

TEXAS **YOUTH** COMMISSION

OFFICE OF INSPECTOR GENERAL



Annual Report
September 1st, 2008 thru August 31st, 2009



TEXAS YOUTH COMMISSION Office of Inspector General

OSCAR RUIZ
Deputy Director

CRIS W. Love, Sr.
Inspector General

JACK ALLEN
Deputy Director

EXECUTIVE SUMMARY FISCAL YEAR 2009

The Office of Inspector General (OIG) was created in 2007 during the 80th Legislative Session to provide the primary law enforcement functions for the Texas Youth Commission (TYC). OIG was established for the purpose of investigating: (1) Crimes committed by commission employees, including parole officers employed by or under contract with the commission; and (2) Crimes committed at a facility operated by the commission or at a residential facility operated by another entity under contract with the commission. This investigative criteria was expanded in 2009 during the 81st Legislative Session to include: (3) Crimes committed at any facility in which a child committed to the custody of TYC is housed or receives medical or mental health treatment. The division within OIG that is responsible for conducting investigations regarding the aforementioned criteria is now referred to as the Criminal Investigations Division (CID). On June 1, 2008, the TYC Alleged Mistreatment Investigations (AMI) division was reorganized under the OIG and renamed the Administrative Investigations Division (AID).

OIG also operates a Legislative mandated "investigation hotline", which is now referred to as the Incident Reporting Center (IRC). Information received by the IRC is assigned by OIG for review, resolution, and/or investigation.

During FY09, the **IRC** documented 16,501 calls, emails, and other communications (mail, fax, etc.) in the IRC database, which were assigned or referred as follows: 1,561 were assigned to AID, 921 were assigned to CID, 4,846 were referred to Residential Services, 8,853 were referred to the TYC Grievance System, and 320 were closed requiring no further action.

During FY09, **CID** opened 1,363 investigations and closed 1,220. In reference to investigations conducted, 31 individuals were arrested, 98 cases were indicted, 49 cases were no billed, 85 cases had convictions, 35 cases were adjudicated, 291 cases were accepted by the Special Prosecution Unit (SPU), 191 cases were declined by the SPU, and 11 cases resulted in being unfounded or no further action required. It should be noted that a closed case can have multiple dispositions, such as arrest, indictment, and/or conviction.

During FY09, **AID** opened 1,761 investigations and closed 1,178. The opened investigations were categorized as follows: Abuse - 879, Exploitation - 14, Neglect - 415, Policy Violations – 450, Duplicates – 2 and 1 requiring No Further Investigation.

OIG is required to report to the TYC Executive Director, the TYC Board, the Governor, the Lieutenant Governor, the Speaker of the House of Representatives, the standing committees of the Senate and House of Representatives with primary jurisdiction of correctional facilities, the State Auditor, the Comptroller, and on TYC's internet website.

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Section A:

Incident Reporting Center

*Total Reports by Month
(includes Information Only)*

Month	Total Reports
Sep 2008	1192
Oct 2008	1191
Nov 2008	1173
Dec 2008	1304
Jan 2009	1352
Feb 2009	1348
Mar 2009	1558
Apr 2009	1571
May 2009	1475
Jun 2009	1432
Jul 2009	1507
Aug 2009	1398
TOTAL	16501

