

STATE OF ALASKA
POLICE STANDARDS COUNCIL

In the matter of:)
MARK C HARREUS)
)
)
)
)

OAH # 16-0286-POC
Agency File # APSC 2016-04

Voluntary Surrender Agreement

The Alaska Police Standards Executive Director ("Executive Director") and Mark C. Harreus ("Harreus") enter into this agreement to resolve this matter.

Harreus hereby voluntarily surrenders his police officer certification, which is to be formally accepted by the Alaska Police Standards Council ("APSC") at its next meeting on December 6, 2016. The Executive Director will report to the national registry that Harreus voluntarily surrendered his Alaska police officer certification. The Executive Director agrees to dismiss with prejudice case no. OAH 16-0286 PSC and APSC 2016-04.

The Executive Director and Harreus recognize and agree that Harreus will be entitled to apply to the APSC for rescission as provided in 13 AAC 85.110 of this voluntary surrender following a period of one year after the APSC formally accepts the voluntary surrender. The Executive Director and Harreus also recognize and agree that Harreus voluntarily surrendering his Alaska police officer certification may not necessary preclude him from being granted police officer certification in states other than Alaska.

Harreus understands that the Alaska Public Records Act (AS 40.25.100 - 40.25.295) and Alaska Open Meetings Act (AS 44.62.310 - 44.62.319) apply to the Alaska Police Standards Council. Nothing in this Agreement shall be interpreted to accord secrecy to the records of the Alaska Police Standards Council beyond that already provided by law.

By his signature below, Harreus acknowledges that he has had sufficient time to read this agreement and discuss its legal and practical consequences with his lawyer, Michael Jacobson. Harreus further acknowledges by his signature below that Attorney Jacobson has fully and fairly counseled him about this matter and answered all of his questions;

that he is satisfied with the services and advice he has been provided by Attorney Jacobson; is of sound mind and fully mentally competent; fluently speaks, reads and writes the English language; is not now under the influence of drugs (prescription or otherwise) that would adversely affect his mental functioning; is not now under the influence of alcohol; does not have any questions regarding this agreement; that there are not any agreements or understandings beyond those set forth in this written agreement; and is entering into this agreement voluntarily, knowingly, and intelligently.



Mark C. Harreus

10/04/2016

Date



Bob Griffiths
Executive Director
Alaska Police Standards Council

10/04/2016

Date

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3 **BEFORE THE ALASKA OFFICE OF ADMINSTRATIVE HEARINGS**
4 **ON REFERRAL FROM THE ALASKA POLICE STANDARDS COUNCIL**

5 In the matter of:)
6 MARK C HARREUS)

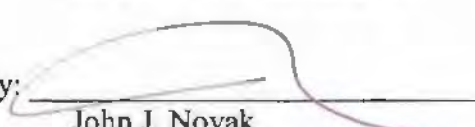
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12 OAH # 16-0286-POC
13 Agency File # APSC 2016-04

14 **Dismissal**

15 Comes now, the Executive Director of the Alaska Police Standards Council, by
16 and through Assistant Attorney General John J. Novak, and hereby dismisses this case with
17 prejudice. This dismissal is filed in light of respondent entering into the attached voluntary
18 surrender agreement.

19 DATED this 4th day of October, 2016 at Anchorage, Alaska.

20 JAHNA LINDEMUTH
21 ATTORNEY GENERAL

22 By: 
23 John J. Novak
24 Assistant Attorney General
25 Alaska Bar No. 8511184
26

STATE OF ALASKA

ALASKA POLICE STANDARDS COUNCIL

In the Matter of,)
)
 Mark C Harreus,) APSC No. 2016-04
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 Respondent)
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AMENDED ACCUSATION

Robert E Griffiths, Executive Director of the Alaska Police Standards Council (APSC), State of Alaska, is seeking to revoke the police certificate of Respondent Mark C Harreus under the legal authority of AS 18.65.240(a) and (c), the Council's regulations in 13 AAC 85.110, and under the procedures governed by the Administrative Procedure Act in AS 44.62.330, *et. seq.* The Executive Director alleges as follows:

1. On or about August 30, 1996, Respondent was hired by the Federal Way, Washington Police Department as a Police Officer.
2. On or about May 20, 2003, Respondent was terminated for cause by the Federal Way Police Department. Records obtained from Federal Way by APSC state that Respondent was terminated for untruthfulness.
3. On or about October 13, 2005, the Respondent was hired by the Unalakleet Police Department as a Police Officer. He left this position on or about April, 11, 2006.
4. On June 27, 2007, Respondent was certified as a Police Officer by APSC.
5. Respondent reported on forms submitted to APSC that between June 4, 2010, and August 24, 2010, he was a Police Officer with Bristol Bay Borough Police

Department. The Bristol Bay Borough did not file documentation of this employment with APSC.

