

152 ~~[appeal]~~ administrative review and include any submissions the employee desires to submit.

153 (3) (a) When an employee initiates the review described in Subsection (2) with the  
154 office:

155 (i) the role of the administrative review is to review and rule upon the ~~[department's]~~  
156 findings ~~[and decision]~~ of the abusive conduct investigation; and

157 (ii) an evidentiary hearing is not required.

158 (b) The department shall make the abusive conduct investigative file available for the  
159 ~~[administrator's]~~ office's in camera review.

160 (c) The ~~[administrator]~~ office may:

161 (i) request additional relevant documents from the department or the affected  
162 employee; and

163 (ii) interview the employee who initiated the administrative review and the  
164 ~~[department's]~~ investigators who conducted the investigation.

165 ~~[(4) (a) If the administrator determines that the investigator's findings are not  
166 reasonable, rational, and sufficiently supported by the record, the administrator may overturn  
167 the findings and remand to the agency for appropriate action.]~~

168 ~~[(b) The administrator may uphold the department's investigative findings if, based on  
169 the administrative review, the administrator determines that the investigator's findings are  
170 reasonable, rational, and sufficiently supported by the record.]~~

171 (4) (a) The office may overturn the findings of the abusive conduct investigation if the  
172 office determines that:

173 (i) the findings are not reasonable, rational, or sufficiently supported by the evidence;

174 or

175 (ii) the facts on which the findings are based are ~~H→~~ **[unreliable or]** ~~←H~~ inaccurate.

176 (b) The office may uphold the findings of the abusive conduct investigation if the  
177 office determines that:

178 (i) the findings are reasonable, rational, and sufficiently supported by the evidence; and

179 (ii) the facts on which the findings are based are ~~H→~~ **[reliable and]** ~~←H~~ accurate.

180 (5) (a) Within 30 days after the day on which an employee initiates an administrative  
181 review under this section, the ~~[administrator]~~ office shall issue a notice stating whether the  
182 ~~[administrator]~~ office upheld or overturned the investigative findings.