



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

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In the Matter of)
)
JAIRO ARMENTA)
 #27612)
_____)

Case No. 2020-0185

SUMMARY ORDER OF REVOCATION

Pursuant to K.S.A. 77-537

The above-captioned matter comes on for Commission action through a summary proceeding under the Kansas Administrative Procedures Act, K.S.A. 77-537, regarding the law enforcement certification of JAIRO ARMENTA (Respondent).

STATEMENT OF FACTS

1. The Kansas Commission on Peace Officers’ Standards and Training (Commission) granted full-time law enforcement certification to Respondent, certification number 27612.
2. Respondent was employed as a full-time law enforcement officer with the Garden City Police Department (GCPD) from October 1, 2013, to May 11, 2018, and from January 22, 2019, to July 1, 2020.
3. The GCPD received and investigated a complaint that Respondent was playing video games and having sexual intercourse while on-duty. The complainant also reported domestic violence allegations, which were investigated by the Finney County Sheriff’s

Office (FCSO). Based on the allegations and results of the ensuing investigations, Respondent was terminated from employment with the GCPD.

4. M.V. was in a three-year sexual relationship with Respondent. On May 8, 2020, Respondent and M.V. argued and were in a physical altercation.
5. On May 13, 2020, M.V. was at home when Respondent came to her home at approximately 1:00 AM, banged on her door, and called her names. When M.V. would not open the door, Respondent continually called her phone. M.V. provided documentation to the FCSO that Respondent called her phone at 1:10 AM, 1:12 AM, 1:18 AM, 1:18 AM, 1:19 AM, 1:20 AM, 1:24 AM, 1:25 AM, 1:25 AM, 1:26 AM, 1:27 AM, 1:29 AM, 1:30 AM, and a missed Facetime video call. Respondent's actions woke and scared M.V.'s daughter. M.V. called a dispatcher to request that police be dispatched to her home, but Respondent left prior to their arrival. Respondent later admitted to the FCSO that he had been at M.V.'s house on May 13, that she would not talk to him or answer her door, and that he had called her names.
6. In the early morning hours of May 18, 2020, M.V. went to Respondent's house, where he had multiple guests. M.V. was in a physical altercation with a female she suspected of sleeping with Respondent. M.V. was arrested. At the time of her arrest, officers were unable to locate M.V.'s phone, but she was given her phone when she bonded out of jail later that morning. Respondent located M.V.'s phone in his yard after she was arrested. Respondent knew M.V.'s passcode and accessed her phone out of curiosity. Respondent took photos of messages between M.V. and another person. Respondent showed the photos to a third individual.
7. During their relationship, M.V. and Respondent had sex while Respondent was on-duty approximately twenty to thirty times, including in public places. During an off-duty sexual encounter, Respondent used his police access code to enter the city zoo and engaged in sexual intercourse with M.V. on a piece of play equipment. When interviewed about the sexual encounter at the zoo, Respondent admitted that he had committed the criminal act of trespass at the zoo.

8. Respondent was investigated in 2018 for allegations of domestic violence against his then wife, C.A. The FCSO conducted the criminal investigation. However, C.A. became uncooperative, and the case was not criminally prosecuted. Respondent left his initial employment with the GCPD at the conclusion of the investigation.

CONCLUSIONS OF LAW

Criminal Conduct

9. Pursuant to K.S.A. 74-5616(b)(5), the Commission may revoke the certification of any police or law enforcement officer who engages in conduct which, if charged as a crime, would constitute a felony crime under the laws of this state, a misdemeanor crime of domestic violence as defined in the Kansas Law Enforcement Training Act at the time the conduct occurred, or a misdemeanor crime that the Commission determines reflects on the honesty, trustworthiness, integrity or competence of the applicant as defined by rules and regulations of the Commission.
10. K.A.R. 106-2-2a(a)(29) states that, pursuant to K.S.A. 74-5616 and amendments thereto, an applicant or officer shall not engage in conduct, whether or not charged as a crime or resulting in a conviction, that would constitute criminal trespass, as defined in K.S.A. 21-5808, and amendments thereto.
11. K.A.R. 106-2-2a(a)(47) states that, pursuant to K.S.A. 74-5616 and amendments thereto, an applicant or officer shall not engage in conduct, whether or not charged as a crime or resulting in a conviction, that would constitute breach of privacy, as defined in K.S.A. 21-6101, and amendments thereto.
12. K.A.R. 106-2-2a(a)(51) states that, pursuant to K.S.A. 74-5616 and amendments thereto, an applicant or officer shall not engage in conduct, whether or not charged as a crime or resulting in a conviction, that would constitute harassment by telecommunication device, as defined in K.S.A. 21-6206, and amendments thereto.

13. Respondent's conduct constitutes misdemeanor crimes that the Commission determines reflects on the honesty, trustworthiness, integrity, or competence of the applicant as defined by rules and regulations of the Commission. Respondent's conduct constitutes criminal trespass, breach of privacy, and harassment by telecommunication device.

Good Moral Character

14. 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.

15. 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.

16. 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.

17. Respondent's conduct 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

18. 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 above Statement of Facts and Conclusions of Law, the Commission orders that the Kansas Law Enforcement Officer Certification of JAIRO ARMENTA be revoked.

ACCORDINGLY, THE KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING CERTIFICATE OF JAIRO ARMENTA 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 15th day of June, 2022.

KANSAS COMMISSION ON PEACE OFFICERS'
STANDARDS AND TRAINING



Jeff Herrig
Chair, Investigative Committee

NOTICE OF RELIEF FROM THIS SUMMARY ORDER

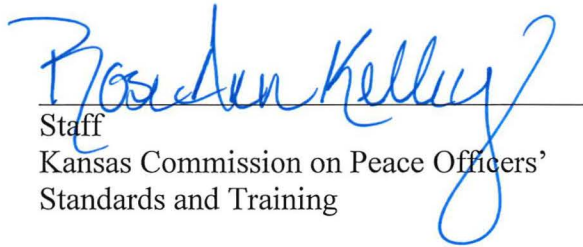
Pursuant to K.S.A. 77-537, the Summary Order is subject to your request for a hearing. If you desire a hearing, you must direct a written request for a hearing to the Kansas Commission on Peace Officers' Standards and Training, 1999 N. Amidon, Suite 350, Wichita, Kansas 67203. This written request must 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 15th day of June, 2022, a true and correct copy of the above and foregoing Summary Order of Revocation was deposited in the United States mail, certified, postage prepaid, return receipt requested, and deposited in the United States mail, first class postage prepaid, addressed to:

JAIRO ARMENTA





Staff
Kansas Commission on Peace Officers'
Standards and Training