

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32

STATE OF ALASKA

ALASKA POLICE STANDARDS COUNCIL

In the Matter of)	
)	
Kent Joseph Preston)	APSC No. 2017-16
)	
Respondent,)	
_____)	

FINDING OF DISQUALIFICATION

Pursuant to AS 18.65.220(6) and 13 AAC 85.100(c) the Alaska Police Standards Council of the State of Alaska, provides that the Executive Director may deny an application, or find a police officer job applicant or training applicant ineligible for police officer certification, if the applicant does not satisfy the requirements set by the council for certification. An applicant aggrieved by the decision of the executive director may petition for review of that decision by the council. The council's review of that decision is controlled by the Administrative Procedure Act.

On or about July 24, 2017, Kent Joseph Preston, "Respondent," was notified that following an investigation by the Alaska Police Standards Council's Executive Director he was determined to be disqualified for Alaska Police Certification. Respondent elected to appeal this finding to the Council at their next regularly scheduled meeting, pursuant to provisions of the Administrative Procedure Act.

On December 5, 2017, the Alaska Police Standards Council met. While in executive session, the council took telephonic testimony from the Respondent, reviewed the written materials both parties provided, and deliberated the matter. Upon reconvening in open session, the council voted to sustain the Executive Director's finding that the Respondent was disqualified from Alaska police certification because:

- A) he falsified, omitted, misrepresented, and obfuscated information required to be provided on the application for certification or on supporting documents; which is grounds for discretionary disqualification under 13 AAC 85.100 (a)(1);
- B) he was discharged, or resigned under threat of discharge, from employment as a police officer in this state or any other state or territory 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; which is grounds for discretionary disqualification under 13 AAC 85.100 (a)(2);
- C) he does not meet the basic standards for a police officer, under AS 18.65.240(a)(2) and 13 AAC 85.010(a)(3), because he lacks good moral character, which is grounds for mandatory denial of certification under 13 AAC 85.100 (b)(3); and

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

ALASKA POLICE STANDARDS COUNCIL
Finding of Disqualification – Kent Joseph Preston
APSC No. 2017-16

1
2
3
4 D) he is disqualified from certification as a police officer because he has been
5 discharged, or resigned under threat of discharge, from employment as a police
6 officer in this state or any other state or territory for cause for conduct that would
7 cause a reasonable person to have substantial doubt about an individual's honesty,
8 fairness, and respect for the rights of others and for the laws of this state and the
9 United States or that is detrimental to the integrity of the police department where
10 the police officer worked; which is grounds for mandatory disqualification under 13
11 AAC 85.100 (b)(4).

12
13 On January 6, 2018, Respondent acknowledged receipt of his formal notification of the
14 results of his appeal to the council and his rights to appeal the decision under the Administrative
15 Procedures Act.

16 WHEREAS, the Executive Director of the Police Standards Council has found that Respondent is
17 disqualified from certification as a police officer in Alaska; and,

18 WHEREAS, the Alaska Police Standards Council heard the Respondent's appeal of the Executive
19 Director's findings and voted to sustain a finding that Respondent was disqualified from
20 certification as a police officer in Alaska; and,

21 WHEREAS, the Respondent was notified of this finding and of his rights to appeal the decision of
22 the council pursuant to 13 AAC 85.100(c) and the Alaska Administrative Procedures Act; and,

23 WHEREAS the Respondent failed to respond to the notification within statutory timeframes to
24 appeal the decision of the Alaska Police Standards Council;

25 NOW, THEREFORE, this formal Finding of Disqualification for Police Certification is entered into
26 Respondent's record subject to the provisions for 13 AAC 85.100(d).

27 Dated this 26th day of January, 2018, at Juneau, Alaska

28
29 
30 Robert E. Griffiths, Executive Director
31 Alaska Police Standards Council

32 Adopted by the Alaska Police Standards Council, this 13th day of February, 2018, at Juneau, Alaska


Chief Kelly Swihart, Council Chair
Alaska Police Standards Council