19, 2019, Regan appeared	l intoxicated while on duty.
38			
39		Investigation determined that on Sep	otember 19, 2019, Regan was working as a substitute
40		teacher at the RSD's Walt Morey Mid	dle School Multiple staff members, including the

1	Principal, reported that Regan's breath smelled of alcohol. When questioned, Regan denied		
2	drinking alcohol, stating he had a tooth issue and had used mouthwash. ESS was contacted		
3	and requested that Regan submit to an alcohol / drug-screening test.		
4			
5	Regan was escorted to a testing facility where he was given a breathalyzer test to determine		
6	his blood alcohol content (BAC) at 2:55 PM. Regan blew a .040 BAC. Regan was given a		
7	second test at 3:12 PM and blew a .034 BAC. After the test results came back, Regan		
8	admitted to drinking alcohol during the early morning hours before reporting for work.		
9	Based on test results, ESS terminated Regan's employment. RSD and ESS administrators all		
10	reported that Regan was polite and cooperative throughout the process. A check of Regan's		
11	extensive prior employment history indicated no record of any related or similar conduct.		
12	CONCLUSIONS OF LAW		
13	Regan's conduct described in section two (2) above constitutes gross neglect of duty in		
14	violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5)		
15	(Use professional judgment), OAR 584-020-0025(2)(e) (Using district lawful and reasonable rules		
16	and regulations), and OAR 584-020-0040(4)(g) (Appearing on duty or at any district-sponsored		
17	activity while under the influence of alcohol, marijuana, or any controlled substance).		
18			
19	The Commission's authority to impose discipline in this matter is based upon ORS 342.175.		
20			
21	FINAL ORDER		
22			
23	The Commission hereby suspends Michael Regan's licensure for a period of thirty (30) days,		
24	to begin upon the date this order is signed and in effect.		
25			
26	Uh.		
27	IT IS SO ORDERED THISday of May, 2020.		
28	TEACHER STANDARDS AND PRACTICES COMMISSION		
29 30 31	By:		
32			

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