Total Reports By Status

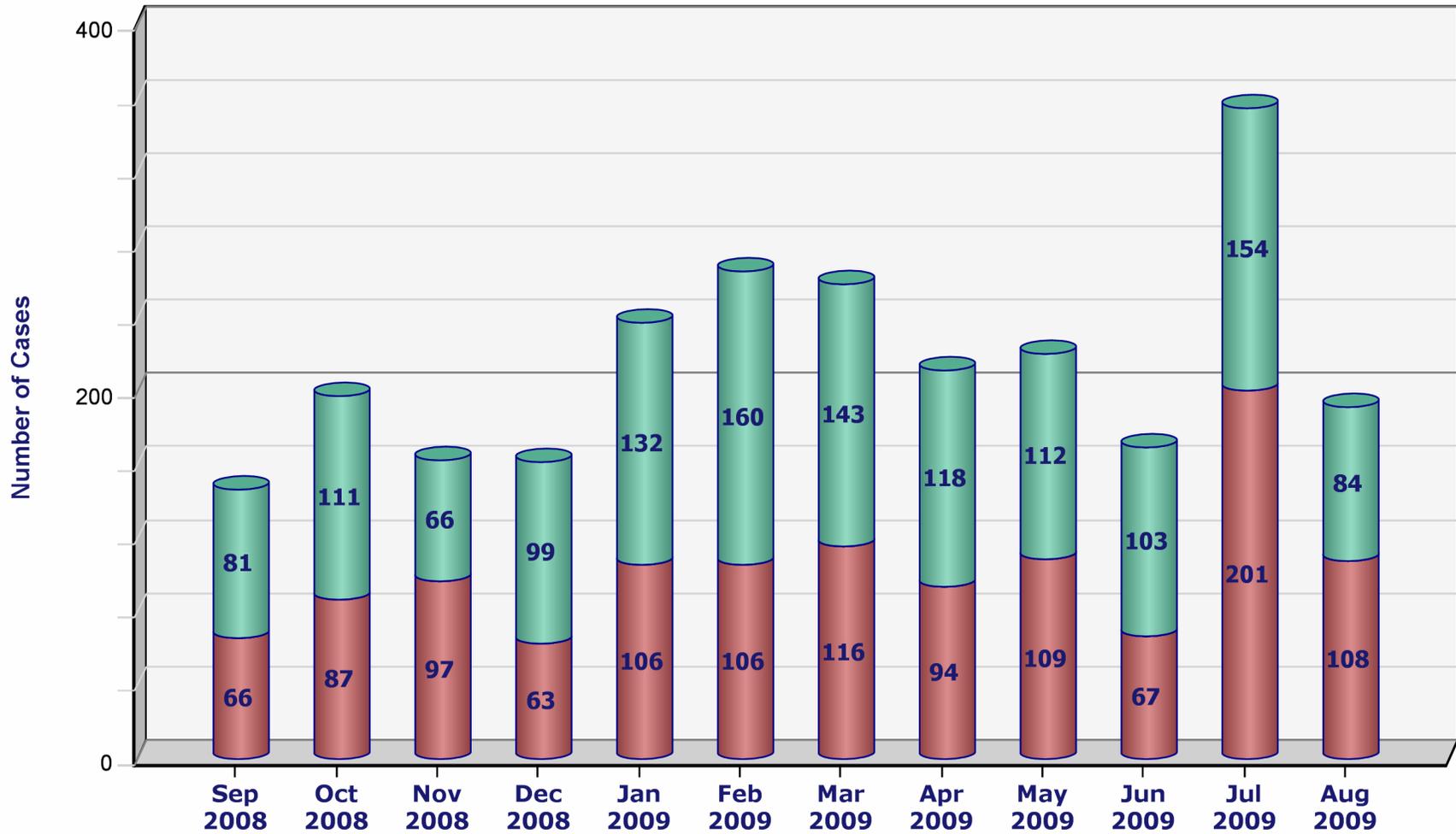
	Closed	Assigned to OIG-AID	Assigned to OIG-CID	Referred to Res Svcs	Referred to TYGS
Sep 2008	27	121	56	318	670
Oct 2008	22	140	53	298	678
Nov 2008	20	97	40	297	719
Dec 2008	18	90	61	353	782
Jan 2009	19	175	91	353	714
Feb 2009	33	188	112	323	692
Mar 2009	40	190	112	457	759
Apr 2009	26	126	77	509	833
May 2009	27	90	77	497	784
Jun 2009	24	119	98	479	712
Jul 2009	36	123	94	553	701
Aug 2009	28	102	50	409	809
Total	320	1561	921	4846	8853

Section B:

