

BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION  
OF THE STATE OF OREGON

In the Matter of the ) STIPULATION OF FACTS AND  
Educator License of ) FINAL ORDER OF SUSPENSION  
SHAWN B. JENSEN ) OF RIGHT TO APPLY AND PROBATION

On December 15, 2016, the Teacher Standards and Practices Commission (Commission) received a report from the Nyssa School District (NSD) alleging that Shawn B. Jensen (Jensen) had violated Professional Standards and Practices.

After review of the matters alleged, Jensen and the Commission agree that their respective interests, together with the public interest, are best served by a stipulation to certain facts and the imposition of a four (4) month suspension of Jensen’s right to apply for an Oregon educator license.

This document sets forth the facts upon which the parties have agreed and the stipulated sanction to be imposed. Jensen stipulates that there is sufficient evidence in the Commission’s files and records to support the findings of fact, conclusions of law, and order set forth below.

By signing below, Jensen acknowledges, understands, stipulates, and agrees to the following:  
(i) he has been fully advised of his rights to notice and a hearing to contest the findings of fact, conclusions of law, and order set forth below, and fully and finally waives all such rights and any rights to appeal or otherwise challenge this Stipulation of Facts and Final Order of Suspension of Right to Apply (Stipulation and Final Order); (ii) this Stipulation and Final Order is a public document and disclosed to the public upon request by the Commission; (iii) this Stipulation and Final Order is contingent upon and subject to approval and adoption by the Commission. If the Commission does not approve and adopt this Stipulation and Final Order, then neither Jensen nor the Commission are bound by the terms herein; (iv) he has fully read this Stipulation and Final Order, and understands it completely; (v) he voluntarily, without any force or duress, enters into this Stipulation and Final Order and consents to issuance and entry of the Stipulated Final Order below; (vi) he states that no promises or representation has been made to induce him to sign this Stipulation and Final Order; and (vii) he has consulted with an attorney regarding this Stipulation and Final Order and has been fully advised with regard to his rights thereto, or waives any and all rights to consult with an attorney prior to

1 entering into this Stipulation and Final Order and issuance and entry of the Stipulated Final Order  
2 below.

### 4 **STIPULATION OF FACTS**

5 1) Jensen has been licensed as an educator in Oregon since August 19, 1991. Jensen holds a  
6 Continuing Administrator License with an endorsement in Administrator (ALL LVL), valid from  
7 January 26, 2012 through June 20, 2017. On May 11, 2017, Jensen made timely application for  
8 renewal of his license. The expiration of Jensen's license and application were pended awaiting the  
9 final outcome of the professional practices investigation. During all relevant times, Jensen was  
10 employed by the NSD.

11 2) On December 15, 2016, the Commission received a report from the NSD indicating Jensen may  
12 have committed an act of gross neglect of duty and/or gross unfitness by engaging in  
13 unprofessional interactions with a subordinate employee in violation of sexual harassment  
14 policies, and failure to properly investigate a report of sexual harassment as required by school  
15 district policy.

16 3) Investigation determined that during the 2015-16 school year, Jensen engaged in communications  
17 with subordinate employee GH involving sexual innuendo, and jokes that violated policies against  
18 sexual harassment.

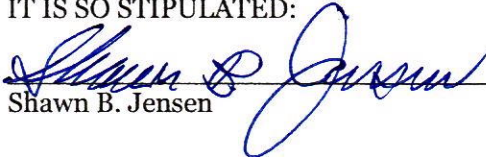
19 4) Investigation further determined that GH had reported to Jensen information related to another  
20 male employee who was allegedly engaging in sexually harassing behavior towards GH. By policy,  
21 as a district administrator, Jensen was, in part, required to conduct an investigation into such  
22 reports and put the findings to paper. According to Jensen, GH stated she did not wish to make a  
23 formal complaint, so Jensen did not conduct an investigation. NSD policy required Jensen to take  
24 action on "Any sexual harassment information", including rumors, regardless of the lack of a  
25 "complaint". On December 15, 2016, NSD advised they would be seeking Jensen's dismissal in part  
26 for his failure to follow District policies GBN/JBA regarding sexual harassment, GBN/JBA-AR  
27 regarding a duty to investigate reported sexual harassment complaint, OAR 584-020-0040(4)(1),

1 and GBNA regarding harassment, GBNA-AR regarding a duty to investigate possible harassment.


2 On January 4, 2017, Jensen resigned his employment with NSD.

3 5) Jensen has no prior record of discipline with the Commission.

4  
5 IT IS SO STIPULATED:

6   
7 Shawn B. Jensen

June 12, 2019  
Date

8  
9   
10 Trent Danowski, Deputy Director  
11 Teacher Standards and Practices Commission

6/14/2019  
Date

12  
13  
14 **CONCLUSIONS OF LAW**

15 Shawn B. Jensen's conduct described in sections two (2) and three (3) above constitutes gross  
16 neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR  
17 584-020-0010(1) (*Recognize the worth and dignity of all persons and respect for each individual*),  
18 OAR 584-020-0010(5) (*Use professional judgment*), OAR 584-020-0025(2)(e) (*Using district lawful*  
19 *and reasonable rules and regulations*), OAR 584-020-0030(2)(b) (*Skill in communicating with*  
20 *administrators, students, staff, parents, and other patrons*); and OAR 584-020-0040(4)(l) (*Sexual*  
21 *harassment*).

22 Shawn B. Jensen's conduct described in sections two (2) and four (4) above constitutes gross  
23 neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR  
24 584-020-0010(1) (*Recognize the worth and dignity of all persons and respect for each individual*),  
25 OAR 584-020-0010(5) (*Use professional judgment*), OAR 584-020-0025(2)(e) (*Using district lawful*  
26 *and reasonable rules and regulations*), OAR 584-020-0025(3)(a) (*The competent administrator*  
27 *demonstrates Leadership skills in managing the school, its students, staff, and programs as required*  
28 *by lawful and reasonable district policies, rules, and regulations, state and federal laws and*  
29 *regulations, and other programs as assigned, and assures that staff is informed of these*

1 requirements), OAR 584-020-0030(2)(b) (*Skill in communicating with administrators, students,*  
2 *staff, parents, and other patrons*); and OAR 584-020-0030(2)(d) (*Skill in reconciling conflict*).

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

4  
5 **ORDER**

6 The Commission hereby adopts and incorporates herein the above stipulation of facts,  
7 conclusions of law, and based thereon hereby denies Jensen's application for renewal and imposes a  
8 four (4) month suspension of Jensen's right to apply for an Oregon educator license following the  
9 adoption of this order.

10 Furthermore, the Commission imposes a period of two (2) years of probation upon Jensen's  
11 licensure to commence from the date of any reinstatement of licensure and subject to the following  
12 conditions:

- 13 1. Jensen shall comply with the Standards for Competent and Ethical Performance of Oregon  
14 Educators under Oregon Administrative Rules Chapter 584, Division 020.  
15 2. Jensen will successfully complete a Commission approved training related to Sexual  
16 Harassment within one year of the signing of this order.

17  
18 IT IS SO ORDERED this 19 day of June, 2019.

19 TEACHER STANDARDS AND PRACTICES COMMISSION

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21  
22 By:   
23 Dr. Anthony Rosilez, Executive Director