

IDAHO PROFESSIONAL STANDARDS COMMISSION

In the matter of the certificates of:

Taylor S. Graves,

Respondent

Case No. 22107

STIPULATION

BACKGROUND

The Professional Standards Commission received an allegation of unethical conduct concerning Taylor S. Graves. Following an investigation, the Executive Committee of the Professional Standards Commission reviewed the information before it and determined that probable cause exists for initiating an administrative action against Taylor S. Graves's certificates. The Executive Committee has recommended the following Stipulation.

STIPULATION

1. This is an agreement (Stipulation) between Taylor S. Graves (Mr. Graves) and the Executive Committee (the Executive Committee) of the Professional Standards Commission (the Commission).
2. If Mr. Graves wishes to agree to this Stipulation, he must sign and return this stipulation and any attachments to the Commission by 5:00 p.m. (Mountain Time) on March 21, 2022, unless he has been granted an extension.
3. After Mr. Graves and the Executive Committee agree to and sign this Stipulation, the Stipulation must be approved by the Commission, and the Commission must enter the attached consent order, before this Stipulation resolves the matter.
4. A signed copy of this Stipulation may be submitted via mail or fax to:

Professional Standards Commission

650 W. State St. 2nd Floor

P.O. Box 83720

Boise, ID 83720-0027

Fax: (208) 334-2228 (Attn: Professional Standards Commission)

A. STIPULATED FACTS AND LAW

5. The Commission regulates educator certification in Idaho.
6. Mr. Graves holds the following certificates and endorsements issued under the authority of the Idaho State Board of Education:
 - a. Advanced Occupational Specialist Certificate with CTE OS-Industrial Mechanics (6-12) endorsement, effective February 11, 2020, through August 31, 2024.
 - b. Standard Instructional Certificate with Earth and Space Science (6-12) endorsement, effective September 1, 2019, through August 31, 2024.
7. Mr. Graves was employed as a Mechanics teacher at Timberlake Senior High School for the 2020-2021 school year.
8. During the 2020-2021 school year, Mr. Graves acknowledged that he had been negligent in providing appropriate student supervision in his classroom.
9. Mr. Graves acknowledged that he viewed inappropriate internet materials that were sexually related in nature in his classroom, with students present.
10. The Executive Committee determined that probable cause exists for initiating an administrative action against Mr. Graves for violating the following laws and rules governing educator certification:
 - a. Mr. Graves's conduct or course of conduct willfully violated a principle of the code of ethics that was adopted by the Idaho State Board of education. Idaho

Code § 33-1208(1)(j)(“Willful violation of any professional code or standard of ethics or conduct, adopted by the state board of education.”). Specifically, Mr. Graves violated Code of Ethics Principle V Idaho Admin Code r. 08.02.02.076.09)(“A professional educator entrusted with public funds and property honors that trust with a high level of honesty, accuracy, and responsibility.”).

11. Mr. Graves admits that he violated the laws and rules cited in paragraph 10 and acknowledges that there is sufficient evidence to support a finding of a violation of the laws and rules cited in paragraph 10.

B. STIPULATED DISCIPLINE

12. If this Stipulation is approved by the Commission, the following discipline will be imposed by the Commission on Mr. Graves’s certificates:

- a. Mr. Graves’s certificate is suspended indefinitely. During the period of suspension, Mr. Graves shall not practice teaching in the State of Idaho.
- b. Mr. Graves may request reinstatement of his teaching certificate pursuant to Idaho Code § 33-1209(9). After evaluation of Mr. Graves’s request for reinstatement, and provided Mr. Graves has complied with all the terms of this Stipulation and maintained compliance with all other certification requirements, Mr. Graves’s certificate shall be reinstated. However, the PSC reserves the right to place reasonable conditions on Respondent’s certificate allowing Mr. Graves to teach under specific terms and conditions. Any such conditions will be based upon the recommendations, if any, made by Mr. Graves’s counselor, as set forth in paragraph 12.c below.

- c. With any request for reinstatement, Mr. Graves must submit the following:
- i. Proof of successful completion of an approved PSC ethics course, which may not be used for renewal purposes;
 - ii. Evidence of obtaining counseling from a licensed psychiatrist, psychologist, or professional counselor under the laws of Idaho to address addiction/pornography by submitting a letter from the counselor documenting:
 1. Mr. Graves's treatment history and his progress during counseling;
 2. Mr. Graves's compliance with all treatment and/or counseling recommendations made by the counselor;
 3. An opinion by the counselor regarding Mr. Graves's ability to return to the classroom and display appropriate behavior and the basis for that opinion; and
 4. Recommendations, if any, by the counselor for Mr. Graves to continue counseling and/or activities to address an active recovery program for addiction/pornography issues.
 - iii. By agreeing to these requirements to seek counseling, Mr. Graves does not agree or admit that he is afflicted with or suffers from any addiction/pornography condition, Mr. Graves understands that these requirements are made in order to assist the PSC in its duty to protect the public and to ensure Mr. Graves is fit to teach.

