

**BEFORE THE KANSAS STATE BOARD OF EDUCATION**

In the Matter of  
the License  
of Jeremy Way

15-PPC-57

**FINAL ORDER**

NOW, on this 18<sup>th</sup> day of May, 2016, the above-captioned matter comes for consideration by the Kansas State Board of Education (Board). Appearing for the Board are Chairman, Jim McNiece, and members, John Bacon, Kathy Busch, Carolyn Wims-Campbell, Sally Cauble, Deena Horst, Jim Porter, Steve Roberts, Janet Waugh, and Ken Willard.

WHEREUPON, a complaint was filed by the Kansas State Department of Education and Mr. Jeremy Way had the opportunity to respond to the complaint. He did not respond nor did he request a hearing. The complaint and supporting evidence were considered by the Professional Practices Commission (Commission).

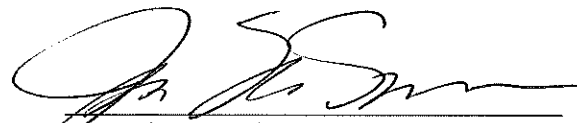
WHEREUPON the Board reviewed the Commission's Initial Order and after considering the presentation by Linda Sieck, Chairman of the Commission, who was available to answer the Board's questions and being otherwise duly advised in the premises, the Board adopted the Commission's findings and recommendation to revoke Mr. Way's license by a 10 – 0 vote.

All findings set forth in the Commission's Initial Order attached hereto are incorporated by reference and made a part of this Final Order as though fully set forth at length herein.

IT IS THEREFORE CONCLUDED by the Kansas State Board of Education that Jeremy Way's license is revoked.

This Final Order is made and entered this 18<sup>th</sup> day of May, 2016.

Kansas State Board of Education

  
BY: Jim McNiece, Chairman  
Signed June 2, 2016

**NOTICE TO LICENSEE**

This is a Final Order and is effective upon service.

To request reconsideration of this order, you must file a Petition for Reconsideration with the Secretary to the State Board of Education, at the address below, within 15 days after service of this Final Order. The Petition must state the specific grounds upon which relief is requested.

To request a stay of effectiveness of this order, you must file a Petition for Stay with the Secretary to the State Board of Education at the address below. A petition can be filed until the time which a petition for judicial review would no longer be timely.

To seek judicial review of a Final Order, you must file a petition in the District Court as authorized by K.S.A. 77-601, *et seq.* within 30 days following the service of the Final Order. Filing a Petition for Reconsideration is not a prerequisite for seeking judicial review. A copy of any Petition for Judicial Review must be served upon the Secretary to the State Board of Education at the address below.

Peggy Hill  
Secretary, Kansas State Board of Education  
Landon State Office Building  
900 SW Jackson Ave. Suite 600N  
Topeka, Kansas 66612

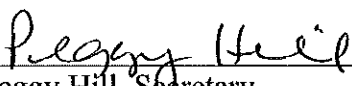
**CERTIFICATE OF SERVICE**

I hereby certify that on this 8<sup>th</sup> day of June, 2016, a true and correct copy of the above and foregoing was filed with the Secretary for the Kansas State Board of Education and one (1) copy was mailed by certified mail, return receipt requested, to:

Jeremy Way, KDOC #0107329  
Lansing Correctional Facility  
301 E. Kansas Ave.  
Lansing, Kansas 66043

And via interoffice mail to:

Kelli Broers  
Assistant General Counsel  
900 SW Jackson Street, Ste. 102  
Topeka, Kansas 66612

  
\_\_\_\_\_  
Peggy Hill, Secretary  
Kansas State Board of Education

**BEFORE THE KANSAS STATE BOARD OF EDUCATION  
PROFESSIONAL PRACTICES COMMISSION**

In the Matter of  
the License  
of Jeremy Way

15-PPC-57

**INITIAL ORDER**

The above-captioned case comes on for hearing before the Professional Practices Commission (Commission) of the Kansas State Department of Education (KSDE) upon the complaint seeking revocation of Jeremy Way's professional teaching license.

The hearing on this matter convened on March 29, 2016. Appearing for the Commission were chairperson, Linda Sieck, and members, Dorsey Burgess, Justin Henry, John McKinney, Bradley Nicks, Ginger Riddle, and Jessica Snider. Kelli Broers appeared as counsel for KSDE. Jeremy Way did not appear.

