



**BEFORE THE KANSAS COMMISSION ON PEACE OFFICERS'
STANDARDS AND TRAINING**

1999 N. AMIDON, SUITE 350 • WICHITA, KANSAS 67203
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In the Matter of)
)
MICHAEL PAGEL)
 #21895)
_____)

Case No. 2020-0162

SUMMARY ORDER OF REVOCATION

Pursuant to K.S.A. 77-537

The above-captioned matter comes on for action by the Kansas Commission on Peace Officers' Standards and Training (Commission) through a summary proceeding under the Kansas Administrative Procedures Act, K.S.A. 77-537, regarding the law enforcement certification of MICHAEL PAGEL (Respondent).

STATEMENT OF FACTS

1. The Commission issued a full-time law enforcement certification to Respondent, certification number 21895.
2. Respondent was employed as a full-time law enforcement officer with the Kansas Highway Patrol from March 13, 2005 to May 4, 2020.
3. On February 2, 2020, Respondent's spouse informed him that she wanted a divorce and the two argued. Respondent pointed his handgun at his spouse and threatened to kill her.

4. Based on the February 2, 2020 incident, Respondent was criminally charged in the Third Judicial District, Shawnee County, Kansas, Case Number 20CR000189. Respondent was charged with one count of Aggravated Assault, contrary to K.S.A. 21-5412(b)(1), and one count of Criminal Threat, contrary to K.S.A. 21-5415(a)(1). Both counts are classified as person felonies. Respondent entered an Agreement for Pretrial Diversion on the two felony counts charged in Case Number 20CR000189.

CONCLUSIONS OF LAW

5. Pursuant to K.S.A. 74-5616(b)(1) the Commission may revoke the certification of a police or law enforcement officer who fails to meet and maintain the requirements of K.S.A. 74-5605 or 74-5607a, and amendments thereto.

Felony Conviction

6. K.S.A. 74-5605(b)(3) states that each applicant for certification shall not have been convicted of a crime that would constitute a felony under the laws of this state.
7. K.S.A. 74-5605(d) states that “conviction” includes any diversion agreement for a felony entered into on or after July 1, 1995.
8. Due to entering a diversion agreement for a felony in the Third Judicial District, Shawnee County, Kansas, Case Number 20CR000189, Respondent fails to meet and maintain the requirements of K.S.A. 74-5605.

Good Moral Character

9. K.S.A. 74-5605(b)(5) states that each applicant for certification shall be of good moral character sufficient to warrant the public trust in the applicant as a police officer or law enforcement officer.

10. K.A.R. 106-2-4(a) defines good moral character as including the personal traits or qualities of integrity, honesty, upholding the laws of the state and nation, conduct that warrants the public trust, and upholding the oath required for certification as specified in K.A.R. 106-3-6.
11. Respondent's conduct resulting in his felony conviction in the Third Judicial District, Shawnee County, Kansas, Case Number 20CR000189, shows that he lacks the personal qualities of integrity, honesty, upholding the laws of the state, conduct that warrants the public trust, and upholding the oath required for certification.

Summary Proceedings

12. Under K.S.A. 77-537, the Commission may conduct these summary proceedings, subject to Respondent's request for a hearing. The Commission finds that the use of summary proceedings in these circumstances does not violate any provisions of law and the protection of the public interest does not require the Commission to give notice and opportunity to participate to any person other than Respondent.

ORDER

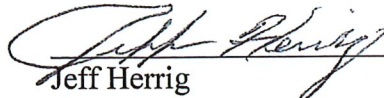
Based on the Statement of Facts and Conclusions of Law, the Commission orders that the Kansas Law Enforcement Officer Certification of MICHAEL PAGEL be revoked.

ACCORDINGLY, THE KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING CERTIFICATE OF MICHAEL PAGEL IS HEREBY REVOKED.

FURTHER, Respondent is ordered to surrender and return to the Commission all evidence of his certification as a law enforcement officer.

DATED this 19th day of April, 2021.

KANSAS COMMISSION ON PEACE OFFICERS'
STANDARDS AND TRAINING



Jeff Herrig
Chair, Investigative Committee

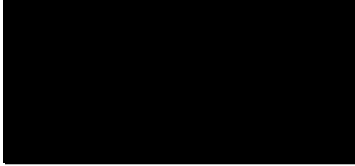
NOTICE OF RELIEF FROM THIS SUMMARY ORDER

Pursuant to K.S.A. 77-537, the Summary Order is subject to your request for a hearing. If you desire a hearing, you must direct a written request for a hearing to the Kansas Commission on Peace Officers' Standards and Training, 1999 N. Amidon, Suite 350, Wichita, Kansas 67203. This written request must be filed within fifteen (15) days from the date indicated in the Certificate of Service below. If a written request for hearing is not so made, this Summary Order becomes final and effective upon the expiration of the time for requesting a hearing.

CERTIFICATE OF SERVICE

This is to certify that on the 19 day of April, 2021, a true and correct copy of the above and foregoing Summary Order of Revocation was deposited, prepaid, in the United States mail, certified, return receipt requested, addressed to:

MICHAEL PAGEL



A handwritten signature in blue ink, appearing to read "D.A. Birtner", written over a horizontal line.

Staff

Kansas Commission on Peace Officers'
Standards and Training