

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

3  
4           In the Matter of the    )  
5           Teaching License of    )  
6           DAVID RANDALL MARTIN                                        )  
7    )  
8

9           On or about April 11, 2001, David Martin's attorney notified the Teacher Standards and  
10          Practices Commission (Commission) of this matter and of his willingness to cooperate.

11           On or about April 12, 2000, the Commission notified David Martin that a report had been  
12          filed alleging that Mr. Martin misused his school computer to access sexually explicit material  
13          over the Internet. William Hampton, Superintendent, Sweet Home School District, submitted the  
14          report.

15           Mr. Martin fully cooperated with the Commission's investigation and did not contest the  
16          allegations. After review of the matters alleged, Mr. Martin and the Commission agree that their  
17          respective interests, together with the public interest, are best served by a stipulation to certain  
18          facts and the imposition of a ninety (90) day suspension, followed by a period of probation of  
19          two (2) years. This Order sets forth the facts upon which the parties have agreed and the  
20          sanction to be imposed. In entering into this stipulation, Mr. Martin waives the right to a hearing  
21          to contest the finding of fact, conclusion of law and order set forth below. Mr. Martin  
22          understands that the probation will be subject to specific conditions.

23   **STIPULATION OF FACTS**

24           1. Mr. Martin holds a Standard Teaching License with Standard Language Arts and  
25          Basic Journalism Endorsements valid January 14, 2000 through November 2, 2005. He was  
26          employed by the Sweet Home School District from September 1982, until his resignation  
27          effective April 25, 2001, as a High School Language Arts Teacher.



1 IT IS SO STIPULATED:

2  
3 David Randall Martin  
4 David Randall Martin

4-27-01  
Date

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

4/23/01  
Date

9 **ORDER**

10 The Oregon Standard Teaching License of David Martin is suspended for a period of  
11 ninety (90) days beginning on May 11, 2001. At the end of this suspension period, Mr. Martin's  
12 teaching license will be reinstated upon complete application and documentation that he has  
13 undergone an evaluation by a psychotherapist or medical professional acceptable to the  
14 Commission, and the evaluator submits a written report to the Commission attesting (1) Mr.  
15 Martin is fit to work with children and teenagers, and (2) there is a high probability he will not  
16 use school district equipment to access sexually explicit materials or engage in similar  
17 inappropriate behavior. Any costs associated with the assessment or treatment will be the  
18 responsibility of Mr. Martin.

19 Upon the reinstatement of his teaching license, Mr. Martin shall be placed on probation  
20 by the Commission for a period of two (2) years subject to the following conditions:

21 1. Mr. Martin shall substantially comply with any treatment or counseling as  
22 recommended by the individual who completed the evaluation described above. Mr. Martin  
23 shall authorize and sign any consent forms as necessary for the treatment provider or counselor  
24 to furnish records to or discuss Mr. Martin's treatment with the Commission.

25 2. Mr. Martin shall comply with all Standards for Competent and Ethical Performance  
26 under Chapter OAR 584, Division 020.

27 3. Mr. Martin shall provide information as requested by the Commission to verify that he  
28 has complied with the conditions of probation, including a statement from a future employing

1 district that he has complied with the Standards for Competent and Ethical Performance under  
2 Chapter OAR 584, Division 020.

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

6 Dated this 11<sup>th</sup> day of May 2001

7 TEACHER STANDARDS AND PRACTICES COMMISSION


8

9 By:   
10 David V. Myton, Executive Director

11

12 APPROVED AS TO FORM

13

14   
15 Ralph E. Wiser OSB# 81423  
16 Attorney for David Randall Martin