Criminal Investigations

Total Cases by Status **9/1/2008 thru 8/31/2009**

Opened Closed



SPU Dispositions by Facility

9/1/2008 thru 8/31/2009

	No Action	Further Investigation Required	Submitted to SPU	Declined by SPU	Accepted by SPU	Dismissed	Indicted	Arrested	Convicted	Adjudicated	No Billed	Motion Filed
NO FACILITY			16	13	3				2			
AL PRICE SJCF			63	32	29	3	6	5	2	7		
CENTRAL OFFICE			1	1								
COKE COUNTY			1									
CORSICANA RTC	4		96	38	74	2	9	1	13	16	25	
COTTRELL HOUSE			6	5								
CROCKETT	2		88	31	53	6	15	4	13	7	6	
EVINS REG JUV CNTR			38	18	52	9	32	10	24	1	1	
GAINESVILLE			19	2	16		8	4	2		7	
GIDDINGS			27	12	13	1	9		10			
MARLIN O & A UNIT			9	4	5						4	
MCLENNAN I	1	1	7	1	6		1		3	1		
MCLENNAN II	3		29	9	20		6	2	4	3	1	
MCLENNAN O & A UNIT	1		3	6	1							
RON JACKSON I & II			19	10	10		5	2	4		2	
VICTORY FIELD			3	4			1	2	2			
WEST TEXAS			4	3	9		6	1	6		3	1
WILLOUGHBY HOUSE			1									
YORK HOUSE			1	2								
TOTAL	11	1	431	191	291	21	98	31	85	35	49	1

Total Cases Closed By Penal Code & Disposition

9/1/2008 thru 8/31/2009

	Apprehension	Cleared by Exception	Closed-Accepted by SPU	Closed-Declined by SPU	Closed-Information Only	Closed-Administratively	Closed-Duplicate	Closed-No Further Action	Closed-Pending SPU Acceptance	Inactive	Unfounded	Unsubstantiated
Abscond/Attempt Abscond_(Ad)	302					3						
Abuse Of Official Capacity		1								2	1	
Aggravated Assault		2	6	3				1	1			
Aggravated Sexual Assault		2		1				1			1	
Arson				1								
Assault	2	17	2	9	3			1	1	6	5	10
Assault On A Public Servant		22	110	35	4		2	4	27	4	1	11
Asslt By Threat-Imminent Bi		1										
Asslt Staff/Vol Bodily Injury				1								
Bribery			1							1		
Burglary			4						1			
Contraband In a Correctional Facility		14			2		1	1		6	4	3
Criminal Mischief		7	3	7	1						1	
Deadly Weapon In Penal Institution		1		1				1	2			1
Disorderly Conduct		1										