6. On or about October 18, 2010, Respondent was employed by the State of Alaska Office of Children's Services (OCS) as a Children's Services Specialist II. Employment records indicate that on October 13, 2011 Respondent was notified to attend a Predetermination Meeting regarding OCS concerns with his performance, "that include but are not limited to: failure to follow supervisory directives and failure to disclose medical information to new resource parents regarding a child placed in their care." Employment records indicate that Respondent was aware of a life threatening illness of one of his clients that required regular blood testing and medication. He failed to notify the foster parents of this fact when he placed the child with them. As a result the child was hospitalized. In lieu of being terminated, Respondent resigned on October 13, 2011.
7. On or about December 30, 2011, Respondent prepared and affixed his notarized signature to his APSC Personal History Statement (F-3) as part of application process with the Craig Police Department. The document was later submitted to APSC, as required. This statement requires disclosures of previous employment and an explanation be provided for instance where he may have been "terminated, fired, discharged, asked to resign, furloughed, put on inactive status for cause, or subjected to disciplinary action while in any position." Respondent listed that he had resigned from OCS, "as I did not like the job," but he failed to disclose that he resigned from this position while under investigation and having been informed that OCS intended to terminate him.

8. From March 8, 2012, through October 14, 2014, Respondent served as Police Officer for the City of Craig, Alaska. Records received from Craig Police Department indicate that Respondent was counseled and/or reprimanded several times for rude and unprofessional contact with the public, not following departmental policies and creating a disruptive work environment within the police department. In a June 15, 2014, memorandum to file, describing a long list of complaints from co-workers and citizens about actions by the Respondent, Police Chief RJ Ely wrote, "Harreus has had more complaints, warnings and/or write ups than any other staff member at CPD, during my 8 years with department." Respondent voluntarily resigned from Craig and was not under investigation or threat of termination at that time.
9. On or about October 14, 2014, Respondent was hired by the Village of Winthrop, Washington, as a Police Officer.
10. On or about February 8, 2015, Respondent was terminated by the Village of Winthrop, for cause. The Village, in written documents and statements made to APSC by Chief of Police, Ricki Grant, cited Respondent's untruthfulness, lack of personal integrity and conduct disruptive to the operation and integrity of the department as the reason for termination.
11. On or about June 9, 2015, Respondent was hired back to the Bristol Bay Borough Police Department in a seasonal position as a Police Officer. On or about May 29, 2015, Respondent prepared and affixed his notarized signature to his required Personal History Statement as part of this process. The document was later submitted to APSC, as required. This statement was a newer version than the one Respondent prepared in 2011 for Craig Police Department. The statement

requires disclosures of previous employment and an explanation be provided for any resignation from a position after being informed that the employer “intended to fire, discharge or terminate you for any reason?” Respondent listed that he had resigned from OCS, “as I did not like the job,” but he failed to disclose that he resigned from this position while under investigation and having been informed that OCS intended to terminate him.

12. AS 18.65.240(c) provides that the APSC may deny or revoke the certificate of a police officer who does not meet the standards adopted under (a) (2) of this section.
13. 13 AAC 85.110(a)(1) Provides that the council will, in its discretion, revoke a basic, intermediate, or advanced certificate upon a finding that the holder of the certificate falsified or omitted information required to be provided on an application for certification at any level, or in supporting documents.
14. 13 AAC 85.110(a)(3) provides that the council will, in its discretion revoke a basic, intermediate, or advanced certificate upon a finding that the holder of the certificate does not meet the standards in 13 AAC 85.010(a) or (b).
15. 13 AAC 85.110(a)(2) provides that the council will, in its discretion revoke a basic, intermediate, or advanced certificate upon a finding that the holder of the certificate has been discharged, or resigned under threat of discharge, from employment as a police officer in this state or any other state or territory for cause for inefficiency, incompetence, or some other reason that adversely affects the ability and fitness of the police officer to perform job duties or that is detrimental to the reputation, integrity, or discipline of the police department where the police officer worked.

