

## ORDER OF REVOCATION

The Alaska Police Standards Council of the State of Alaska, having duly convened on the 10th day of May, 2016, and having reviewed and discussed the Accusation against the Respondent, which was sent via certified, registered mail, on March 10, 2016, in accordance with AS 44.62.380, takes official notice that a Notice of Defense or a Request for Hearing has not been received from Respondent as required by AS 44.62.390. The Council also takes official notice that under AS 44.62.530, if the Respondent does not file a Notice of Defense, the Council may take action based upon other evidence and an Accusation may be used with notice to the Respondent.

Accordingly, the Council has considered the Accusation dated March 10, 2016.

Based on the Council's consideration of the facts recited in the referenced Accusation,

### IT IS HEREBY ORDERED

- 1. That the allegations made in the Accusation against the Respondent dated March 10, 2016, are hereby adopted and the Accusation is made, by reference, a part of this Order as though set forth fully herein.
- 2. That the Respondent's correctional officer certificate in the State of Alaska is hereby revoked; and
- 3. That this Order of Revocation shall take effect in accordance with AS 44.62.520(a).

DATED this 10<sup>th</sup> day of May, 2016.

Bryce Johnson, Chairman Alaska Police Standards Council

State of Alaska Alaska Police Standards Council Box 111200 Juneau, Alaska 99811-1200 11

12

13

14

15

16

17

18

19

20

21

22

23 24

25

26

27

28

29

30

31

# STATE OF ALASKA

## ALASKA POLICE STANDARDS COUNCIL

In the Matter of:

Ronald E. Minter,

Respondent

No. APSC 2015-17

### **ACCUSATION**

Sarah Hieb, Administrative Investigator of the Alaska Police Standards Council (APSC), State of Alaska, is seeking to revoke the correctional officer certificate of Respondent Ronald E. Minter under the legal authority of AS 18.65.245(2), the Council's regulations in 13 AAC 85.270, and under the procedures governed by the Administrative Procedure Act in AS 44.62.330, *et. seq.* The Administrative Investigator alleges as follows:

1. On or about January 14, 2010, the Respondent was hired by the Alaska Department of Corrections as a correctional officer.

2. On or about March 15, 2011, the Respondent was certified by APSC as a correctional officer in the State of Alaska.

3. On or about December 18, 2015, the Respondent was required to do a random urine analysis (UA). The first sample provided, without direct observation, was tested and found to be an out of temperature sample. He was directed to do a second UA collection under direct observation. The Respondent refused to continue and did not provide a second sample.

Juneau, Alaska 99811-1200

Box 111200

State of Alaska Alaska Police Standards Council 4. On or about December 18, 2015, the Respondent was placed on administrative leave with pay regarding the information in paragraph 3 above. The Respondent was told to report to an investigatory meeting on December 23, 2015.

5. On or about December 23, 2015, the Respondent resigned from his position as a correctional officer with the Alaska Department of Corrections. The APSC separation F-4 received from the Department of Corrections indicated the Respondent was under investigation for wrongdoing at the time of his resignation and recommended the Respondent be de-certified.

6. AS 18.65.245(2) provides that the APSC may revoke the certificate of a correctional officer who fails to meet the standards adopted under AS 18.65.242(a).

7. 13 AAC 85.270(2) provides that the council will, in its discretion revoke a basic certificate upon a finding that the holder of the certificate has resigned under threat of discharge, from employment as a correctional officer for cause for inefficiency, incompetence or that is detrimental to the reputation, integrity, or discipline of the correctional agency where the officer worked.

8. 13 AAC 85.270(a)(3) provides the council will, in its discretion revoke a basic certificate upon a finding that the holder of the certificate who is a correctional officer does not meet the standards in 13 AAC 85.210(a) or (b).

10. 13 AAC 85.270(b)(3) provides that the council will revoke a basic certificate upon a finding that the holder of the certificate has resigned under threat of discharge from employment as a correctional officer 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 correctional agency where the officer worked.

#### COUNT I

Paragraphs 1-10 are incorporated by reference. Based upon the facts described above, the Respondent resigned under threat of discharge from his position as a correctional officer with the State of Alaska Department of Corrections, for cause for conduct that is detrimental to the reputation, integrity, or discipline of the State of Alaska Department of Corrections, which is grounds for discretionary revocation under 13 AAC 85.270(a)(2).

#### COUNT II

Paragraphs 1-10 are incorporated by reference. Based upon the facts described above, the Respondent does not meet the minimum standards for a certified correctional officer established under 13AAC 85.210(a)(3). The Respondent lacks good moral character, which is grounds for discretionary revocation under 13 AAC 85.270(a)(3).

### COUNT III

Paragraphs 1-10 are incorporated by reference. Based upon the facts described above, the Respondent resigned under threat of discharge from his position as a correctional officer with the State of Alaska Department of Corrections for cause for conduct that would cause a reasonable person to have substantial doubt about the Respondent's respect for the rights of others and for the laws of this state and is detrimental to the integrity of the State of Alaska Department of Corrections, which is grounds for mandatory revocation under 13 AAC 85.270(b)(3).

1

2 3

4

5 6

7

8 Q

10

11 12

13 14

15

16

17

25 26

27

28 29

30

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

Sarah Hieb, Administrative Investigator Alaska Police Standards Council

:

Accusation: 2015-17 Minter, Ronald