

Legislative Oversight and Investigations Committee Meeting Request (10/12/2023)  
Justice and Public Safety Cabinet  
Contact: Will Spears, 502-564-8100 (ext. 59923) or Ashley Taylor (ext. 59195)  
October 24, 2023

At the October 12, 2023 meeting of the Legislative Oversight and Investigations Committee, Justice and Public Safety Cabinet staff said they could provide three sets of information to the committee. Senator Thomas also asked a question of IIB and was told DJJ would need for provide the information. For each set of information, there is a description, a request, and a YouTube timestamp. Please provide the information by close of business November 8, 2023 so the responses may be provided to the committee.

### **Department of Juvenile Justice**

- Commissioner Reed stated that the Compliance Division's investigation of events occurring at the Adair Regional Juvenile Detention Center is near completion and the finished report would be shared with the co-chairs. If that report is complete, provide the report.
  - See [3:12 to 3:30](#) from <https://www.youtube.com/watch?v=LfUuf9bb83U>

**The report is not yet complete. We will forward once finalized.**

- Senator Douglas asked how often youth sexually victimize staff or other juveniles. Commissioner Reed said DJJ is required to keep records under PREA and would provide them. For 2019 to present day, please provide the annual number of cases where a juvenile sexually victimized staff or other juveniles. Please separate cases by whether the victim was a staff member or another juvenile. If possible, please separate these cases by type of offense and regional juvenile detention center.
  - See [48:20 to 49:27](#) from <https://www.youtube.com/watch?v=LfUuf9bb83U>

**Please find attached the PDF outlining these offenses.**

- Senator Thomas asked how many staff and offenders have been at the juvenile detention centers since 2015. For 2015 to present day, please provide the number of staff and juveniles at each juvenile detention center. Please provide these as total number of staff and juveniles per year.
  - See [1:08:07 to 1:09:01](#) from <https://www.youtube.com/watch?v=LfUuf9bb83U>

**Please find the attached spreadsheet provided by DJJ.**

### **Internal Investigation Branch**

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- At [41:00](#), Secretary Harvey said there were 55 reports of staff on youth sexual misconduct since 2015, with six reports substantiated. Mr. Potts said he could provide the findings for the sexual misconduct claims discussed during the earlier portion of the meeting. For 2015 to present day, please provide a yearly break down of sexual misconduct investigations by type of finding and regional juvenile detention center.
  - See [1:02:13 to 1:02:57](#) from <https://www.youtube.com/watch?v=LfUuf9bb83U>

## Sexual Activity Case Finding Breakdown

### 55 Total Cases

#### 2015 – 14 Cases

- 6 – Unfounded
- 8 – Not Substantiated

#### 2016 – 8 Cases

- 1 – Substantiated
- 3 – Unfounded
- 4 – Not Substantiated

#### 2017 – 3 Cases

- 1 – Substantiated
- 1 – Unfounded
- 1 – Not Substantiated

#### 2018 – 8 Cases

- 6 – Unfounded
- 1 – Not Substantiated
- 1 - Exonerated

#### 2019 – 5 Cases

- 1 – Substantiated
- 3 – Unfounded
- 1 – Not Substantiated

#### 2020 – 6 Cases

- 2 – Unfounded
- 4 – Not Substantiated

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2021 – 5 Cases

- 2 – Substantiated
- 1 – Unfounded
- 2 – Not Substantiated

2022 – 1 Case

- 1 – Unfounded

2023 – 5 Cases

- 1 – Substantiated
- 2 – Unfounded
- 2 – Not Substantiated

For reference, the following are the definitions for the findings:

**Substantiated** – means the incident occurred by an admission of the person responsible or by the preponderance of the evidence.

**Not Substantiated** – means there is insufficient evidence to determine if the incident occurred or if the accused was involved in the incident.

**Exonerated** – means the incident occurred, but the accused actions were justified or proper.

**Unfounded** – means the charges are false or the employee was not involved in the incident.