



1 BEFORE THE TEACHIS STANDARDS AND PRACTICES COMMISSION
2 OF THE STATE OF OREGON

3 In the Matter of the) STIPULATION OF FACTS AND
4 Educator License of) FINAL ORDER OF REPRIMAND
5 SARA JANE RAILE) AND PROBATION
6

7 On or about March 2, 2012, the Teacher Standards and Practices Commission
8 (Commission) received a report from the Linn Benton Lincoln Education Service District
9 (LBLESD), alleging professional misconduct on the part of licensed educator, Sara Jane
10 Raile (Raile).

11 After review of the matters alleged, Raile and the Commission agree that their
12 respective interests, together with the public interest, are best served by a stipulation to
13 certain facts and the imposition of a Public Reprimand and four year Probation.

14 This Order sets forth the facts upon which the parties have agreed and the
15 sanction to be imposed. Raile stipulates that there are sufficient facts contained in the
16 Commission's files and records to support the findings of fact and conclusions of law set
17 forth below. In entering into this stipulation, Raile waives the right to a hearing to
18 contest the findings of fact, conclusions of law and order set forth below.

19 By signing below, Raile acknowledges, understands, stipulates, and agrees to the
20 following: (i) she has been fully advised of her rights to notice and a hearing to contest
21 the findings of fact, conclusions of law, and order set forth below, and fully and finally
22 waives all such rights and any rights to appeal or otherwise challenge this Stipulation of
23 Facts and Final Order of Reprimand and Probation (Stipulation and Final Order); (ii)
24 this Stipulation and Final Order is a public document and disclosed to the public upon
25 request by the Commission; (iii) this Stipulation and Final Order is contingent upon and
26 subject to approval and adoption by the Commission. If the Commission does not
27 approve and adopt this Stipulation and Final Order, then neither Raile nor the
28 Commission are bound by the terms herein; (iv) she has fully read this Stipulation and
29 Final Order, and understands it completely; (v) she voluntarily, without any force or
30 duress, enters into this Stipulation and Final Order and consents to issuance and entry of
31 the Stipulated Final Order below; (vi) she states that no promise or representation has
32 been made to induce her to sign this Stipulation and Final Order; and (vii) she has
33 consulted with an attorney regarding this Stipulation and Final Order and has been fully
34 advised with regard to her rights thereto, or waives any and all rights to consult with an

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

3 **STIPULATION OF FACTS**

- 4 1. The Commission has licensed Raile since April 11, 1983. Raile's Standard
5 Teaching License, with an endorsement in Standard Speech Impaired (018),
6 issued on August 22, 2007, expired on July 26, 2012. During all relevant times,
7 Raile was employed by the LBLESD. Raile currently does not have an active
8 license, nor has she applied for renewal of her license.
- 9 2. In July 2011, Raile completed, certified, and submitted an employment
10 application packet to the LBLESD for consideration of employment. As part of
11 Raile's pre-employment process with LBLESD, she submitted an application
12 package that included a "Regional Questions" section, a "Current Employer
13 Questions" section and an "Applicant Release and Authorization" form. By
14 signing these documents Raile certified that she had listed all previous employers
15 that are educational providers on her application and resume. One purpose for
16 requiring this information and its certification is for compliance with Oregon
17 Revised Statute 339.374.
- 18 3. Raile's answers and certifications on the documents referenced in paragraph two
19 (2) were false as Raile failed to include her then most recent employer, Northwest
20 Regional Education Service District (NWRES D) on the employment application
21 packet.
- 22 4. On July 27, 2011, during her pre-employment interview with LBLESD, Raile did
23 verbally advise the interviewer that she had been previously employed by
24 NWRES D. While this allowed LBLESD to seek and receive an employment
25 reference check, Raile's inaccurate paperwork caused the LBLESD to fail to
26 comply with required state law (ORS 339.374) until discovered and corrected in
27 February 2012.

28 / / /

29 IT IS SO STIPULATED:

30 Sara Jane Raile

31 Sara Jane Raile

12-28-12
Date

32 Victoria Chamberlain

33 Victoria Chamberlain, Executive Director

12-19-12
Date

34 Teacher Standards and Practices Commission

1 **CONCLUSION OF LAW**

2 Raile made false statements in her employment application and on her Applicant
3 Release and Authorization form required for compliance with state law. This conduct
4 constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-
5 0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use professional judgment*); and
6 OAR 584-020-0040(4)(c) (*Knowing falsification of any document or knowing*
7 *misrepresentation directly related to licensure, employment, or professional duties*).
8 The above conduct also constitutes gross unfitness in violation of ORS 342.175 (1)(c);
9 OAR 584-020-0040(5)(b) (*Fraud or misrepresentation*).

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

12 **ORDER**

13 Based on the foregoing, the Commission hereby orders as follows:

- 14 1. The Commission adopts and incorporates herein the above findings of fact and
15 conclusions of law, and based thereon, imposes a Public Reprimand on Sara
16 Jane Raile's Standard Teaching License;
- 17 2. Raile is hereby placed on probation for a period of two (2) years from the date
18 this order is signed by the Commission subject to the following conditions:
 - 19 a. Raile shall comply with the Standards for Competent and Ethical
20 Performance of Oregon Educators under Oregon Administrative Rules
21 Chapter 584, Division 020.

22 Violation of any term or condition of probation shall constitute an independent basis
23 for the Commission to revoke Raile's teaching license, revoke her right to apply for a
24 license, or otherwise impose discipline, after first providing Raile with notice and
25 opportunity for hearing.

26 Issued and dated this 11th day of February, 2013.

27 **TEACHIS STANDARDS AND PRACTICES COMMISSION**
28 **STATE OF OREGON**

29
30 By 

31 Victoria Chamberlain, Executive Director