13. Any costs associated with Mr. Graves's compliance with the terms of this Stipulation are his responsibility.

14. During the pendency of this Stipulation Mr. Graves will comply with all laws and rules governing educator certification in Idaho.

C. PRESENTATION OF THIS STIPULATION

15. Once Mr. Graves signs this Stipulation and timely returns it to the Commission, and the Executive Committee signs this Stipulation, the Deputy Attorney General assigned to the Commission will present this Stipulation to the Commission at the Commission's next business meeting.

16. The Commission may accept, reject, or modify the Stipulation.

17. If the Commission modifies this Stipulation, it must receive Mr. Graves's approval on any modification before the Stipulation is effective.

D. WAIVER OF RIGHTS

18. If this Stipulation is approved by the Commission, Mr. Graves knowingly, intelligently, and voluntarily waives the following rights:

- a. the right to a hearing;
- b. the right to confront and cross-examine witnesses;
- c. the right to present evidence or to call witnesses, or to testify at a hearing;
- d. the right to reconsideration of the Commission's orders;
- e. the right to judicial review of the Commission's orders; and
- f. other rights accorded by the Idaho Administrative Procedure Act, and the law and rules governing teacher certification in the State of Idaho.

19. If this Stipulation is approved by the Commission, the Commission may impose discipline upon Mr. Graves's certificate without further process.

20. By signing this Stipulation, Mr. Graves agrees to waive any requirement for a hearing under Idaho Code § 33-1209(3) to be conducted within 90 days of a request for a hearing. This waiver applies to any hearing request made before the Commission ultimately rejects this Stipulation (if it does) or before Mr. Graves ultimately rejects a modified stipulation (if Mr. Graves does). If the Commission ultimately rejects this Stipulation or if Mr. Graves ultimately rejects a modified stipulation, and Mr. Graves has requested a hearing, the 90-day hearing timeframe will begin from the ultimate rejection.

E. GENERAL ACKNOWLEDGMENTS

21. This Stipulation contains the entire agreement between the parties, and Mr. Graves is not relying on any other agreement or representation, whether verbal or written.

22. This Stipulation, if approved by the Commission, or modified and approved, resolves a contested case. If approved, the Stipulation, consent order, and any attachment are public records. And if approved, the Commission may make available through its or the State Department of Education's website a copy of the Stipulation, consent order, and any attachment: and may report any discipline to the national clearinghouse for teacher certification.

23. Mr. Graves agrees that he has read this Stipulation, has had the opportunity to discuss it with legal counsel, if he so chose, and understands that by signing below, he will be agreeing to the terms of this Stipulation.

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SIGNATURES

Respondent

The Respondent, Taylor S. Graves, agrees to this Stipulation.

DATED this 16 day of March, 2022.



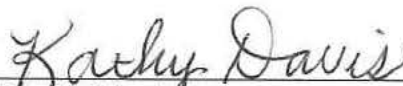
Taylor S. Graves
Respondent

Executive Committee

The Executive Committee recommends that the Commission enter an Order based upon this Stipulation.

DATED this 7th day of April, 2022

IDAHO PROFESSIONAL STANDARDS COMMISSION
EXECUTIVE COMMITTEE



Kathy Davis, Member

IDAHO PROFESSIONAL STANDARDS COMMISSION

In the matter of the certificate of:

Taylor S. Graves,

Respondent

Case No. 22107
CONSENT ORDER

The Professional Standards Commission orders that the Stipulation, entered between Taylor S. Graves and the Executive Committee, is adopted as the informal disposition of this case, as permitted under Idaho Code § 67-5241. It will be effective on the 7th day of April, 2022. The discipline listed in the Stipulation is imposed on Taylor S. Graves's certificates under Idaho Code §§ 33-1208 and 33-1209. This is a final agency order, and Taylor S. Graves has waived the right of judicial review.

IDAHO PROFESSIONAL STANDARDS COMMISSION



~~Steve Copmann, Member~~
Karen Pyron

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 14th April day of ~~February~~, 2022, I caused to be served a true and correct copy of the foregoing by the following method to:

Taylor S. Graves, Respondent



- U.S. Mail
- Hand Delivery
- Certified Mail, Return Receipt Requested
- Overnight Mail
- Facsimile:
- Email:

*Attorney for the
Chief Certification Officer*
Robert A. Berry
Deputy Attorney General
P.O. Box 83720
Boise, ID 83720-0010

- U.S. Mail
- Hand Delivery
- Certified Mail, Return Receipt Requested
- Overnight Mail
- Facsimile: (208) 854-8073
- Email: robert.berry@ag.idaho.gov
leslie.gottsch@ag.idaho.gov

Annette Schwab
Program Specialist
Idaho State Department of Education