Total Cases Closed By Penal Code & Disposition

9/1/2008 thru 8/31/2009

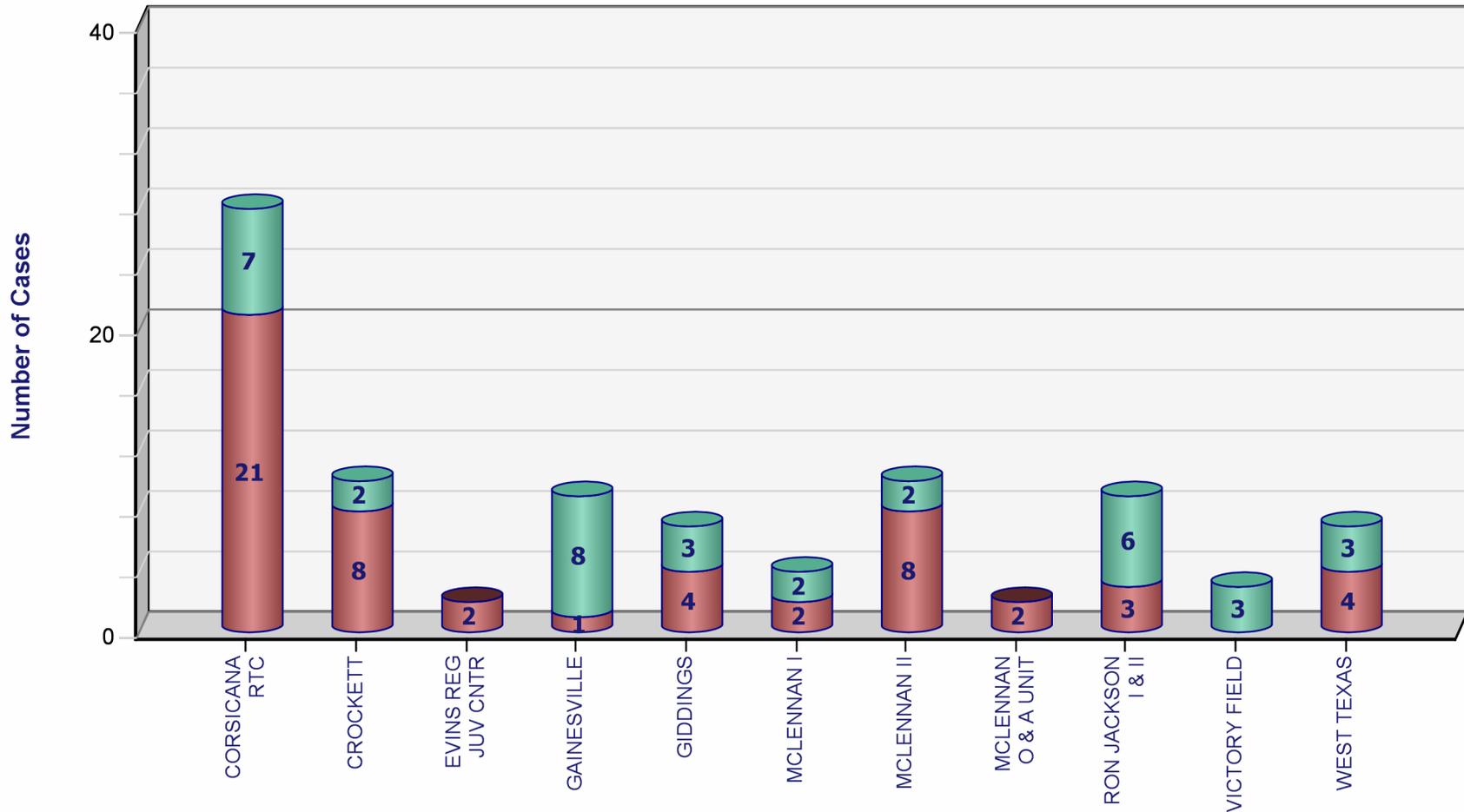
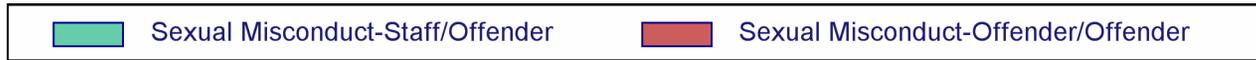
	Apprehension	Cleared by Exception	Closed-Accepted by SPU	Closed-Declined by SPU	Closed-Information Only	Closed-Administratively	Closed-Duplicate	Closed-No Further Action	Closed-Pending SPU Acceptance	Inactive	Unfounded	Unsubstantiated
Escape			2									
Escape/Attempt Escape (Es/Ae)								1				
Facilitating Escape									1			
False Report To Police Officer/Law Enforce		1		1				3			1	
Fraud Use/Poss Identifying Info					1							
Graffiti		1										
Harassment By Persons In A Secure		8	22	6					5	1		1
Indecency With A Child			1	1	1				1			1
Indecent Exposure		2			2				1	2	1	1
Injury To A Child Or An Elderly Individual		1										
Non-Suspect Seizure of Controlled		3			6					1		
Official Oppression		7	18	7	2			6	1	6	6	6
Possession Of Controlled Substances		1										
Possession Of Dangerous Drugs								1				
Possession Of Marijuana		1										

