

Substantiated Allegations of Abuse and Neglect*

State Oversight Agency	Allegations**	2014	
		July	YTD
All Agencies	Substantiated	240	1,325
	Total Allegations	1,233	6,349
	% Substantiated	19%	21%
OPWDD	Substantiated	217	837
	Total Allegations	893	3,818
OMH	Substantiated	7	121
	Total Allegations	191	1,185
OCFS	Substantiated	14	307
	Total Allegations	115	1,050
OASAS	Substantiated	1	7
	Total Allegations	11	61
DOH	Substantiated	0	8
	Total Allegations	7	27
SED	Substantiated	1	45
	Total Allegations	16	208

*Data on allegations are preliminary and may be subject to correction.

**Substantiation of an allegation is based upon the results of an investigation either by the Justice Center, the State Oversight Agency, or private provider; a review by the Justice Center Office of Investigations; and a determination by the Justice Center Office of General Counsel. The number of substantiated allegations is greater than the number of suspects who have an allegation substantiated against them because some suspects have more than one allegation substantiated in a single case.

**Abuse and Neglect Cases with at least one
Substantiated Allegation***

State Oversight Agency	2014	
	July	YTD
All Agencies	89	609
OPWDD	75	379
OMH	5	68
OCFS	7	137
OASAS	1	4
DOH	0	3
SED	1	18

**Data on allegations are preliminary and may be subject to correction. A case may include more than one allegation.*

Substantiated Allegations of Abuse or Neglect

At the conclusion of the investigation, each allegation of abuse or neglect must be either substantiated or unsubstantiated.

An attorney at the Justice Center reviews each investigation and, if appropriate, requests further investigation. When an investigation is determined to be complete, the attorney determines whether the report of abuse or neglect is substantiated, meaning that there is a preponderance of evidence to support the allegation and either a specific individual or the facility or program is found responsible for such act or acts of abuse or neglect. If it is substantiated that a vulnerable person was the victim of abuse or neglect, but no suspect can be identified, a substantiated finding is made against the facility or program.

Substantiated Determination Consequences

If an allegation of abuse or neglect is substantiated, the subject of that finding has a right to appeal the determination before an administrative law judge.