1 2 3		BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION OF THE STATE OF OREGON
5 6 7	Ed	the Matter of the ) DEFAULT ORDER OF ucator License of ) REVOCATION AND REVOCATION OF RIGHT TO APPLY
8		On January 23, 2015, the Teacher Standards and Practices Commission
9	(C	ommission) issued a Notice of Opportunity for Hearing to Gregg Martin Jensen
10	(Je	ensen) in which the Commission charged him with Gross Neglect of Duty and Gross
11	Ur	nfitness. The Notice was sent via U.S. First Class Mail and U.S. Certified Mail Receipt
12	70	14 0150 0000 6070 0489 to the address on file with the Commission. The Notice
13	de	signated the Commission file as the record for purposes of proving a prima facie case.
14	Th	e Certified Mail was returned signed to the Commission on January 26, 2015, and the
15	re	gular mail was not returned to the Commission. The Notice of Opportunity of
16	Не	earing, dated January 23, 2015, and signed by Victoria Chamberlain, Executive
17	Di	rector, stated:
18 19 20 21 22 23 24		"IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY PERIOD, YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED UNLESS YOUR FAILURE TO REQUEST A HEARING WAS BEYOND YOUR REASONABLE CONTROL. IF YOU DO NOT REQUEST A HEARING OR IF YOU FAIL TO APPEAR AT A HEARING, THE COMMISSION WILL ADOPT AN ORDER OF DEFAULT WHICH MAY INCLUDE THE REVOCATION OR SUSPENSION OF YOUR LICENSE OR OTHER DISCIPLINE."
<ul><li>25</li><li>26</li></ul>	Je	nsen did not request a hearing. The Commission, therefore, finds Jensen to be in
27		fault and enters the following findings of fact, conclusions of law, and final order,
28	ba	sed on the files and records of the Commission concerning this matter.
29		FINDINGS OF FACT
30	1.	Gregg Martin Jensen has been licensed by the Commission since October 26, 1998.
31		Jensen's Standard Teaching License with an endorsement in Basic Social Studies
32		(020), is valid from October 13, 2012, through October 12, 2017. During all relevant
33		times Jensen was employed as a teacher at Liberty High School in the Hillsboro
34		School District.
35	2.	On or about May 12, 2014, Jensen was indicted on 9 counts of Sexual Abuse in the
36		Second Degree, 4 counts of Sexual Abuse in the Third Degree, 3 counts of Using a
37		Child in Display of Sexually Explicit Conduct, 1 count of Encouraging Child Sex

1		Abuse, and 2 counts of Luring a Minor. On August 7, 2014, Jensen plead guilty to
2		and was subsequently convicted in the Washington County Circuit Court of 1 count
3		of Sex Abuse in the Second Degree, ORS 163.425, a class C felony, 1 count of Luring a
4		Minor, ORS 167.057, a class C felony, and 1 count of Using a Child in Display of
5		Sexually Explicit Conduct, ORS 163.670. Jensen was sentenced to 76 months of
6		incarceration in State Prison, required to undergo sex offender evaluation and
7		treatment, and Jensen must register as a sex offender.
8	3.	Jensen's convictions arose from allegations that included Jensen had engaged in
9		sexual relations with a minor aged, female student. Jensen's actions included
10		performing oral sex, digital penetration, and anal sex; Jensen communicated
11		inappropriately with the student via text messages and digital message services;
12		transported the student in his personal vehicle; exchanged inappropriate
13		photographs via digital messaging; and provided inappropriate gifts to the student.

## **CONCLUSIONS OF LAW**

Jensen's convictions constitute gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use professional judgment*); OAR 584-020-0040(1)(n) (*ORS 163.425 – Sexual Abuse in the Second Degree*); OAR 584-020-0040(1)(pp) (*ORS 167.057 – Luring a Minor*); and OAR 584-020-0040(1)(y) (*ORS 163.670 – Using Child in Display of Sexually Explicit Conduct*). This conduct also constitutes gross unfitness in violation of ORS 342.175(1)(c); OAR 584-020-0040(5)(c) (*Conviction of violating any federal, state, or local law. A conviction includes any final judgment of conviction by a court whether as the result of guilty plea, no contest plea or any other means); OAR 584-020-0040(5)(d) (<i>Commission of an act listed in OAR 584-020-0040(1*); and OAR 584-020-0040(5)(e) (*Admission of or engaging in acts constituting criminal conduct, even in the absence of a conviction*).

Pursuant to ORS 342.175(3) and OAR 584-020-0040(1) the Teacher Standards and Practices Commission must revoke your license and your right to apply for a license based on your conviction of any of the crimes listed in ORS 342.143(3)(a), or the substantial equivalent of any of those crimes.

Furthermore, the conduct underlying Jensen's convictions constitutes gross

1	neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it
2	incorporates OAR 584-020-0010(5) (Use professional judgment); OAR 584-020-
3	0040(4)(k)( Violation of any rule or order of the Commission); OAR 584-020-
4	0040(4)(f) (Any sexual conduct with a student) as defined by OAR 584-020-0005(5);
5	OAR 584-020-0040(4)(0) as it incorporates OAR 584-020-0035(1)(c)(A) (Not
6	demonstrating or expressing professionally inappropriate interest in a student's
7	personal life), OAR 584-020-0035(1)(c)(B) (Not accepting or giving or exchanging
8	romantic or overly personal gifts or notes with a student), OAR 584-020-
9	0035(1)(c)(D) (Honoring appropriate adult boundaries with students in conduct and
10	conversations at all times); and OAR 584-020-0035(3)(a)(Maintain the dignity of the
11	profession by respecting and obeying the law, exemplifying personal integrity and
12	honesty). Additionally, your conviction and conduct related to your conviction
13	constitute "gross unfitness" in violation of ORS 342.175(1)(c); OAR 584-020-0040(3)(a)
14	and (d) as defined by OAR 584-020-0040 (5) ("Gross unfitness is any conduct which
15	renders an educator unqualified to perform his or her professional responsibilities").
16	
17	The Commission's authority to impose discipline in this matter is based upon ORS
18	342.175.
19	FINAL ORDER
20	The Commission hereby revokes Gregg Martin Jensen's right to apply for
21	licensure.
22	IT IS SO ORDERED THIS 16 day of March, 2015.
23	TEACHER STANDARDS AND PRACTICES COMMISSION
24 25	
25	
	By: Victoria Chamberlain, Executive Director
26	Ву:
27 28 29	Victoria Chamberlain, Executive Director
29	

30

1	NOTICE OF APPEAL OR RIGHTS
2	
3	YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY
4	BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE
5	SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF
6	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:

Gregg Martin Jensen #20643746 c/o Eastern Oregon Correctional Inst. 2500 Westgate Pendleton, OR 97801

Dated this

\_day of March, 2015.

Patty Iddell

Investigative Assistant