

IDAHO PROFESSIONAL STANDARDS COMMISSION

In the matter of the certificate of:

Kaylee R. Green,

Respondent

Case No. 22115

STIPULATION

BACKGROUND

The Professional Standards Commission received an allegation of unethical conduct concerning Kaylee R. Green. 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 Kaylee Green's certificate. The Executive Committee has recommended the following Stipulation.

STIPULATION

1. This is an agreement (Stipulation) between Kaylee R. Green (Ms. Green) and the Executive Committee (the Executive Committee) of the Professional Standards Commission (the Commission).
2. If Ms. Green wishes to agree to this Stipulation, she must sign and return this stipulation and any attachments to the Commission by 5:00 p.m. (Mountain Time) on March 2, 2022, unless she has been granted an extension.
3. After Ms. Green 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. Ms. Green holds the following certificate and endorsements issued under the authority of the Idaho State Board of Education:
 - a. Provisional Authorization with All Subjects (K-8) endorsement, effective September 1, 2020, through August 31, 2021.
7. Ms. Green was employed by Caldwell School District #132 as a 7th Grade English Language Arts teacher at Jefferson Middle School for the 2020-2021 school year.
8. Ms. Green entered a contract on May 25, 2021, to teach with the Caldwell School District for the 2021-2022 school year.
9. On Friday, September 17, 2021, Ms. Green informed the school principal that she was resigning, effective Friday, September 24, 2021.
10. Ms. Green's resignation was not accepted by the Caldwell School District.
11. The Executive Committee determined that probable cause exists for initiating an administrative action against Ms. Green for violating the following laws and rules governing educator certification:
 - a. Ms. Green'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, Ms.

Green violated Code of Ethics Principle VIII Idaho Admin Code r. 08.02.02.076.09)(“A professional educator fulfills all terms and obligations detailed in the contract with the local board of educators or education agency for the duration of the contract.”).

12. Ms. Green admits that she violated the laws and rules cited in paragraph 11 and acknowledges that there is sufficient evidence to support a finding of a violation of the laws and rule cited in paragraph 11.

B. STIPULATED DISCIPLINE

13. If this Stipulation is approved by the Commission, the following discipline will be imposed by the Commission on Ms. Green’s certificate:

- a. Ms. Green’s ability to apply for a certificate will be suspended for one year upon approval by the full PSC and entry of an accompanying Consent Order.

14. Any costs associated with Ms. Green’s compliance with the terms of this Stipulation are her responsibility.

15. During the pendency of this Stipulation Ms. Green will comply with all laws and rules governing educator certification in Idaho.

C. PRESENTATION OF THIS STIPULATION

16. Once Ms. Green 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.

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

18. If the Commission modifies this Stipulation, it must receive Ms. Green's approval on any modification before the Stipulation is effective.

D. WAIVER OF RIGHTS

19. If this Stipulation is approved by the Commission, Ms. Green 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.

20. If this Stipulation is approved by the Commission, the Commission may impose discipline upon Ms. Green's certificate without further process.

21. By signing this Stipulation, Ms. Green 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 Ms. Green ultimately rejects a modified stipulation (if Ms. Green does). If the Commission ultimately rejects this Stipulation or if Ms. Green ultimately rejects a modified stipulation, and Ms. Green has requested a hearing, the 90-day hearing timeframe will begin from the ultimate rejection.

E. GENERAL ACKNOWLEDGMENTS

22. This Stipulation contains the entire agreement between the parties, and Ms. Green is not relying on any other agreement or representation, whether verbal or written.

23. 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.

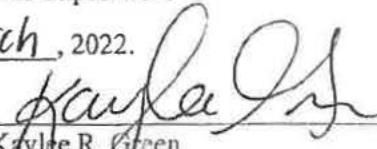
24. Ms. Green agrees that she has read this Stipulation, has had the opportunity to discuss it with legal counsel, if she so chose, and understands that by signing below, she will be agreeing to the terms of this Stipulation.

SIGNATURES

Respondent

The Respondent, Kaylee R. Green, agrees to this Stipulation.

DATED this 9 day of March, 2022.



Kaylee R. Green
Respondent

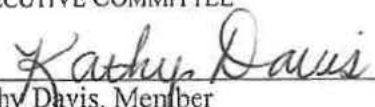
Executive Committee

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

DATED this 7 day of April, 2022.

IDAHO PROFESSIONAL STANDARDS COMMISSION

EXECUTIVE COMMITTEE



Kathy Davis, Member

IDAHO PROFESSIONAL STANDARDS COMMISSION

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CONSENT ORDER

The Professional Standards Commission orders that the Stipulation, entered between Kaylee R. Green 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 Kaylee R. Green's certificates under Idaho Code §§ 33-1208 and 33-1209. This is a final agency order, and Kaylee R. Green 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 11th day of April, 2022, I caused to be served a true and correct copy of the foregoing by the following method to:

Kaylee R. Green, 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