



1 Violation of any term or condition of probation shall constitute an independent basis for the  
2 Commission to revoke Rochelle Marie Buhl's Oregon educator license or otherwise impose  
3 discipline, after first providing Ms. Buhl with notice and opportunity for hearing.

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5 Issued and dated this 10<sup>th</sup> day of April, 2017.

6 **TEACHER STANDARDS AND PRACTICES COMMISSION**  
7 **STATE OF OREGON**

8  
9 By Monica Beane  
10 Dr. Monica Beane, Executive Director

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- 1 a. Buhl had multiple incidents of inappropriate physical contact with students causing  
2 physical pain or discomfort.
- 3 b. Buhl made inappropriate comments and had inappropriate conversations with  
4 students involving racial issues. Buhl made inappropriate comments regarding the  
5 weight of female students in her class. Buhl used profanity in her communications  
6 with students.
- 7 c. Buhl allowed students in her class to call other students derogatory names, allowed  
8 students to throw balls at other students, allowed students to push and trip other  
9 students and failed to address student misbehavior according to established IEP  
10 plans.
- 11 3. On February 1, 2012, the Commission received a report from the Portland Public School District  
12 indicating that Buhl had used unreasonable physical force against a student. In a separate  
13 Commission investigation, it was determined that on October 28, 2011, while separating two  
14 elementary age students who were engaged in horseplay, Buhl grabbed one student by the back  
15 of the neck and pushed him up against a wall. The student and several witnesses reported that  
16 Buhl told the student he was a trouble maker and that none of the teachers liked him. On  
17 January 12, 2012, Buhl entered into a resignation agreement with Portland Public School  
18 District, effectively retiring on February 29, 2012.

### 19 CONCLUSIONS OF LAW

20 Buhl's conduct described in section two (2) above constitutes gross neglect of duty in  
21 violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5)  
22 (*Use professional judgment*), OAR 584-020-0010(1) (*Recognize the worth and dignity of all*  
23 *persons and respect for each individual*), OAR 584-020-0025(2)(a) (*Establishing and maintaining*  
24 *classroom management that is conducive to learning*); and OAR 584-020-0040(4)(d)  
25 (*Unreasonable physical force against students, fellow employees, or visitors to the school, except as*  
26 *permitted under ORS 339.250*).

27 Buhl's conduct described in section three (3) above constitutes gross neglect of duty in  
28 violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5)  
29 (*Use professional judgment*), OAR 584-020-0010(1) (*Recognize the worth and dignity of all*  
30 *persons and respect for each individual*), OAR 584-020-0025(2)(a) (*Establishing and maintaining*  
31 *classroom management that is conducive to learning*); OAR 584-020-0040(4)(d) (*Unreasonable*  
32 *physical force against students, fellow employees, or visitors to the school, except as permitted*  
33 *under ORS 339.250*); and OAR 584-020-0040(4)(k) (*Knowing violation of any order or rule of the*  
34 *Commission*).

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

3 **FINAL ORDER**

4 The Commission hereby revokes Rochelle Marie Buhl's Right to Apply for an Educator  
5 license.

6 IT IS SO ORDERED THIS 28<sup>th</sup> day of January, 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 MAY BE  
14 OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE SERVICE OF  
15 THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF ORS 183.482 TO  
16 THE OREGON COURT OF APPEALS.