**FINDINGS OF FACT**

1. Jeremy Way, 301 E. Kansas Ave., Lansing, Kansas 66043, currently holds a professional teaching license. He has been licensed in Kansas since 2005. His license is scheduled to expire on May 9, 2016.
2. On November 20, 2013, an Amended Complaint was filed in Case No. 13CR842, District Court of Johnson County, Kansas, wherein Mr. Way was charged with two counts of felony criminal sodomy for acts committed with two children between the ages of 14 and 16 in violation of K.S.A. 21-5504(a)(3).
3. That same day, Mr. Way pleaded guilty to and was convicted of the two counts of criminal sodomy charged in the Amended Complaint.
4. As a result of his convictions, Mr. Way was sentenced to a prison term of 55 months, lifetime postrelease supervision, and lifetime registration as a sex offender.

5. KSDE filed a Complaint pursuant to K.A.R. 91-22-5a on November 24, 2015. That Complaint was placed in the mail, by certified mail, return receipt requested, to the last known address of Mr. Way. Mr. Way signed for the Complaint.

6. Mr. Way did not request a hearing, nor did he file an answer to KSDE's complaint.

### CONCLUSIONS

1. Under Kansas law, teaching and school administration are considered to be professions with all the similar rights, responsibilities, and privileges accorded other legally recognized professions. An educator is in a position of public trust.

2. It is within the authority of the State Board to adopt rules and regulations providing for the revocation of a license to teach.

3. By order of the State Board, the Professional Practices Commission shall investigate and conduct hearings pertaining to allegations of misconduct.

4. The State Board may revoke a license for conviction of a felony or any crime involving a minor. K.A.R. 91-22-1a. Mr. Way's convictions for felony criminal sodomy in violation of K.S.A. 21-5504(a)(3) for acts involving minors are grounds for the revocation of his license.

5. Additionally, because of his convictions, the State Board cannot renew Mr. Way's license or issue him a new license. K.S.A. 72-1397 (State Board shall not knowingly issue a license or renew the license of an individual convicted of criminal sodomy in violation of K.S.A. 21-5504(a)(3).)

6. Any license issued by the State Board may be canceled by the State Board in the manner provided by law, on the grounds of immorality or for any cause that would have justified the withholding thereof when the same was granted. K.S.A. 72-1383.

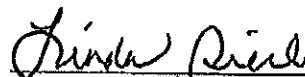
7. Mr. Way's conduct is inconsistent with the commonly-held perceptions and expectations of a member of the teaching profession. Such conduct violates the public trust and confidence placed in members of the profession. Furthermore, Mr. Way's conduct demonstrates a lack of fitness to perform the duties and responsibilities of a member of the teaching and school administration professions.

8. Mr. Way's convictions pursuant to K.S.A. 21-5504(a)(3) are grounds for revocation of his license pursuant to K.A.R. 91-22-1a and K.S.A. 72-1383.

THEREFORE the Professional Practices Commission recommends to the State Board, by a vote of 7 - 0, that Mr. Way's teaching license should be revoked.

This Initial Order is made and entered this March 29, 2016.

PROFESSIONAL PRACTICES COMMISSION



Linda Sleek, Chairperson

Order signed on April 4, 2016.

**NOTICE TO LICENSEE**

This Order of the Professional Practices Commission is not a Final Order and is required to be reviewed by the State Board in accordance with the provisions of the Kansas Administrative Procedure Act.

You may submit to the State Board for its consideration as part of its review of the Initial Order, a written brief citing legal authority as to why the above recommendation should not be accepted. The legal brief must be filed with the Secretary of the Professional Practices Commission at the address indicated below within ten days after service of the Initial Order for transmittal to the State Board.

Theresa Coté  
Secretary, Professional Practices Commission  
Kansas State Department of Education  
900 SW Jackson St.  
Topeka, Kansas 66612-1182


**CERTIFICATE OF SERVICE**

I hereby certify that on this 14th day of April, 2016, a true and correct copy of the above and foregoing was filed with the Secretary for the Kansas State Board of Education and one (1) copy was mailed by certified mail, return receipt requested, to:

Jeremy Way, KDOC #0107329  
Lansing Correctional Facility  
301 E. Kansas Ave.  
Lansing, Kansas 66043

And via interoffice mail to:

Kelli Broers  
Assistant General Counsel  
900 SW Jackson Street, Ste. 102  
Topeka, Kansas 66612

  
\_\_\_\_\_  
Theresa Coté  
Secretary, Professional Practices Commission