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STATE OF ALASKA

ALASKA POLICE STANDARDS COUNCIL

In the Matter of:)
)
Travis Boyd,) No. APSC 2016-36
)
Respondent)
_____)

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 Travis Boyd 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 Executive Director alleges as follows:

1. On or about October 17, 2013, the Respondent was hired as a correctional officer by the State of Alaska Department of Corrections (DOC).
2. On or about December 22, 2014, the Respondent was certified as a correctional officer by the Alaska Police Standards Council.
3. On or about May 23, 2016, while at work, in the DOC perimeter vehicle (containing a loaded firearm), the Respondent saw a co-worker in the parking lot and stopped to speak with him. The co-worker said he had some marijuana and had seen the Troopers with their drug dog in the parking lot. The Respondent offered to take marijuana from a co-worker and dispose of it. He accepted the package of marijuana from the co-worker, finished his shift about 20 minutes later and left the prison property. On the drive home, the Respondent received a phone

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2 call and was advised the co-worker had been detained and was being searched. The
3 Respondent then opened the marijuana packet and saw there was another drug in it.
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5 The Respondent determined it was probably heroin. He then called the prison and
6 advised them of the situation and made arrangements to return to the prison and turn
7
8 in the packet.

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10 4. On or about May 23, 2016 DOC started an internal investigation into
11 the details in the paragraph 3 above.

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13 5. On or about October 6, 2016, DOC Human Resources held an
14 investigatory interview with the Respondent. The Respondent said he and the first
15 co-worker had been in the army together and he knew the co-worker had medical
16 issues which he thought the marijuana was being used for personal use. He did not
17 look closely at the packet when originally taking possession of it. The Respondent
18 stated he had made a mistake, choosing to accept what he thought was just marijuana
19 for personal medical use while at work in the perimeter vehicle containing a loaded
20 firearm. He said his actions (of accepting the marijuana) were nagging on him on
21 the way to his house. When he received a call from another co-worker advising the
22 first co-worker was being held and searched by the Troopers and FBI, the
23 Respondent then looked in the bag and saw there was also heroin in the baggie. He
24 immediately called back to the prison and made arrangements to return the drugs to
25 the prison, knowing that he would be at risk of losing his job and career. He advised
26 he had been honest and forthright throughout the investigation.
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6. On or about October 17, 2016, the Respondent was given a pre-
imposition meeting notice stating DOC intended to terminate his employment. On or
about October 26, 2016, the Respondent resigned from DOC by submitting a letter of

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2 resignation. On the personnel action form submitted by DOC to APSC, DOC
3 advised they recommended the Respondent's de-certification.
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5 7. AS 18.65.245(2) provides that the APSC may revoke the certificate of
6 a corrections officer who fails to meet the standards adopted under AS 18.65.242(a).
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8 8. 13 AAC 85.270(a)(2) provides that the council will, in its discretion
9 revoke a basic certificate upon a finding that the holder of the certificate has been
10 discharged, from employment as a corrections officer for cause for conduct that
11 adversely affects the ability and fitness of the officer to perform job duties or is
12 detrimental to the reputation, integrity, or discipline of the correctional agency where
13 the officer worked.
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15 9. 13 AAC 85.270(b)(2)(C) provides that the council will revoke a basic
16 certificate upon a finding that holder of the certificate has, after hire as a correctional
17 officer, illegally purchased, sold, cultivated, transported, manufactured, or
18 distributed a controlled substance.
19

20 10. 13 AAC 85.270(b)(3) provides that the council will revoke a basic
21 certificate upon a finding that the holder of the certificate was discharged from
22 employment as a probation/parole officer for cause for conduct that would cause a
23 reasonable person to have substantial doubt about an individual's honesty, fairness,
24 respect for the rights of others, or respect for the law; or that is detrimental to the
25 integrity of the correctional agency where the officer worked.
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COUNT I

Paragraphs 1-10 are incorporated by reference. Based upon the facts described above, Respondent was discharged from his position as a correctional officer with the State of Alaska Department of Corrections, for cause for conduct that adversely

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affects the ability and fitness of the officer to perform job duties or is detrimental to the reputation, integrity, or discipline of the correctional agency where the officer worked, 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 has, after hire as a correctional officer, illegally transported, manufactured, or distributed a controlled substance, which is grounds for mandatory revocation under 13 AAC 85.270(b)(2)(C).

COUNT III

Paragraphs 1-14 are incorporated by reference. Based upon the facts described above, Respondent was discharged from his position as a probation/parole officer with the State of Alaska Department of Corrections for cause for conduct for that would cause a reasonable person to have substantial doubt about an individual's honesty, fairness, 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, which is grounds for mandatory revocation under 13 AAC 85.270(b)(3).

DATED this 6th day of December, 2016, at Juneau, Alaska.



Sarah Hieb, Administrative Investigator
Alaska Police Standards Council