16. 13 AAC 85.110(b)(3) provides that the council shall revoke a basic, intermediate, or advanced certificate upon a finding that the holder of the certificate has been discharged, or resigned under threat of discharge, from employment as a police officer in this state or any other state or territory for cause for conduct that would cause a reasonable person to have substantial doubt about an individual's honesty, fairness, and respect for the rights of others and for the laws of this state and the United States or that is detrimental to the integrity of the police department where the police officer worked.

COUNT I

Paragraphs 1-16 are incorporated by reference. Based upon the facts described above, Respondent falsified or omitted information required to be provided on an application for certification at any level, or in supporting documents, which is grounds for discretionary revocation under 13 AAC 85.110(a)(1).

COUNT II

Paragraphs 1-16 are incorporated by reference. Based upon the facts described above, the Respondent does not meet the minimum standards for a certified police officer established under 13 AAC 85.010(a)(3). The Respondent lacks good moral character, which is grounds for discretionary revocation under 13 AAC 85.110(a)(3).

COUNT III

Paragraphs 1-16 are incorporated by reference. Based upon the facts described above, Respondent was discharged from employment as a police officer, on at least two occasions, for cause for conduct that would cause a reasonable person to have substantial doubt about an individual's honesty, fairness, and respect for the rights of

others and for the laws of this state and the United States which is grounds for mandatory revocation under 13 AAC 85.110(b)(3).

COUNT IV

Paragraphs 1-16 are incorporated by reference. Based upon the facts described above, Respondent was discharged from employment as a police officer for cause for conduct that was detrimental to the integrity of the police department where he worked, which is grounds for mandatory revocation under 13 AAC 85.110(b)(3).

DATED this 6th day of July, 2016 at Anchorage, Alaska.



John Novak
Assistant Attorney General
Counsel for the APSC Executive Director

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STATE OF ALASKA

ALASKA POLICE STANDARDS COUNCIL

In the Matter of,)
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 Mark C Harreus,) APSC No. 2016-04
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ACCUSATION

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1. On or about August 30, 1996, Respondent was hired by the Federal Way, Washington Police Department as a Police Officer.
2. On or about May 20, 2003, Respondent was terminated for cause by the Federal Way Police Department. Records obtained from Federal Way by APSC state that Respondent was terminated for untruthfulness.
3. On or about October 13, 2005, the Respondent was hired by the Unalakleet Police Department as a Police Officer. He left this position on or about April, 11, 2006.
4. On or about June 6, 2006, Respondent was hired by the Nome Police Department as a Police Officer. Nome Police Department provided partial records regarding Respondent's employment, due to the passage of time. These records reveal several citizen commendations and numerous counselling memorandums from

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2 supervisors or chiefs for a variety of policy and procedure violations including
3 unreasonable force, rude and unbecoming conduct, and careless vehicle
4 operations. Police Chief John Papasodora, who was the chief when Respondent
5 resigned this position on June 1, 2010, stated that his recollection was; "I know
6 we had several complaints about Mr. Harreus and when these were brought to his
7 attention, he elected to resign." No record indicates that Respondent resigned
8 from this position while under active investigation or under a threat of
9 termination.
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- 14 5. On June 27, 2007, Respondent was certified as a Police Officer by APSC.
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16 6. Respondent reported on forms submitted to APSC that between June 4, 2010,
17 and August 24, 2010, he was a Police Officer with Bristol Bay Borough Police
18 Department. The Bristol Bay Borough did not file documentation of this
19 employment with APSC.
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21 7. On or about October 18, 2010, Respondent was employed by the State of Alaska
22 Office of Children's Services (OCS) as a Children's Services Specialist II.
23 Employment records indicate that on October 13, 2011 Respondent was notified
24 to attend a Predetermination Meeting regarding OCS concerns with his
25 performance, "that include but are not limited to: failure to follow supervisory
26 directives and failure to disclose medical information to new resource parents
27 regarding a child placed in their care." Employment records indicate that
28 Respondent was aware of a life threatening illness of one of his clients that
29 required regular blood testing and medication. He failed to notify the foster
30 parents of this fact when he placed the child with them. As a result the child was
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9. From March 8, 1012, through October 14, 2014, Respondent served as Police Officer for the City of Craig, Alaska. Records received from Craig Police Department indicate that Respondent was counseled and/or reprimanded several times for rude and unprofessional contact with the public, not following departmental policies and creating a disruptive work environment within the police department. In a June 15, 2014, memorandum to file, describing a long list of complaints from co-workers and citizens about actions by the Respondent, Police Chief RJ Ely wrote, “Harreus has had more complaints, warnings and/or write ups than any other staff member at CPD, during my 8 years with department.” Respondent voluntarily resigned from Craig and was not under investigation or threat of termination at that time.

