

Administrative Investigations:

LCJDC director will conduct administrative investigations after receiving reports of any type of abuse or harassment to determine whether staff actions or failures to act contributed to the abuse/harassment. Investigations will be documented in written reports that include a description of the physical and testimonial evidence, the reasoning behind credibility assessments, and investigative facts and findings. LCJDC will retain all written reports referenced above for as long as the alleged perpetrator is held or employed by the agency, plus five years. The departure of the alleged perpetrator or victim from employment or control of the facility shall not provide a basis for termination of the investigation.

Evidentiary Standard:

LCJDC shall impose no standard higher than a preponderance of the evidence in determining whether allegations of sexual abuse or sexual harassment are substantiated.

Reporting Investigation Findings to Residents

If the investigation was conducted by a local law enforcement agency, the director will request the relevant information in order to inform the resident. Following a resident's allegation that a staff member has committed sexual abuse against the resident, the director will inform the resident (and document notification) if and when:

- The staff member is no longer posted within the residents unit
- The staff member is no longer employed by the facility
- LCJDC learns that the staff member has been indicted on a sexual abuse charge
- LCJDC learns that the staff member is convicted for the alleged sexual abuse

Following a resident's allegation that another resident has committed sexual abuse against the resident, the center director will inform the resident (and document notification) if and when:

- LCJDC learns that the alleged abuser has been indicted on the related sexual abuse charge
- LCJDC learns that the alleged abuser has been convicted on the related sexual abuse charge

**Note: LCJDC will only make above notifications if resident is still being held in the LCJDC.