

Before the
Administrative Hearing Commission
State of Missouri



DIRECTOR OF DEPARTMENT OF PUBLIC SAFETY,)
)
)
Petitioner,)
)
)
v.)
)
JOHN C. CHISM,)
)
)
Respondent.)

No. 23-0351

CONSENT ORDER

Petitioner, the licensing authority, filed a complaint on June 9, 2023, seeking to discipline Respondent’s peace officer license. Respondent filed an answer on July 10, 2023. Section 590.080.2¹ gives us authority over this matter.

On February 15, 2024, the parties filed a Joint Motion for Consent Order and Waiver of Hearing and a Stipulation of Facts. The parties have agreed to certain facts and waived their right to a hearing before this Commission. Because the parties have agreed to these facts, we adopt them and incorporate them into this order as stipulated. *Buckner v. Buckner*, 912 S.W. 2d 65, 70 (Mo. App. W.D. 1995).

¹ Statutory references are to RSMo 2016 unless otherwise indicated. We note the legislature amended § 590.080 effective August 28, 2023 (SB 186). We apply the law in effect when the complaint was filed. The parties “agree that any reference to Section 590.080.2(2) in the ... stipulation [of facts] should be construed as a reference to Section 590.080.1(2).” Jt. Mot. at 2 n.1.

Based upon the stipulated facts, we conclude and find cause to discipline Respondent's license pursuant to § 590.080.1(2) and (3).

We enter this consent order pursuant to §§ 621.135 and 1 CSR 15-3.446(5). *See Harter v. Director of Revenue*, 514 S.W.3d 9 (Mo. banc. 2017).

The hearing set for April 11, 2024, is cancelled. We will certify the record to Petitioner pursuant to § 621.110 to determine the appropriate form of discipline to be imposed in accordance with § 590.080.3.

SO ORDERED on February 16, 2024.



SPENCER BARTLETT
Commissioner