

STATE BOARD MEETING DATE September 26, 2011

SUBJECT: Consideration of Complaint for Oscar Rosero, Case No. C-2010-123

SUBMITTED BY: Charles Easaw, Chief Investigator, Investigative Unit, State Board of Education

MANAGEMENT TEAM REVIEW: September 12, 2011

BACKGROUND INFORMATION:

Oscar Rosero holds a Provisional Secondary Education certificate, which expires on February 11, 2011.

On October 28, 2010, the Investigative Unit received a report of alleged unprofessional conduct from Horizon Community Learning Center (“Horizon”), regarding Mr. Rosero’s relationship with a student.

On April 12, 2010, Mr. Rosero sent a text message to Student A asking her to leave class early. He met her and gave her a hall pass. She later met Mr. Rosero in the equipment room in the gym. While there, Mr. Rosero reached under her skirt, placed his hand on her thighs, and touched her buttocks over her underwear. Mr. Rosero also placed Student A’s hand on his penis, over his clothing. Upon learning of the incident, a friend of Student A reported the matter to school officials who then reported the incident to law enforcement.

Mr. Rosero admitted to Horizon administrators that he had become friends with Student A and that he allowed Student A to talk with him about sexual matters regarding boys. Mr. Rosero stated that he “lost track of who he was” with Student A. The Horizon Governing Board found that Mr. Rosero’s actions warranted dismissal and terminated his employment.

On June 28, 2010, Mr. Rosero applied for a teaching position with Balsz Elementary School District (“BESD”). The application asked whether he had “ever failed to be rehired, been asked to resign a position, resigned to avoid termination, or was terminated from employment.” He answered “no.” Mr. Rosero did not disclose that he worked at Horizon and he affirmed that the information on the application was true in all respects. He was hired by BESD on July 19, 2010.

On or about October 28, 2010, BESD learned of the report of unprofessional conduct from Horizon. BESD accepted Mr. Rosero’s offer to resign, in lieu of termination, effective November 3, 2010. BESD filed a report of unprofessional conduct with the Investigative Unit.

The Board filed a complaint against Mr. Rosero’s certificate. On August 9, 2011, the Professional Practices Advisory Committee (“PPAC”) held a hearing on the complaint. At the hearing, Mr. Rosero stipulated to the alleged conduct, without exception. He stated that he accepted responsibility for his actions and was hoping for a second chance. The PPAC found that Mr. Rosero acted unprofessionally and recommended, by a vote of **4 to 0**, that the State Board of Education revoke his certification.

BOARD ACTION REQUESTED: [] INFORMATION [X] ACTION/DESCRIBED BELOW:

That the Board **accepts** the recommendation of the PPAC to **revoke the certification of Oscar Rosero** and that all states and territories be so notified.

ATTACHMENTS: YES [X] NO[]