

IDAHO PROFESSIONAL STANDARDS COMMISSION

In the matter of the certificate of:

Tyler D. Warner,

Respondent

Case No. 22416

STIPULATION

BACKGROUND

The Professional Standards Commission received an allegation of unethical conduct concerning Tyler D. Warner. 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 Tyler Warner's certificate. The Executive Committee has recommended the following Stipulation.

STIPULATION

1. This is an agreement (Stipulation) between Tyler Warner (Mr. Warner) and the Executive Committee (the Executive Committee) of the Professional Standards Commission (the Commission).
2. If Mr. Warner 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 December 4, 2024, unless he has been granted an extension.
3. After Mr. Warner 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. Warner holds the following certificate and endorsement issued under the authority of the Idaho State Board of Education:
 - a. Standard Instructional Certificate with History (6-12) endorsement, Effective September 1, 2023 through August 31, 2028.
7. Mr. Warner was employed by Boundary County School District during the 2022-2023 and 2023-2024 school years.
8. Mr. Warner engaged in personal, non-school related, text message communications with a student.
9. The text messaging communications occurred frequently and were extensive.
10. The Executive Committee determined that probable cause exists for initiating an administrative action against Mr. Warner for violating the following laws and rules governing educator certification:
 - a. Mr. Warner's conduct or course of conduct described in paragraphs 7-9 willfully violated a principle of the code of ethics that was adopted by the Idaho State Board of education. Idaho Code § 33-1208(1) ("Willful violation of any professional code or standard of ethics or conduct, adopted by the state board of education."). Specifically, Mr. Warner violated Code of Ethics Principle II Idaho Admin Code r. 08.02.02.076.03 ("A professional educator maintains a

professional relationship with all students both inside and outside the physical and virtual classroom.”).

11. Mr. Warner admits 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. Warner’s certificate:

a. Mr. Warner’s certifications be suspended until he completes the following courses, which may not be used for renewal purposes, prior to renewal of his certificate:

- i. An approved ethics course; and
- ii. An approved boundaries course.

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

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

C. PRESENTATION OF THIS STIPULATION

15. Once Mr. Warner 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. Warner's approval on any modification before the Stipulation is effective.

D. WAIVER OF RIGHTS

18. If this Stipulation is approved by the Commission, Mr. Warner 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;

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

20. By signing this Stipulation, Mr. Warner 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. Warner ultimately rejects a modified stipulation (if Mr. Warner does). If the Commission ultimately rejects this Stipulation or if Mr. Warner ultimately rejects a modified stipulation, and Mr. Warner 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. Warner 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. Warner 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, Tyler Warner, agrees to this Stipulation.

DATED this 20th day of December, 2024.



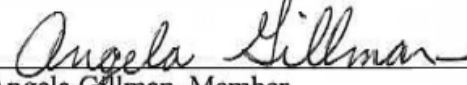
Tyler Warner
Respondent

Executive Committee

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

DATED this 10 day of December, 2024.

IDAHO PROFESSIONAL STANDARDS COMMISSION
EXECUTIVE COMMITTEE



Angela Gillman, Member

IDAHO PROFESSIONAL STANDARDS COMMISSION

In the matter of the certificate of:

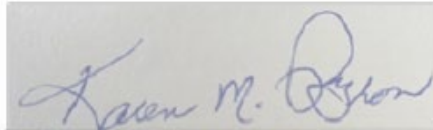
Tyler D. Warner,

Respondent

Case No. 22416
CONSENT ORDER

The Professional Standards Commission orders that the Stipulation, entered between Tyler D. Warner 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 ____ day of December, 2024. The discipline listed in the Stipulation is imposed on Tyler Warner's certificates under Idaho Code §§ 33-1208 and 33-1209. This is a final agency order, and Tyler Warner has waived the right of judicial review.

IDAHO PROFESSIONAL STANDARDS COMMISSION



Karen M. Pyron, Member

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 12 day of December, 2024, I caused to be served a true and correct copy of the foregoing by the following method to:

Attorney for Tyler Warner
Shane T. Reichert
P.O. Box 2638
Boise, ID 83701
sreichert@idahoea.org

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

*Attorney for the
Chief Certification Officer*
Kyle D. Grigsby
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: kyle.grigsby@ag.idaho.gov
laura.kauffmann@ag.idaho.gov



Annette Schwab
Coordinator