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10. On or about October 14, 2014, Respondent was hired by the Village of Winthrop, Washington, as a Police Officer.

11. On or about February 8, 2015, Respondent was terminated by the Village of Winthrop, for cause. The Village, in written documents and statements made to APSC by Chief of Police, Ricki Grant, cited Respondent's untruthfulness, lack of personal integrity and conduct disruptive to the operation and integrity of the department as the reason for termination.

12. On or about June 9, 2015, Respondent was hired back to the Bristol Bay Borough Police Department in a seasonal position as a Police Officer. On or about May 29, 2015, Respondent prepared and affixed his notarized signature to his required Personal History Statement as part of this process. The document was later submitted to APSC, as required. This statement was a newer version than the one Respondent prepared in 2011 for Craig Police Department. The statement requires disclosures of previous employment and an explanation be provided for any resignation from a position after being informed that the employer "intended to fire, discharge or terminate you for any reason?" Respondent listed that he had resigned from OCS, "as I did not like the job," but he failed to disclose that he resigned from this position while under investigation and having been informed that OCS intended to terminate him.

13. In January, 2016, APSC received two distinctly separate and highly credible citizen complaints from residents in the Bristol Bay region alleging unprofessional and disruptive conduct by Respondent. Both complainants advised that Respondent was no longer an officer for the Borough although no employment separation report was made to APSC by the Borough.

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16. 13 AAC 85.110(a)(3) provides that the council will, in its discretion revoke a basic, intermediate, or advanced certificate upon a finding that the holder of the certificate does not meet the standards in 13 AAC 85.010(a) or (b).

17. 13 AAC 85.110(a)(2) provides that the council will, in its discretion revoke a basic, intermediate, or advanced certificate upon a finding that the holder of the certificate has been discharged, or resigned under threat of discharge, from employment as a police officer in this state or any other state or territory for cause for inefficiency, incompetence, or some other reason that adversely affects the ability and fitness of the police officer to perform job duties or that is detrimental to the reputation, integrity, or discipline of the police department where the police officer worked.

18. 13 AAC 85.110(b)(3) provides that the council shall revoke a basic, intermediate, or advanced certificate upon a finding that the holder of the certificate has been discharged, or resigned under threat of discharge, from employment as a police officer in this state or any other state or territory for cause for conduct that would cause a reasonable person to have substantial doubt about an individual's honesty, fairness, and respect for the rights of others and for the laws of this state

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3 department where the police officer worked.
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5 **COUNT I**

6 Paragraphs 1-18 are incorporated by reference. Based upon the facts described
7 above, Respondent falsified or omitted information required to be provided on an
8 application for certification at any level, or in supporting documents, which is
9 grounds for discretionary revocation under 13 AAC 85.110(a)(1).
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12 **COUNT II**

13 Paragraphs 1-18 are incorporated by reference. Based upon the facts described
14 above, the Respondent does not meet the minimum standards for a certified police
15 officer established under 13 AAC 85.010(a)(3). The Respondent lacks good moral
16 character, which is grounds for discretionary revocation under 13 AAC 85.110(a)(3).
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19 **COUNT III**

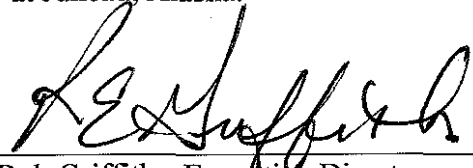
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22 two occasions, for cause for conduct that would cause a reasonable person to have
23 substantial doubt about an individual's honesty, fairness, and respect for the rights of
24 others and for the laws of this state and the United States which is grounds for
25 mandatory revocation under 13 AAC 85.110(b)(3).
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28 **COUNT IV**

29 Paragraphs 1-18 are incorporated by reference. Based upon the facts described
30 above, Respondent was discharged from employment as a police officer for cause for
31 conduct that was detrimental to the integrity of the police department where he
32 worked, which is grounds for mandatory revocation under 13 AAC 85.110(b)(3).

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DATED this 10th day of March, 2016 at Juneau, Alaska.



Bob Griffiths, Executive Director
Alaska Police Standards Council

*State of Alaska
Alaska Police Standards Council
Box 111200
Juneau, Alaska 99811-1200*