

HARDY MYERS
Attorney General



PETER D. SHEPHERD
Deputy Attorney General

DEPARTMENT OF JUSTICE
GENERAL COUNSEL DIVISION

September 17, 2004

Steve Delbert Morgan
7756 Blue Gill Road
Klamath Falls, OR 97603

Re: Teacher Standards and Practices Commission
DOJ File NO. 584-001-GE0003-04

Dear Mr. Morgan:

As you may know, I am an attorney representing the Oregon Teacher Standards and Practices Commission. I am writing you this letter at the request of the Commission's investigator, Susan Nisbet concerning a stipulated order that you entered into with the Commission dated September 14, 2001. On behalf of the Commission, I acknowledged that there is an inaccuracy on page two of the stipulation which states that in December 2000 your employing school district placed you on administrative leave pending the outcome of criminal charges. The Commission acknowledges that the district in fact did not place you on administrative leave.

Therefore, the finding identified above does not serve as a requirement that you answer "yes" to a question on a TSPC application that asks whether you have ever been placed on leave by your employer for any alleged misconduct for violation of professional standards.

Sincerely,

Joe Gordon McKeever
Senior Assistant Attorney General
Education Section

JGM:tjh/GENK2817
c: Susan Nisbet, TSPC

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SEP 20 2004

Teacher Standards &
Practices Commission

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

3 In the Matter of the) STIPULATION OF FACTS,
4 Teaching License of) ORDER OF SUSPENSION
5 STEVE DELBERT MORGAN) AND PROBATION
6)

7 On or about June 12, 2000, the Teacher Standards and Practices Commission
8 (Commission) received a report from David Davis, Superintendent, Klamath County
9 School District indicating that Steve Delbert Morgan, a licensed educator, may have
10 violated Standards by providing alcohol to a minor.

11 Mr. Morgan fully cooperated with the Commission's investigation. After review of
12 the matters alleged, Mr. Morgan and the Commission agree that their respective
13 interests, together with the public interest, are best served by a stipulation to certain
14 facts and the surrender of his teaching license. This Order sets forth the facts upon
15 which the parties have agreed and the sanction to be imposed. In entering into this
16 stipulation, Mr. Morgan waives the right to a hearing to contest the findings of fact,
17 conclusion of law and order set forth below. Mr. Morgan understands that the
18 Commission will accept the surrender of his teaching license and will suspend the
19 teaching license. Mr. Morgan understands that reinstatement of his teaching license
20 after the one-year period of suspension will be subject to specific conditions and a
21 subsequent two (2) year period of probation.

22 This stipulation is contingent upon approval and adoption of the Order by the
23 Commission. If the Commission does not adopt this Order, neither Mr. Morgan nor the
24 Commission are bound by these Stipulations and Mr. Morgan retains all rights to a
25 hearing on the allegations.

1 **STIPULATION OF FACTS**

2 1. The Commission has licensed Mr. Morgan as an Oregon Educator
3 continuously since April 6, 1989. He currently holds a Standard Oregon Teaching
4 License with Standard Social Studies and Basic Physical Education Endorsements
5 issued October 2, 1996, valid until April 22, 2002. There are no prior complaints on file
6 with the Commission regarding Mr. Morgan.

7 2. Mr. Morgan began his employment with Klamath County School District
8 beginning in September of 1989. Mr. Morgan served as a licensed educator in the
9 classroom until December 10, 2000, when the District placed him on paid administrative
10 leave pending the outcome of pending criminal charges. By agreement dated August
11 23, 2000, Mr. Morgan resigned his teaching position effective the end of the 1999-2000
12 school year.

13 3. On or about November 22, 2000, Mr. Morgan was convicted in Klamath
14 County Circuit Court for Furnishing Alcohol to a Person (a student) Under 21 Years of
15 Age in violation of ORS 471.410. The Court sentenced Mr. Morgan to 10 days in jail,
16 100 hours of public service work, fined him \$1179.00 (\$500.00 suspended), and placed
17 him on supervised probation for 18 months. This incident involved a BB a graduating
18 senior.

19 4. Mr. Morgan failed to maintain an appropriate professional student-teacher
20 relationship with BB, a female high school student.

21 5. Mr. Morgan accepts responsibility for his behavior and acknowledges his
22 behavior was inappropriate.

23 ///

1 IT IS SO STIPULATED:

2 Steve D. Morgan
3
4 Steve Delbert Morgan

8/13/01
Date

5 David V. Myton
6
7 David V. Myton, Executive Director
8 Teacher Standards and Practices Commission

8/6/01
Date

9 **CONCLUSIONS OF LAW**

10 Mr. Morgan violated OAR 584-020-0040(4) and OAR 584-020-0040(5) (c) by
11 furnishing alcohol to JH and BB, female high school students. Mr. Morgan violated
12 OAR 584-020-0040(4)(o) by failing to maintain appropriate professional student-teacher
13 relationship with BB.

14 **ORDER**

15 The Commission suspends the Oregon Standard Teaching License of Steve
16 Delbert Morgan effective September 14, 2001 for a period of one year. At the end of
17 this suspension period, Mr. Morgan' Teaching License shall be reinstated providing he
18 meets the following conditions:

19 1. Submit a complete application as per OAR 584-050-0015(3) with required
20 supporting documentation and fees.

21 2. Mr. Morgan shall, at his own expense, seek the assistance of a qualified
22 counselor approved in advance by the commission, regarding appropriate professional
23 boundaries. Such counseling shall include at least eight (8) one-hour sessions.

24 Mr. Morgan will provide the counselor with a copy of this Order and the District's report
25 to the Commission. The counselor will provide the Commission with a report of
26 successful program completion.

1 3. Documentation that he has undergone an evaluation by a psychotherapist or
2 medical professional acceptable to the Commission. The evaluator shall submit a
3 written report to the Commission attesting (1) Mr. Morgan is fit to work with children and
4 teenagers, and (2) there is a high probability he will not engage in similar inappropriate
5 behavior. Any costs associated with the assessment or treatment will be the
6 responsibility of Mr. Morgan.

7 Upon reinstatement of his teaching license, Mr. Morgan shall be placed on
8 probation for a period of two (2) years and subject to the condition that he comply with
9 all Standards for Competent and Ethical Performance under Chapter OAR 584, Division
10 020.

11 Violation of the terms of this probation may constitute an independent basis for
12 the Commission to impose discipline, up to and including revocation of Mr. Morgan's
13 teaching license subject Mr. Morgan's right to a hearing on the issue of whether he
14 violated probation.

15 Dated this 14th day of September 2001

16 TEACHER STANDARDS AND PRACTICES COMMISSION

17
18 By: David V. Myton
19 David V. Myton, Executive Director

20 Approved as to form:

21
22 Barbara J. Diamond
23 Barbara J. Diamond, OSB #85039
24 Attorney for Steve Delbert Morgan

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