Total Cases Closed By Penal Code & Disposition

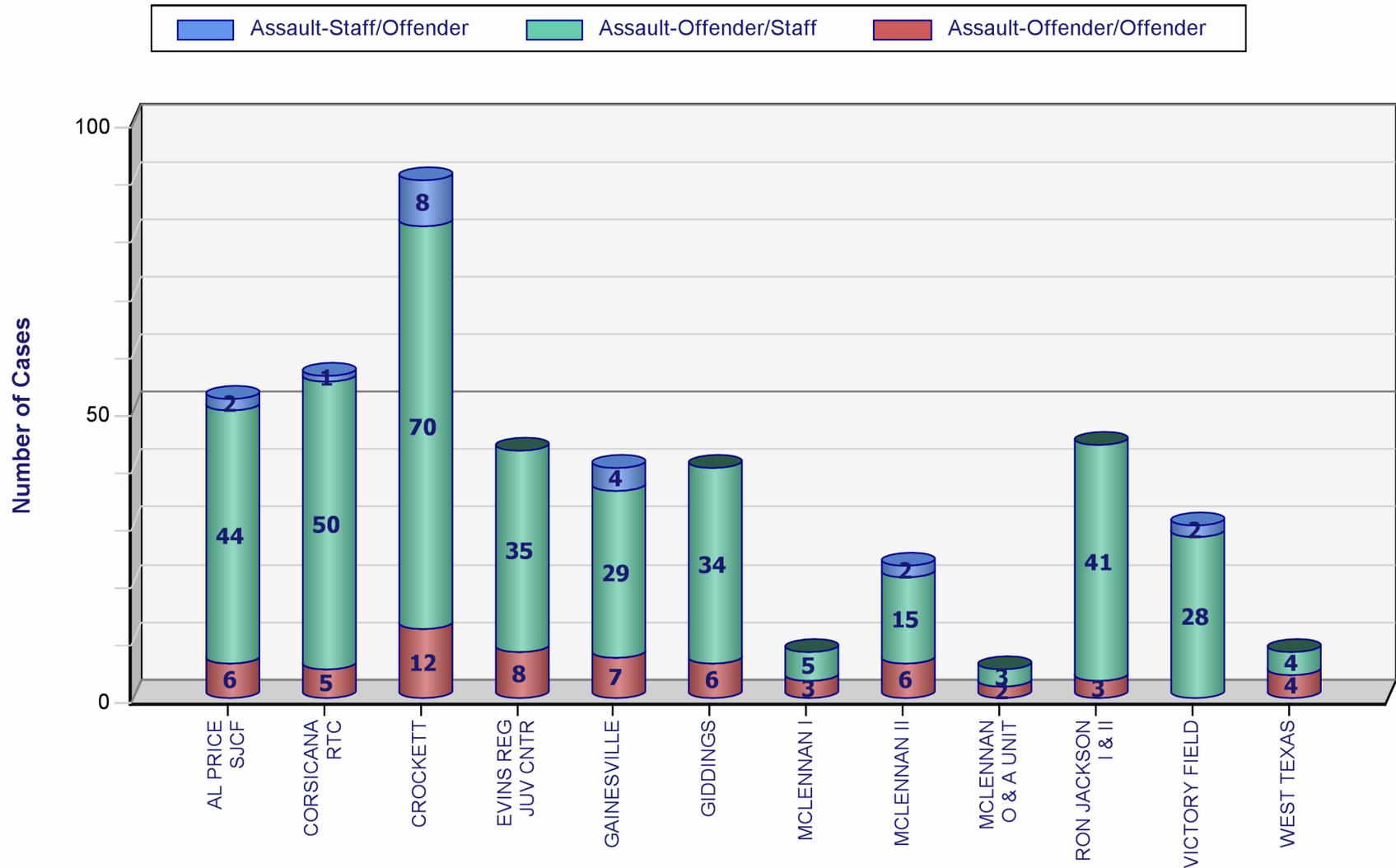
9/1/2008 thru 8/31/2009

	Apprehension	Cleared by Exception	Closed-Accepted by SPU	Closed-Declined by SPU	Closed-Information Only	Closed-Administratively	Closed-Duplicate	Closed-No Further Action	Closed-Pending SPU Acceptance	Inactive	Unfounded	Unsubstantiated
Prohibited Substances		10	10	5	10				6	12	2	7
Corr Facil												
Prostitution												1
Sale/Dist/Dis Harm Mat Minor				1								
Sexual Assault		4	23	20	5		1	9	8		16	2
Take Weapon Fr Peace Off, Po,Cs, Cdo				1								
Tamper Fabricate Physical Evid											1	
Tamper W/Government		1	2		1		1				2	1
Terroristic Threat		2	1		3			1	1	2	3	
Theft	1	2			2	1		1		3		
Threatening U.S. President					2							
Viol Civil Rights Person In Custody		6	11	7	1	2		10	8	5	24	3
Violation Probation	1											
No Penal Code		4	1	1	107	14	1	5		5	5	
TOTAL	306	122	217	108	153	20	6	46	64	56	74	48

