



**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)	
)	
TYLER ALLEY)	Case No. 2019-0190
#27667)	
)	

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 TYLER ALLEY (Respondent).

STATEMENT OF FACTS

1. Respondent holds a full-time law enforcement certification from the Kansas Commission on Peace Officers' Standards and Training (Commission), certification number 27667.
2. Respondent was employed as a full-time law enforcement officer with the Kansas Highway Patrol (KHP) from July 6, 2016 to July 9, 2019.
3. In June 2019, an on-duty KHP Trooper pulled into the Independence KDOT facility to get fuel. As he was pulling in, he saw Respondent leaving the facility in his personal vehicle. The Trooper noticed that the gas pump showed twenty-one gallons of pumped fuel, but there was no corresponding entry in the handwritten log. Based on Respondent's activity

and behavior at the time the twenty-one gallons of fuel was unaccounted for, the KHP opened an investigation regarding Respondent's fuel receipts. The investigation revealed that on April 28, 2019, Respondent, while off-duty and wearing civilian clothing, washed his personally owned vehicle at the Chanute Auto Wash. Respondent charged the car wash purchase of \$11.90 to his KHP procurement card but completed paperwork indicating that the car wash was for his KHP vehicle. On May 14, 2019, Respondent, while off-duty and wearing civilian clothing, pumped \$20.25 worth of fuel into his personally owned vehicle at the Parsons Stockyards Travel Plaza using his KHP procurement card. Respondent signed the receipt for this purchase and noted that the fuel was used for his KHP vehicle. The KHP procurement card may not be used for personal purchases.

4. Based on Respondent's theft of fuel on May 14, 2019, he was criminally charged in the District Court of Labette County, Case Number 19-CR-272 PA. Respondent entered a nolo contendere plea and was found guilty on one count of misdemeanor theft, contrary to K.S.A. 21-5801.

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. K.A.R. 106-2-2a(a)(26) 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 theft, as defined in K.S.A. 21-5801, and amendments thereto.

7. Respondent's conduct constitutes 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. Respondent's conduct constitutes theft.

Good Moral Character

8. 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.
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 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

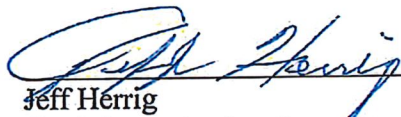
Based on the above Statement of Facts and Conclusions of Law, the Commission orders that the Kansas Law Enforcement Officer Certification of TYLER ALLEY be revoked.

ACCORDINGLY, THE KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING CERTIFICATE OF TYLER ALLEY 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 February, 2021.

KANSAS COMMISSION ON PEACE OFFICERS'
STANDARDS AND TRAINING



Jeff Herrig
Chair, Investigative Committee

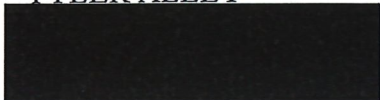
NOTICE OF RELIEF FROM THIS SUMMARY ORDER

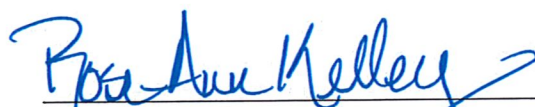
Pursuant to K.S.A. 77-537, the Summary Order is subject to your request for a hearing. If you desire a hearing, you must direct a written request for a hearing to the Kansas Commission on Peace Officers' Standards and Training, 1999 N. Amidon, Suite 350, Wichita, Kansas 67203. This written request must 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 1st day of February, 2021, a true and correct copy of the above and foregoing Summary Order of Revocation was deposited in the United States mail, certified, return receipt requested, and deposited in the United States mail, first class postage prepaid with tracking, addressed to:

TYLER ALLEY





Rose Ann Kelley
Senior Administrative Assistant
Kansas Commission on Peace Officers'
Standards and Training