



STATE HUMAN RIGHTS COMMITTEE

Vicki Cash Graff, Chairperson
Staunton
John Barrett, Vice-Chairperson
Richmond / Deltaville
Ann Bevan
Mechanicsville
Pete Daniel
Charlotte Court House
Sam Dillon
Big Stone Gap
Sandy Robbins
Valentines
Timothy Russell
Williamsburg

Deb Lochart
State Human Rights Director
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COMMONWEALTH of VIRGINIA

Department of Behavioral Health and Developmental Services

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JACK BARBER., M.D., INTERIM COMMISSIONER

State Human Rights Committee Meeting
National Counseling Group
5540 Falmouth Street
Suite 200
Conference Room
Richmond, Virginia
23230
Friday, June 9, 2017

Administrative Session

8:30 a.m.

Members Present John Barrett, **Vice-Chairperson**; Ann Bevan; Pete Daniel; Sam Dillon; Sandy Robbins; Timothy Russell

Members Excused Vicki Cash Graff, **Chairperson**

Staff Present Taneika Goldman, Assistant State Human Rights Director
Kli Kinzie, Executive Secretary
Deb Lochart, State Human Rights Director
Karen Taylor, Assistant Attorney General

Others Present Becky Currin, Senior Advocate, Disability Law Center of Virginia (dLCV)
George Daniel, Charlotte Court House

Call to Order At 8:32, John Barrett, Vice-Chairperson, called the Administrative Session of the June 9, 2017, State Human Rights Committee (SHRC) meeting to order.

Approval of Agenda At 8:32, the SHRC reviewed the Agenda. John Barrett announced the addition of a request to extend the timeframe to file an appeal.

Upon a motion by Ann Bevan and seconded by Pete Daniel the amended Agenda was approved unanimously.

Correspondence and Information 8:32, Deb Lochart presented the request for extension to file an appeal from Rappahannock Area Community Services Board.

Upon a motion by Ann Bevan and seconded by Pete Daniel the SHRC approved the Request for Extension to File an Appeal for Rappahannock Area Community Services Board.

At 8:34, Taneika Goldman led a discussion of correspondence and information. The SHRC reviewed staff changes, appeal responses and VCBR monthly variance reporting.

At 8:38, Deb Lochart presented a request from the VCBR Resident Advisory Council (RAC). Ms. Lochart reported that the RAC finds it beneficial to meet with the SHRC four times a year, and requests that the frequency not be reduced to twice a year.

The SHRC agreed by consensus to continue sending the SHRC RAC Subcommittee to meet quarterly with the RAC. The full SHRC will continue to meet annually with the RAC during one of those quarterly meetings.

The SHRC received a briefing on Public Comment Periods.

Goals Workplan

At 8:39, Timothy Russell thanked the SHRC members, particularly Ann Bevan and Sandy Robbins, for their assistance in revising the SHRC Goals Workplan. Mr. Russell gave a special thanks to Deb Lochart for her guidance and specificity.

Upon a motion by Ann Bevan and seconded by Pete Daniel the SHRC accepted the revised SHRC Goals Workplan as written.

Deb Lochart will look over the Workplan and make suggestions about speakers and presentations for the upcoming year.

At 8:42, Timothy Russell spoke briefly about the SHRC Interviews scheduled for later in the day.

BREAK

At 8:44, John Barrett called for a break

Regular Session

9:00 a.m.

Members Present

John Barrett, **Vice-Chairperson**; Ann Bevan; Pete Daniel, Sam Dillon; Sandy Robbins; Timothy Russell

Members Excused

Vicki Cash Graff, **Chairperson**

Staff Present

Karen Taylor, Assistant Attorney General
Deb Lochart, State Human Rights Director
Taneika Goldman, Assistant State Human Rights Director
Kli Kinzie, Executive Secretary

Others Present

Becky Currin, Senior Advocate, dLCV
George Daniel, Charlotte Court House

Call to Order At 9:01, John Barrett, Vice-Chairperson, called the regular session of the June 9, 2017, SHRC meeting to order. A call for introductions took place prior to proceeding.

Draft Minutes At 9:02, the SHRC reviewed the draft minutes of the April 21, 2017, SHRC meeting. Revisions were recommended.

Upon a motion by Ann Bevan and seconded by Timothy Russell, the minutes of the April 21, 2017, SHRC meeting were approved unanimously as amended

Officer Elections At 9:03, John Barrett announced the slate of officers recommended on April 21, 2017, by the Officers Committee.

Upon a motion by Ann Bevan and seconded by Pete Daniel the SHRC voted to appoint Vicki Cash Graff as Chairperson and John Barrett as Vice-Chairperson for the term of July 1, 2017 to June 30, 2018. The motion passed unanimously.

SHRC Membership At 9:06, Timothy Russell distributed documents to be used during SHRC interviews later in the day.

**Disability Law
Center of Virginia** At 9:08, Becky Currin, Institutions Unit Manager, dLCV , addressed NGRI and Forensic and Mental Health issues. Ms. Currin reported that there has been an increase in forensic and NGRI persons coming into the system as well as an increase in the number of persons in jail awaiting transfer to state hospitals and restoration of services.

Within the services delivery system persons who achieve a certain level of privilege, and are able to work toward discharge, are moved to less restrictive environments. However, current census has prevented timely flow-through of these individuals.

dLCV is coming before the SHRC to voice its concern and to support the Department's efforts to ensure the rights and well-being of individuals awaiting admission, transfer and discharge.