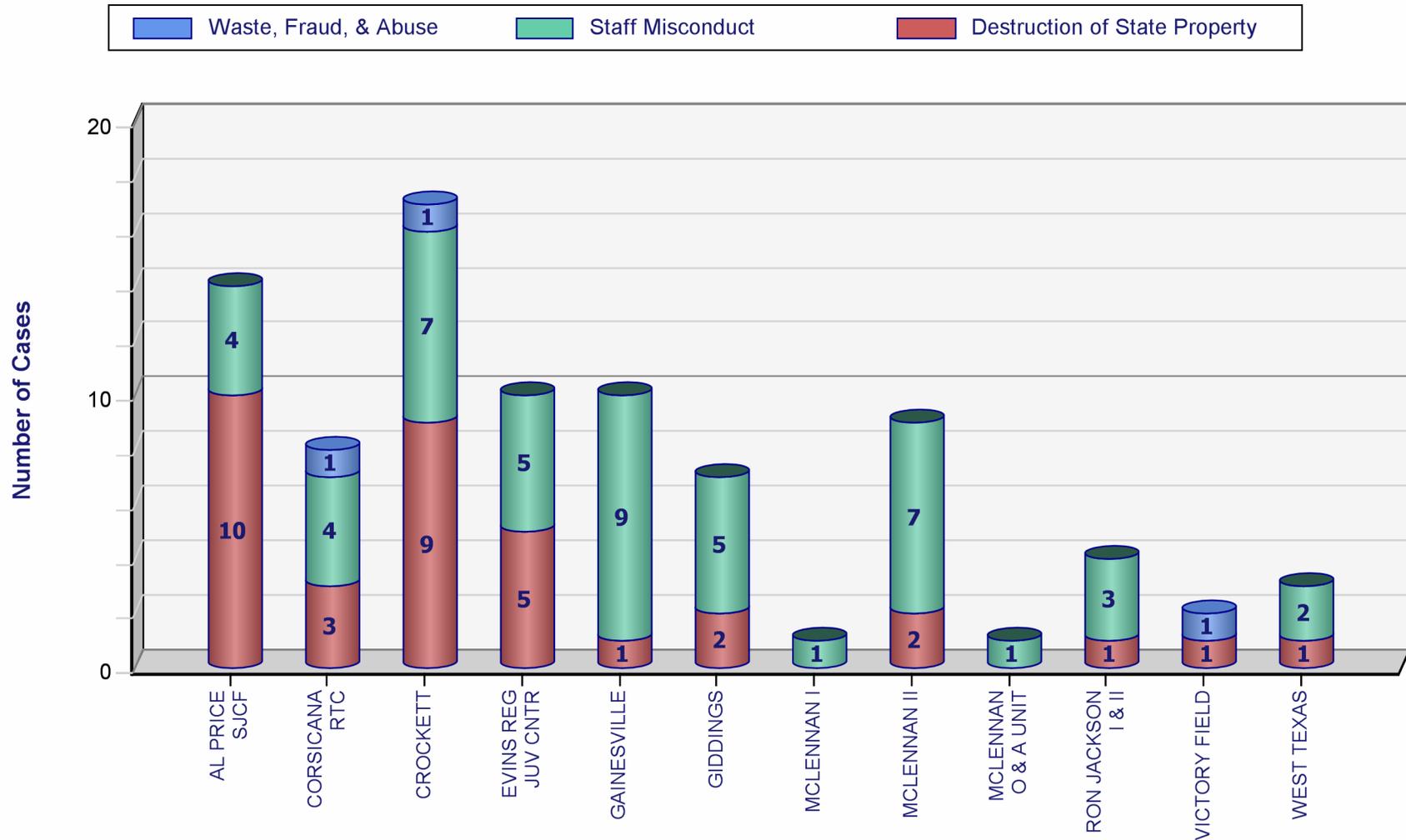
Sexual Misconduct Cases by Secure Facility 9/1/2008 thru 8/31/2009



Assault Cases by Secure Facility 9/1/2008 thru 8/31/2009



Staff Misconduct / Waste, Fraud & Abuse / Destruction of State Property Cases by Secure Facility 9/1/2008 thru 8/3/2009



Section C:

Administrative Investigations

Total AID Cases Open/Closed by Month

9/01/2008 thru 08/31/2009

	Open	Closed
Sept 2008	148	72
Oct 2008	163	40
Nov 2008	82	105
Dec 2008	110	42
Jan 2009	202	115
Feb 2009	199	98
Mar 2009	212	156
Apr 2009	140	162
May 2009	95	98
Jun 2009	127	86
Jul 2009	122	92
Aug 2009	161	112
TOTAL	1761	1178

Total AID Cases by Category

9/01/2008 thru 8/31/2009

Category	Total Reports
Abuse	879
Neglect	415
Exploitation	14
Policy Violation	450
Duplicate	2
No Further Investigation Required	1
Total	1761