

**COMMONWEALTH OF PENNSYLVANIA
PROFESSIONAL STANDARDS AND PRACTICES COMMISSION**

DEPARTMENT OF EDUCATION,	:	
Petitioner,	:	
	:	
v.	:	PSPC DOCKET NO. DI-21-015
	:	
WILLIAM MCCAFFREY,	:	
Respondent.	:	

ORDER ACCEPTING SURRENDER

This matter is before the Professional Standards and Practices Commission (“Commission”) on the Department of Education’s (“Department”) Motion for Entry of Order. The Motion requests that the Commission accept the surrender of the certificates and employment eligibility of William McCaffrey (“Respondent”) in resolution of an educator misconduct complaint filed against him. The Commission heard the Motion at its regularly scheduled meeting on March 15, 2021. After careful consideration, the Commission enters this Order accepting Respondent’s surrender.

BACKGROUND

Respondent currently holds an Instructional II certificate in the area of Biology 7-12 and an Administrative I certificate in the area of Principal PK-12. At all relevant times, Respondent was employed by the School Lane Charter School as a science teacher. On October 14, 2020, an educator misconduct complaint was filed with the Department alleging that Respondent was criminally charged with five counts of Sexual Abuse of Children-Child Pornography, 18 Pa.C.S. § 6312(d), after downloading images of child pornography on his home computer. As required by the Educator Discipline Act (“Act”), the Department provided written notice to Respondent of the legal sufficiency of the complaint and of its determination that there was probable cause to believe that

grounds for discipline existed. 24 P.S. § 2070.9(e).

On January 21, 2021, Respondent signed an Affidavit agreeing to surrender his certificate and employment eligibility. (Motion for Entry of Order, Ex. 1). On February 18, 2021, the Department filed a Motion for Entry of Order requesting that the Commission accept Respondent's surrender in lieu of further disciplinary proceedings.

SURRENDER

Pursuant to the Act, surrender shall mean the termination by consent of a certificate or employment eligibility. 24 P.S. § 2070.1b. Surrender of a certificate or employment eligibility constitutes discipline. Id. The Act authorizes the Commission to accept the surrender of Respondent's certificate and employment eligibility.

ORDER

AND NOW, this 22nd day of March 2021, upon consideration of the Motion for Entry of Order filed by the Department of Education, it is hereby Ordered:

1. The Motion is granted, and the Commission accepts the surrender of Respondent's certificates and his eligibility to be employed as a charter or cyber charter school staff member or contracted educational provider staff member.
2. Respondent's certificates and his eligibility to be employed as a charter or cyber charter school staff member or contracted educational provider staff member are, therefore, terminated effective on the date of this Order.
3. The acceptance by the Commission of the surrender of Respondent's certificates and employment eligibility shall constitute the imposition of discipline against Respondent.

4. Pursuant to section 16(b)(2) of the Act, the Commission shall not reinstate Respondent's certificates and employment eligibility. 24 P.S. § 2070.16(b)(2).
5. The educator misconduct complaint filed against Respondent is resolved.

PROFESSIONAL STANDARDS AND
PRACTICES COMMISSION

By:



Myron Yoder
Chairperson Pro Tempore



Attest:

Shane F. Crosby
Executive Director

Date Mailed: March 22, 2021