Public Comment At 9:26, John Barrett called for Public Comments. *No Public Comments were offered.*

**Update on OHR
Initiatives** 9:27, Taneika Goldman, Assistant State Human Rights Director, distributed a handout and summarized changes to Department Instruction 201 (DI 201). DI 201 provides guidance on the monitoring and handling of cases of abuse and neglect.

Taneika Goldman talked about the human rights regulations revision of the complaint resolution process, workforce protections, and an added component to facility abuse/neglect that aligns with the process being followed in the community.

Deb Lochart reported that the revisions were received well when she presented them to the Executive Committee (E-Team).

Closed Session

At 9:46, Upon a motion by Sandy Robbins the SHRC convened in closed session pursuant to Virginia Code § 2.2-3711 for the purpose of discussion of matters lawfully exempt from the Freedom of Information Act.

Upon a motion by Timothy Russell and seconded by Sam Dillon the SHRC came out of closed session.

Upon reconvening in open session, the SHRC certified that to the best of each member's knowledge, only public business matters lawfully exempt from statutory open meeting requirements, and only public business matters identified in the motion to convene the closed session, were discussed in the closed session.

LHRC Liaison Commitment

At 9:56, John Barrett reminded SHRC members to attend at least two LHRC meetings a year.

Activities for Next Meeting

At 10:05, John Barrett requested a tour of the Forensics Ward of Central State Hospital during the July 14 SHRC meeting. Deb Lochart agreed to arrange for the tour and suggested the SHRC hear from an Advocate about DBHDS Data Warehouse reporting on trends and complaints.

SHRC Membership Interviews

At 10:07, Upon a motion by Sandy Robbins the SHRC convened in closed session pursuant to Virginia Code § 2.2-3711 (A) (1) for the purpose of discussion of personnel matters lawfully exempt from the Freedom of Information Act, namely to conduct interviews for SHRC membership.

Upon reconvening in open session, the State Human Rights Committee certified that to the best of each member's knowledge, only public business matters lawfully exempt from statutory open meeting requirements, and only public business matters identified in the motion to convene the closed session, were discussed in the closed session.

BREAK

At 11:30, the SHRC gathered for lunch.

Reconvene

At 12:09, John Barrett called the meeting to order.

Committee Membership

At 12:09, the SHRC considered LHRC and SHRC Membership.

Upon a motion by Sandy Robbins the SHRC convened in closed session pursuant to Virginia Code §2.2-3711(A) (1) for the purpose of discussion and consideration of matters lawfully exempt from the Freedom of Information Act, namely to consider human rights committee membership.

LHRC Membership

Taneika Goldman presented the LHRC membership recommendations on behalf of the human rights advocates.

SHRC Membership Timothy Russell led a discussion of the SHRC interviews conducted earlier in the day.

Upon reconvening in open session all members of the SHRC certified that to the best of each member's knowledge, only public business matters lawfully exempt from statutory open meeting requirements, and only public business matters identified in the motion to convene the closed session, were discussed in the closed session.

Upon a motion by Timothy Russell and seconded by Sam Dillon the SHRC voted unanimously to accept the following LHRC appointments as recommended by the Human Rights Advocates:

Region 1&2: Northwest and Capital

Northwestern Area LHRC

Appoint: Ms. Audrey Brown

Reappoint: Ms. Katie Anderson

Shenandoah Area LHRC

Appoint: Mr. James Hall, Ms. Heidi Campbell

Western State Hospital LHRC

Appoint: Mr. Davis Paulk

Region 4: Central

Henrico LHRC

Appoint: Ms. Monica Lucas, Ms. Patrice Griffin, Ms. Eunice Morrison

Piedmont Geriatric Hospital LHRC

Reappoint: Ms. Ann Parchert

Region 5: Tidewater

Suffolk Regional LHRC

Reappoint: Mr. Steven Alexander

Virginia Beach Area LHRC

Reappoint: Mr. Phillip Greg Ellick, Sr.

Williamsburg Regional LHRC

Appoint: Ms. LaVerne Brooks, Mr. Ed Sedwick

Upon a motion by Timothy Russell and seconded by Sam Dillon the SHRC voted unanimously to recommend that the DBHDS State Board appoint Ms. Ann Pascoe and Ms. Selina Greene to the SHRC.

Reassignment The SHRC acknowledged a notice of reassignment of Mr. Mathew Albright to the newly consolidated Southeastern Virginia Training Center LHRC

Liaison Reports At 12:15, Pete Daniel reported that he attended a meeting of the Piedmont Geriatric Hospital LHRC. The LHRC meeting was facilitated by Tammy Long, Human Rights Advocate. Mr. Daniel reported that Ms. Long conducted the meeting very well and that she plans to provide training to the LHRC.

Other

At 12:45, Sandy Robbins asked about the list of variances and exemptions requested by the SHRC. Deb Lochart responded that the list is under review by the Attorney General's Office. Ms. Lochart will forward it to the SHRC with the understanding that the list is undergoing changes.

At 12:47, Deb Lochart reported on Variances coming forward from the Tidewater area.

Adjournment

At 12:48, the June 9, 2017, SHRC meeting adjourned.

Respectfully Submitted,

John Barrett, Vice-Chairperson
State Human Rights Committee

Kli Kinzie,
Executive Secretary

Next Meeting

Friday, July 14, 2017
Central State Hospital
Room B-113, Main Conference Room
Petersburg, Virginia
Region 4