



# Before the Education Practices Commission of the State of Florida



RICHARD CORCORAN as the  
Commissioner of Education,

Petitioner,

vs.

CARRIE McCANLESS,

Respondent.

EPC CASE No.: 19-0366-RT

Index No.: 20-221-FOI

PPS No.: 189-0731

Certificate No.: 1025162

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## Final Order

This matter appeared before the Education Practices Commission (“Commission”) at a duly-noticed public meeting, via telephonic hearing, on June 24, 2020 in Tallahassee, Florida, for a hearing not involving disputed issues of material fact pursuant to Respondent’s Election of Rights requesting a hearing pursuant to Sections 120.569 and 120.57(2), Florida Statutes. Petitioner has filed an Administrative Complaint seeking disciplinary action against the Respondent. A copy of the Administrative Complaint is attached to and made a part of this Final Order. Respondent was not present, and was not represented by counsel.

### FINDINGS OF FACT

The Commission adopts as its finding of facts the facts alleged in the Administrative

Complaint.

### **CONCLUSIONS OF LAW**

Based upon the Findings of Fact, the Commission concludes the Respondent has violated Section 1012.795(1)(j), Florida Statutes, and rule 6A-10.81(1)(a)1, Florida Administrative Code.

The Commission is empowered by Sections 1012.795(1) and 1012.796(7), Florida Statutes, to impose a penalty against the Respondent.

Therefore, it is ORDERED that:

1. Respondent's Florida educator's certificate is hereby suspended for a period of three years.

2. Respondent is assessed an administrative fine of \$750.00 to be paid within the probationary period.

3. As part of the Recovery Network Program (RNP), Respondent shall:

Submit to a Substance Abuse Evaluation relating to the issues cited in the Administrative Complaint as determined by the RNP and conducted by an RNP approved licensed provider and undergo any counseling or treatment as may be prescribed by said professional. If, to fulfill this requirement, Respondent must now engage in such counseling, have the professional submit quarterly reports to the RNP. Respondent shall provide the RNP written verification from the treatment provider(s) of successful completion of the evaluation within sixty (60) days of issuance of the Final Order OR within sixty (60) days of the initial date of employment in a position requiring a Florida educator's certificate, whichever occurs later. Respondent is responsible for all costs associated with the evaluation, treatment, counseling, and testing required through their participation in the

RNP.

Provide written verification from an RNP approved licensed provider, to the degree that the treatment provider(s) may ethically predict, that at the time of the evaluation, the educator is capable of assuming the responsibilities of an educator.

If Respondent has undergone evaluation(s) and treatment and/or counseling after the incident(s) alleged in the Administrative Complaint, the evaluation(s) and treatment and/or counseling may be used in lieu of the evaluations(s) and treatment and/or counseling, if acceptable to the RNP.

Not consume, inject or ingest any controlled substance unless prescribed or administered for legitimate medical purposes, and submit to random substance abuse screenings at the direction of the RNP, the employing school district or private or charter school and authorize reporting of results to each entity.

4. Upon employment in any public or private position requiring a Florida educator's certificate, Respondent shall be placed on 3 employment years of probation with the conditions that during that period, she shall:

A. Immediately notify the investigative office in the Department of Education upon employment or termination of employment in the state in any public or private position requiring a Florida educator's certificate.

B. Have Respondent's immediate supervisor submit annual performance reports to the investigative office in the Department of Education.

C. Pay to the Commission during the first 6 months of each probation year the administrative costs (\$150) of monitoring probation assessed to the educator.

D. Violate no law and shall fully comply with all district school board policies, school

rules, and State Board of Education rules.

E. Satisfactorily perform all assigned duties in a competent, professional manner.

F. Bear all costs of complying with the terms of a final order entered by the Commission.

G. Provide a certified college transcript to verify successful (a grade of “pass” or a letter grade no lower than a “B”) completion of 3 hours of college level course-work in the area(s) of Education Ethics, which may be taken online, within the first year of probation.

5. Respondent is permanently prohibited from transporting minor students in or on motor vehicles.

This order shall become effective upon filing with the Clerk of the Commission.

DONE AND ORDERED, this 14<sup>th</sup> day of July, 2020.

  
NICHOLAS PIETKIEWICZ, Presiding Officer

COPIES FURNISHED TO:

Office of Professional Practices  
Services

Bureau of Educator Certification

Superintendent  
Brevard County Schools  
2700 Judge Fran Jamieson Way  
Viera, FL 32940-6699

**NOTICE OF RIGHT TO JUDICIAL REVIEW**

A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO JUDICIAL REVIEW PURSUANT TO SECTION 120.68, FLORIDA STATUTES. REVIEW PROCEEDINGS ARE GOVERNED BY THE FLORIDA RULES OF APPELLATE PROCEDURE. SUCH PROCEEDINGS ARE COMMENCED BY FILING ONE COPY OF A NOTICE OF APPEAL WITH THE EDUCATION PRACTICES COMMISSION AND A SECOND COPY, ACCOMPANIED BY FILING FEES PRESCRIBED BY LAW, WITH THE DISTRICT COURT OF APPEAL, FIRST DISTRICT, OR

Assistant Superintendent  
Human Resources  
Brevard County Schools  
2700 Judge Fran Jamieson Way  
Viera, FL 32940-6699

WITH THE DISTRICT COURT OF APPEAL IN  
THE APPELLATE DISTRICT WHERE THE  
PARTY RESIDES. THE NOTICE OF APPEAL  
MUST BE FILED WITHIN THIRTY (30) DAYS  
OF RENDITION OF THIS ORDER.

Timothy Frizzell  
Assistant Attorney General

Claudia Llado, Clerk  
Division of Administrative Hearings

Recovery Network Program

Probation

### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing Order was mailed to: Carrie McCanless, [REDACTED], Rockledge, FL 32955 by Certified U.S. Mail and by electronic mail to Bonnie Wilmot, Deputy General Counsel, Suite 1544, Turlington Building, 325 West Gaines Street, Tallahassee, Florida 32399 this 14<sup>th</sup> day of July, 2020.



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Lisa Forbess, Clerk  
Education Practices Commission

**THE ADMINISTRATIVE COMPLAINT OR NOTICE OF REASONS CONTAINS CONFIDENTIAL INFORMATION AND IS EXEMPT FROM PUBLIC RECORD**

Confidential information may include:

- ❖ Victim of sexual assault
- ❖ Medical or mental health records
- ❖ Sealed or expunged records
- ❖ Minor names or information that identifies a minor

As provided in Chapter 1012, Florida Statutes, Florida public school districts are provided access to the information associated with the disciplinary action.

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