



IN THE MATTER OF THE *TEACHERS ACT*, SBC 2011 c. 19

AND

IN THE MATTER CONCERNING

ANDREW KEVIN JANZEN



CONSENT RESOLUTION AGREEMENT

BETWEEN:

THE COMMISSIONER, APPOINTED UNDER THE *TEACHERS ACT*
(the “Commissioner”)

AND:

ANDREW KEVIN JANZEN
 (“Janzen”)

BACKGROUND and FACTS

1. Janzen holds a valid Professional Certificate of Qualification, N° [REDACTED], issued by the Teacher Regulation Branch (the “Branch”) under the *Teachers Act* on August 27, 2014 and valid from August 27, 2014.
2. At all material times, Janzen was employed as a Teacher-On-Call by School District No. 33 (Chilliwack) (the “District”).
3. On October 17, 2016, the District made a report to the Commissioner regarding Janzen, under section 16 of the *School Act*.
4. On or about May 27, 2016, while Janzen was working as a Teacher-on-Call at a high school in the District in a technology education classroom:
 - a. Janzen used his phone for personal purposes several times during class time.

- b. During a grade 11/12 Welding/Metal work class, Janzen permitted students to work in the exterior welding area of the classroom but he did not adequately supervise these students. Some students misbehaved and acted in an unsafe manner while out of Janzen's direct sight, when they filled a welding rod canister with acetylene gas and then lit it, causing an explosion, and then filled it again and also added oxygen, causing a second, larger explosion.
 - c. Janzen left a note for the classroom teacher about these two explosions but did not report them to the School administration.
 - d. During the District's investigation, Janzen communicated remorse and acknowledged that the safety of students was his responsibility.
5. On October 6, 2016, Janzen resigned from his employment with the District.
 6. On December 6, 2016, the Commissioner considered this matter and determined to propose a consent resolution agreement to Janzen, in accordance with section 53(1)(a) of the *Teachers Act*.

DISPOSITION

7. This Agreement is made under section 53 of the *Teachers Act*.
8. Janzen understands and acknowledges that this Agreement is not effective until executed by the Commissioner, and that the date of execution by the Commissioner will be the effective date of this Agreement (the "Effective Date").
9. Janzen admits that the facts set out in paragraphs 1 to 5 of this Agreement are true.
10. Janzen admits that the conduct described in paragraph 4 of this Agreement constitutes professional misconduct and is contrary to Standards #1, 2 and 3 of the *Standards for the Education, Competence and Professional Conduct of Educators in British Columbia*, Fourth Edition, January 2012.
11. Janzen agrees to a reprimand under sections 53 and 64(a) of the *Teachers Act*, which will take effect on the first business day following the Effective Date.
12. Janzen agrees under section 64(f) and (h) of the *Teachers Act* that by September 1, 2017 (the "Condition Date"), he will successfully complete the course *Creating a Positive Learning Environment* through the Justice Institute of British Columbia (the "Course") and provide satisfactory proof of completion to the Commissioner by the Condition Date.

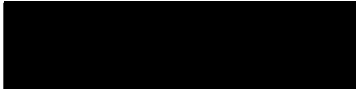
13. On August 8, 2017, Janzen provided satisfactory proof that he completed the Course on July 12, 2017.
14. Janzen agrees not to make any statement orally or in writing which contradicts, disputes or calls into question the terms of this Agreement or the admissions made in it.

CONSEQUENCES OF THE AGREEMENT

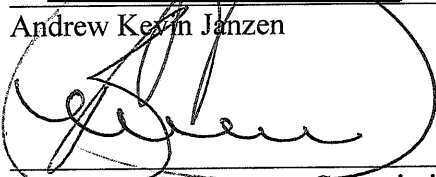
15. The Director will record the terms of this Agreement on the Branch's online registry under section 79(d) of the *Teachers Act*.
16. Janzen acknowledges that this Agreement will be published in accordance with section 54 of the *Teachers Act*, which includes posting the Agreement, in full, on the following website: www.bcteacherregulation.ca.
17. A breach by Janzen of any term in this Agreement may constitute professional misconduct which may be the subject of separate discipline proceedings.
18. Janzen acknowledges and understands that if the Commissioner has reason to believe that he has breached any term of this Agreement:
 - a. the Commissioner may initiate an investigation under section 47(1)(b) of the *Teachers Act* into his conduct; and
 - b. the conduct and matters described in the "Background and Facts" to this Agreement are admissible in that inquiry as proof that Janzen has admitted to the conduct and matters set out in this Agreement.
19. Janzen acknowledges that he has voluntarily entered into this Agreement after being advised of his right to obtain independent legal advice, and that he fully understands the terms and conditions set out in this Agreement.

Signed in CHILLIWACK, B.C.
this 22 day of AUGUST, 2017.

Signed in VANCOUVER, B.C.
this 30 day of August, 2017.



Andrew Kevin Janzen



Hon. Bruce M. Preston, Commissioner