

1 BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION
2 OF THE STATE OF OREGON
3

4 In the Matter of the Educator) DEFAULT ORDER OF
5 License of) REPRIMAND
6 JOANNE EILEEN CALLAWAY)

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9 On September 5, 2014, the Teacher Standards and Practices Commission
10 (Commission) issued a Notice of Opportunity for Hearing to Joanne Eileen Callaway
11 (Callaway) in which the Commission charged her with Gross Neglect of Duty. The Notice
12 was sent via U.S. First Class Mail and U.S. Certified Mail Receipt 7012 1010 0003 2804
13 4647 to the address on file with the Commission. The Notice designated the Commission file
14 as the record for purposes of proving a prima facie case. The Certified Mail receipt was
15 returned to the Commission "signed" on September 11, 2014. The first class mail was not
16 returned to the Commission. The Notice of Opportunity of Hearing, dated September 5,
17 2014, and signed by Victoria Chamberlain, Executive Director, stated:

18 "IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY
19 PERIOD, YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED
20 UNLESS YOUR FAILURE TO REQUEST A HEARING WAS BEYOND YOUR
21 REASONABLE CONTROL. IF YOU DO NOT REQUEST A HEARING OR IF YOU
22 FAIL TO APPEAR AT A HEARING, THE COMMISSION WILL ADOPT AN ORDER
23 OF DEFAULT WHICH MAY INCLUDE THE REVOCATION OR SUSPENSION OF
24 YOUR LICENSE OR OTHER DISCIPLINE."
25

26 Callaway did not requested a hearing. The Commission, therefore, finds Callaway to be in
27 default and enters the following findings of fact, conclusions of law, and final order, based
28 on the files and records of the Commission concerning this matter.

29 **FINDINGS OF FACT**

- 30 1. Callaway has been licensed by the Commission since October 31, 2007. Callaway's
31 Initial II Teaching License, with endorsements in Middle School Social Studies (ML),
32 Multiple Subjects (MIDLVL), and Multiple Subjects Self-Contained (ECE, ELE), was
33 issued on June 26, 2014, and expires on June 25, 2017. Callaway's Initial
34 Administrator License with an endorsement in Administrator (ALL LVL), was issued
35 on November 11, 2010, and expired on June 25, 2014. Callaway made application for
36 renewal of her Initial Administrative License, but Callaway's application was

1 determined to be incomplete. During all relevant times, Callaway was employed by
2 the Glide School District.

- 3
- 4 2. On January 21, 2014, the Commission received a report from the Glide School
5 District indicating Callaway violated professional standards by falsely certifying
6 teacher OAKS training. District and Commission investigations determined that
7 during the 2013-2014 school year, Callaway failed to properly train and certify
8 district educators in OAKS testing protocol as mandated. Callaway stated that
9 because she was busy with other duties, Callaway was unable to properly certify all
10 the teachers. Callaway requested that some teachers sign the OAKS "Test
11 Administrator Assurance of Test Security" forms certifying they had "received test
12 administration and security training for the current school year" even though they
13 had not received the required training.

14 **CONCLUSIONS OF LAW**

15 Joanne Eileen Callaway engaged in unprofessional conduct as described above. This
16 conduct constitutes Gross Neglect of Duty in violation of ORS 342.175(1)(b); OAR 584-020-
17 0040(4)(n) as it incorporates OAR 584-020-0010(2)(*Encourage scholarship*), OAR 584-
18 020-0010(4)(*Raise educational standards*), OAR 584-020-0010(5) (*Use professional*
19 *judgment*), OAR 584-020-0025(2)(e) (Using district lawful and reasonable rules and
20 regulations); OAR 584-020-0025(3)(a) (*Leadership skills in managing the school, its*
21 *students, staff, and programs as required by lawful and reasonable district policies, rules,*
22 *and regulations, state and federal laws and regulations, and other programs as assigned,*
23 *and assures that staff is informed of these requirements*); and OAR 584-020-
24 0035(3)(a)(*Maintain the dignity of the profession by respecting and obeying the law,*
25 *exemplifying personal integrity and honesty*).

26

27 The Commission's authority to impose discipline in this matter is based upon ORS
28 342.175.

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1 **FINAL ORDER**

2 The Commission hereby issues a Public Reprimand upon Joanne Eileen Callaway's
3 Educator licensure.

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6 IT IS SO ORDERED THIS 31st day of October, 2014.

7 TEACHER STANDARDS AND PRACTICES COMMISSION



8 By: _____
9 Victoria Chamberlain, Executive Director

10 NOTICE OF APPEAL OR RIGHTS

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

CERTIFICATE OF MAILING

I hereby certify that I served the foregoing notice of final order, certified by me as such, by mailing U.S. First Class Mail and U.S. Certified Mail—Return Receipt Requested, addressed to:

Joanne Eileen Callaway
675 Callahan Drive
Roseburg, OR 97471-4832

Dated this 31st day of October, 2014.

By: *Patty Liddell*
Patty Liddell
Investigative Assistant