

1 8. The Springfield School District investigation of Bachman's alleged negligence revealed
2 that he was hindered in his ability to fulfill his duties by his supervisor. Based in part
3 on this finding, the district chose to impose only a reprimand, a five day suspension
4 without pay, and a plan of improvement as disciplinary action for neglect of duty.
5

6 Dale Alfred Bachman enters into this Stipulation of Facts with knowledge that the Teacher
7 Standards and Practices Commission will adopt an Order of Public Reprimand for the above
8 violations of Standards for Competent and Ethical Performance of Oregon Educators and this
9 Order shall serve as the reprimand. This Stipulation is contingent upon approval and adoption
10 of the Order by the Commission. If the Commission does not adopt this Order, neither Mr.
11 Bachman nor the Commission are bound by these stipulations and Mr. Bachman retains all
12 rights to a hearing on the allegations.
13

14 IT IS SO STIPULATED:
15
16

17 Dale Alfred Bachman
18 Dale Alfred Bachman
19

4-29-98
Date

20 David V. Myton
21 David V. Myton, Executive Director
22 Teacher Standards and Practices Commission
23
24
25
26
27

4/10/98
Date

28 ULTIMATE FINDINGS OF FACT
29

30 Dale Alfred Bachman neglected his duty as a Vice-Principal and Athletic Director when he
31 failed to report allegations of sexual abuse and sexual harassment of students by his
32 subordinates.
33

34 CONCLUSIONS OF LAW
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36 ORS 342.175 authorizes TSPC to establish Standards for Competent and Ethical Performance
37 of Oregon Educators (OAR 584, Division 20) to define gross neglect of duty. Failure to report
38 sexual abuse and sexual harassment of students by subordinates violates OAR 584-20-
39 025(3)(a) and OAR 584-20-035(3)(a).
40

41 OPINION
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43 As an educator Dale Alfred Bachman is a mandatory reporter of child abuse regardless of his
44 relationship with the alleged abuser. In this case, Bachman had supervisory responsibility for
45 the coaches, assistant coaches and volunteer assistant coaches by virtue of his position as
46 Athletic Director at Thurston High School. The district has, however, thoroughly investigated
47 this matter and determined that Bachman was hindered in exercise of his duty by his
48 supervisor. The district has also imposed a sanction for neglect of duty and has required a
49 plan of improvement focused on district and TSPC Standards. These facts are taken into
50 consideration in imposing only a Public Reprimand by TSPC.
51

ORDER

The Commission accepts the Stipulation of Facts outlined above and adopts an Order of Public Reprimand for Dale Alfred Bachman for failure to report sexual abuse and sexual harassment of students by subordinates and this Order shall serve as the reprimand.

Dated this 19th day of May, 1998.

TEACHER STANDARDS AND PRACTICES COMMISSION

By: David V. Myton
David V. Myton, Executive Director

Approved as to Form:

Gary R. Ackley
Gary R. Ackley, Attorney
For Dale Alfred Bachman

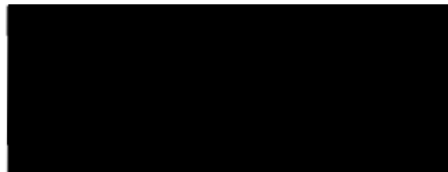
4/29/98
Date

Joe McKeever, Assistant Attorney General

Date

CERTIFICATE OF MAILING

I hereby certify that I served the foregoing order by mailing a true copy thereof certified by me as such by U.S. Certified Mail with Return Receipt Requested to attorney for Dale Alfred Bachman:



Dated this 19th day of May, 1998.

By: Charlene A. Smith
Charlene A. Smith
Executive Assistant to the Commission