

BEFORE THE KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING

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In the Matter of)		
RYAN DAVIS)	Case No.	2022-0087
#27421)		
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SUMMARY ORDER OF REVOCATION

Pursuant to K.S.A. 77-537

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

STATEMENT OF FACTS

- 1. The Commission issued Respondent a full-time law enforcement certification, certification number 27421.
- 2. Respondent was employed as a full-time law enforcement officer with the Ford County Sheriff's Office from May 16, 2016 to September 16, 2022.
- 3. On January 5, 2021, Respondent was drinking and became upset with his seven-year-old son, B.D. Respondent grabbed B.D. and smacked him on both sides of his face with an open hand. Respondent picked B.D. up, took

- him to his room, and threw him on his bed. B.D. had visible marks on his face from Respondent's actions.
- 4. On August 18, 2021, Respondent grabbed his wife, A.D. by the throat with one hand and held her down against the couch. Respondent's son, B.D., who was sleeping in a recliner across the room, woke up and began to watch what was happening. Respondent let go of A.D. and went to the bathroom. A.D. then went and sat with B.D. in the recliner. Respondent came back and grabbed A.D. by the face with one hand, covering her mouth. Respondent squeezed hard enough to hurt A.D. and yelled at her for waking B.D. up. Respondent let go of A.D. but then came back and grabbed her again.
- 5. Based on his conduct in paragraphs three and four, Respondent was criminally charged in the District Court of Kiowa County, Case Number 2022-CR-50. Respondent was found guilty of one count of endangering a child, contrary to K.S.A. 21-5601, and two counts of domestic battery, contrary to K.S.A. 21-5414.

CONCLUSIONS OF LAW

Fail to Maintain Minimum Requirements for Certification

6. 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.

Domestic Violence Conviction

7. 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, a misdemeanor crime of domestic violence or a misdemeanor offense that the Commission determines reflects on the honesty,

- trustworthiness, integrity or competence of the applicant as defined by rules and regulations of the Commission.
- 8. Due to his conviction in the District Court of Kiowa County, Case Number 2022-CR-50, 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. Pursuant to K.A.R. 106-2-4(b), any single incident or event may suffice to show that an applicant or licensee lacks or has failed to maintain good moral character.
- 12. 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.

Criminal Conduct

13. 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.

- 14. K.A.R. 106-2-2a(a)(14) 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 endangering a child, as defined in K.S.A. 21-5601, and amendments thereto.
- 15. Respondent's conduct constitutes a misdemeanor crime that the Commission determines reflects on his honesty, trustworthiness, integrity, or competence as defined by rules and regulations of the Commission. Respondent's conduct constitutes endangering a child.

Summary Proceedings

16. 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.

<u>ORDER</u>

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

ACCORDINGLY, THE KANSAS COMMISSION ON PEACE OFFICERS'
STANDARDS AND TRAINING CERTIFICATE OF RYAN DAVIS 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 Say of Aug., 2023.

KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING

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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 day of day of

RYAN DAVIS

Staff

Kansas Commission on Peace Officers'

Standards and Training