

1 BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION

2 OF THE STATE OF OREGON

3 In the Matter of the) STIPULATION OF FACTS,
4 Teaching License of) ORDER OF SUSPENSION
5 PATTY DIANNE McRAE) AND PROBATION

6 On or about June 14, 2004, the Teacher Standards and Practices Commission
7 (Commission) received a complete application for renewal of licensure from Patty
8 Dianne McRae (McRae) in which she responded "no" to all character questions. A
9 fingerprint inquiry and response from the Oregon State Police revealed that on
10 March 26, 2004, Ms. McRae was arrested by the Oregon State Police for Driving Under
11 the Influence of Intoxicants and Recklessly Endangering and that the case was pending
12 in Linn County Circuit Court.

13 After review of the matters alleged, Ms. McRae and the Commission agree that
14 their respective interests, together with the public interest, are best served by a
15 stipulation to certain facts and the imposition of a ninety (90) days suspension of
16 licensure followed by a three (3) year period of probation upon reinstatement of
17 licensure.

18 This Order sets forth the facts upon which the parties have agreed and the
19 sanction to be imposed. Ms. McRae stipulates that there are sufficient facts contained
20 in the Commission's files and records to support the findings of fact and conclusions of
21 law set forth below. In entering into this stipulation, Ms. McRae waives the right to a
22 hearing to contest the findings of fact, conclusions of law and Order set forth below.
23 Ms. McRae understands that the probation will be subject to specific conditions.

24 This stipulation is contingent upon approval and adoption of the Order by the
25 Commission. If the Commission does not adopt this Order, neither Ms. McRae nor the

1 Commission are bound by these stipulations and Ms. McRae retains all rights to a
2 hearing on the allegations.

3 **STIPULATION OF FACTS**

4 1. Ms. McRae has been licensed by the Commission since September 22, 1988.
5 Ms. McRae holds an Initial Teaching License with Communication Disorders and
6 Special Education Endorsements, issued July 13, 2004, valid through April 24, 2008.

7 2. Ms. McRae is employed by the Corvallis School District and has been since
8 September 22, 1998.

9 3. On June 14, 2004, Ms. McRae signed and submitted an application for
10 renewal of licensure. Ms. McRae made a false statement on her application for renewal
11 of a teaching license when she responded "no" to the character question "Have you
12 ever been arrested or cited for any offense listed in question (8) above which is still
13 pending in the court?" Ms. McRae failed to disclose that on May 18, 2004, she was
14 charged with DUII and Recklessly Endangering Another Person, and the case was still
15 pending in Linn County Circuit Court.

16 4. On October 21, 2004, Ms. McCrae was convicted in Linn County Circuit Court
17 for DUII. She was sentenced to 96 hours in jail and placed on probation for 36 months.

18 5. On October 20, 2005, Ms. McCrae was convicted in Benton County Circuit
19 Court of one count of Failure to Perform the Duties of a Driver, one count of DUII, one
20 count of Recklessly Endangering Another, and one count of Assault in the Fourth
21 Degree, a Class A Misdemeanor. She was sentenced to 20 days in jail for on the
22 Failure to Perform charge, 10 days in jail on the DUII charge, 10 days in jail on the
23 Recklessly Endangering charge, and ten days on the Assault charge. She was also
24 placed on probation for 36 months.

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2 IT IS SO STIPULATED:

3 Patty Dianne McRae
4 Patty Dianne McRae

3/2/06
Date

5 Victoria Chamberlain
6 Victoria Chamberlain, Executive Director
7 Teacher Standards and Practices Commission

3-10-06
Date

8 **CONCLUSIONS OF LAW**

- 9 1. Patty Dianne McRae knowingly misrepresented her arrest on her application
- 10 for an Oregon Teaching License. This constitutes Gross Neglect of Duty in
- 11 violation of OAR 584-020-0040(4)(c).
- 12 2. Ms. McCrae was convicted of crimes in 2004 and in 2005. These convictions
- 13 constitute Gross Unfitness in violation of OAR 584-01-020-0040(5)(c). The
- 14 Commission's authority to impose discipline in this matter is based upon ORS
- 15 342.175.

16 **ORDER**

17 Patty Dianne McRae's Initial Teaching License is suspended for a period of
18 ninety (90) days effective the date of this signed Order. At the end of this suspension
19 period, Ms. McRae's Initial Teaching License will be reinstated upon the following
20 conditions of probation:

- 21 1. Ms. McRae shall, at her own initiative and expense, continue to obtain
- 22 treatment for her alcohol dependency as recommended by her alcohol treatment
- 23 provider and abstain from the consumption of alcohol;
- 24 2. During the period of this probation, Ms. McRae shall submit to the Executive
- 25 Director of the Commission reports of her compliance with the aftercare treatment plan.

1 Ms. McRae shall provide these reports every six (6) months during her probation, on or
2 before: May 4, 2006; November 4, 2006; May 4, 2007; November 4, 2007; May 4, 2008;
3 November 4, 2008; May 4, 2009; and November 4, 2009.

4 3. Ms. McRae shall report in writing within ten days to the Executive Director of
5 the Commission any arrest or citation for any felony, misdemeanor, major traffic
6 violation or violation of this probation; and

7 4. Ms. McRae shall comply with the Standards for Competent and Ethical
8 Performance of Oregon Educators under Oregon Administrative Rules Chapter 584,
9 Division 020.

10 Violation of any term or condition of probation shall constitute an independent
11 basis for the Commission to revoke Ms. McRae's teaching license or otherwise impose
12 discipline, after first providing Ms. McRae with notice and opportunity for hearing.

13 IT IS SO ORDERED this 10 day of March, 2006.

14 TEACHER STANDARDS AND PRACTICES COMMISSION

15
16 By: Victoria Chamberlain
17 Victoria Chamberlain, Executive Director

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19 Approved as to form:
20 Adam S. Arms
21 Adam S. Arms, OSB#01018
22 Attorney for Patty Dianne McRae
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