



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

1999 N. AMIDON, SUITE 350 • WICHITA, KANSAS 67203  
Tel (316) 832-9906 • Fax (316) 832-9679

In the Matter of )  
 )  
**MARCOS MEDINA** )  
 #32313 )  
\_\_\_\_\_ )

**Case No. 2022-0016**

**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 MARCOS MEDINA (Respondent).

**STATEMENT OF FACTS**

1. The Kansas Commission on Peace Officers' Standards and Training (Commission) granted full-time certification to Respondent, certification number 32313.
2. Respondent was employed as a full-time law enforcement officer with the Kansas State University Police Department from November 2, 2020, to January 6, 2022.
3. On January 3, 2022, Respondent was off duty and in an argument with his domestic partner, D.C., who called 911. Officers from the Clay Center Police Department (CCPD) arrived at the residence, where they had responded to disturbances between the couple in the past. D.C. reported that Respondent grabbed her by the wrist and pushed her on the bed; punched

a hole in the closet door; and that, as she was trying to leave their bedroom, Respondent repeatedly jumped in front of her and told her she was not leaving.

4. Based on Respondent's conduct in paragraph three, he was arrested by the CCPD for domestic battery, criminal restraint, and criminal damage to property. He was criminally charged in the Municipal Court of Clay Center, Case Number 22-1, with the misdemeanor crimes of battery, criminal damage to property and criminal restraint. Respondent entered a diversion agreement in the case. The elements of the municipal ordinances under which Respondent was charged are synonymous with K.S.A. 21-5413 for the battery, K.S.A. 21-5411 for the criminal restraint, and K.S.A. 21-5813 for the criminal damage to property.

### CONCLUSIONS OF LAW

#### Criminal Conduct

5. 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.
6. Pursuant to K.S.A. 74-5602(j), "misdemeanor crime of domestic violence" means a violation of domestic battery as provided in K.S.A. 21-5414, and amendments thereto, or any other misdemeanor under state law that has as an element the use or attempted use of physical force committed against a person with whom the offender is involved in a "dating relationship" as defined in K.S.A. 21-5414, and amendments thereto, at the time of the offense.
7. K.A.R. 106-2-2a(a)(4) 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 restraint, as defined in K.S.A. 21-5411, and amendments thereto.

8. K.A.R. 106-2-2a(a)(6) 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 battery, as defined in K.S.A. 21-5413, and amendments thereto.
9. K.A.R. 106-2-2a(a)(30) 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 damage to property, as defined in K.S.A. 21-5813, and amendments thereto.
10. Respondent's conduct of battery, criminal restraint, and criminal damage to property constitutes 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 officer as defined by rules and regulations of the Commission.

#### Good Moral Character

11. 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.
12. 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.
13. 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. Pursuant to K.A.R. 106-2-4(b), any single incident or event may suffice to show that a licensee lacks or has failed to maintain good moral character.

14. Respondent's conduct shows that he has failed to maintain good moral character sufficient to warrant the public trust in him as a law enforcement officer.

Summary Proceedings

15. 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**

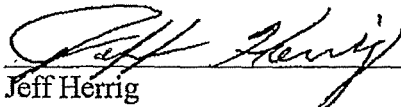
Based on the above Statement of Facts and Conclusions of Law, the Commission orders that the Kansas Law Enforcement Officer Certification of MARCOS MEDINA be revoked.

ACCORDINGLY, THE KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING CERTIFICATE OF MARCOS MEDINA 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 16 day of Aug., 2023.

KANSAS COMMISSION ON PEACE OFFICERS'  
STANDARDS AND TRAINING

  
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Jeff Herrig  
Chair, Commission Investigative Committee

**NOTICE OF RELIEF FROM THIS SUMMARY ORDER**

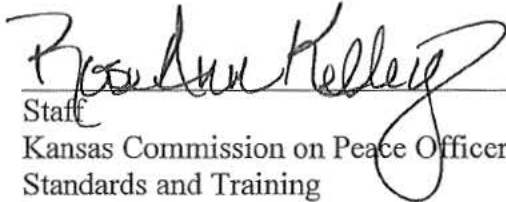
Pursuant to K.S.A. 77-537, the Summary Order is subject to your request for a hearing. If you desire a hearing, you must direct a written request for a hearing to the Kansas Commission on Peace Officers' Standards and Training, 1999 N. Amidon, Suite 350, Wichita, Kansas 67203. This written request must 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 16<sup>th</sup> day of August, 2023, 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, with tracking, addressed to:

MARCOS MEDINA



  
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Staff  
Kansas Commission on Peace Officers'  
Standards and Training

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**CERTIFICATE OF SERVICE**

This is to certify that on the 18 day of September, 2023, 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, with tracking, addressed to:

MARCOS MEDINA



  
\_\_\_\_\_  
Staff  
Kansas Commission on Peace Officers'  
Standards and Training