

1 Generalist (PK-12), that was valid from August 25, 2017 through June 30, 2018.
2 During all relevant times, Johnson was employed by the Coquille School District
3 (CSD).

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5 2. On April 6, 2017, the Commission received information from the CSD indicating
6 Johnson may have committed acts which constitute gross neglect of duty. The
7 district reported that on February 21, 2017, Johnson reported to work under the
8 influence of intoxicants on school grounds.

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10 3. Investigation determined that on February 21, 2017, school officials were notified by
11 staff that Johnson was incoherent and impaired in the classroom. Support staff and
12 another licensed educator described Johnson's behavior as flustered, confused,
13 frantic, erratic, and that Johnson appeared to be intoxicated. The same staff
14 described Johnson's behavior and conduct as being displayed in front of students.

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16 A district administrator responded and contacted Johnson directly. The
17 administrator described Johnson's behavior as "dazed", unable to formulate
18 thoughts, and having slurred speech. The administrator asked a law enforcement
19 officer, already at the school on other business, to assess Johnson's condition and
20 Johnson agreed. The officer interviewed and tested Johnson. He noted Johnson had
21 red bloodshot watery eyes, drooping eyelids, constricted pupils, slow and slurred
22 speech, a pale face, slow and lethargic movements, and a runny nose Johnson failed
23 to wipe that dripped onto her upper lip and onto the table. A Horizontal Gaze
24 Nystagmus test was conducted and Johnson showed six out of six possible clues
25 indicating intoxication. When questioned, Johnson stated that she had consumed
26 one alcoholic beverage the night before and took regular prescribed medication(s),
27 including alprazolam (a Schedule IV Controlled Substance). With reasonable
28 suspicion established, district administrators requested Johnson submit to a drug
29 test. After consulting with her union representative, Johnson refused to be tested
30 and was sent home on administrative leave.

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32 4. On February 22, 2017, Johnson reached a separation agreement with the district and
33 resigned her employment "in lieu of termination effective February 22, 2017".

1 **CONCLUSIONS OF LAW**

2 Joanna Johnson's conduct described above constitutes gross neglect of duty in
3 violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-
4 020-0010(5) (*Use professional judgment*), OAR 584-020-0025(2)(e) (*Using district*
5 *lawful and reasonable rules and regulations*); and OAR 584-020-0040(4)(g)
6 (*Appearing on duty or at any district-sponsored activity while under the influence of*
7 *alcohol or any controlled substance*).

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9 The Commission's authority to impose discipline in this matter is based upon
10 ORS 342.175.

11 **FINAL ORDER**

12 The Commission hereby revokes Joanna E. Johnson's Educator license and her
13 right to apply for licensure.

14 IT IS SO ORDERED THIS 28th day of January, 2019.

15 TEACHER STANDARDS AND PRACTICES COMMISSION

16 By: Anthony J. Rosilez
17 Dr. Anthony Rosilez, Executive Director
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19 **NOTICE OF APPEAL OR RIGHTS**

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