

## **CHARLOTTESVILLE AREA LHRC**

Approved Minutes

January 12, 2023

10:30 am

500 Old Lynchburg Road, Charlottesville, VA 22903

Join ZoomGov Meeting <https://dbhds.zoomgov.com/j/1601264863> Meeting ID: 160 126 4863

Passcode: LHRCmeet1!

### **MEMBERS PRESENT**

John Shepherd – Committee Chairperson (Via Zoom)

Bruce Ellsworth- Committee Vice Chairperson

Jeffrey Jones- Committee Member

Mary Sue Kivlighan-Committee Member

Sarah Anderson-Committee Member

### **Members Absent**

Mittie Harvey-Committee Member

Amy Hereford-Committee Member

### **OTHERS PRESENT**

Lequetta Hayes – Human Rights Advocate, DBHDS Region 1

Artea Ambrose – Human Rights Advocate, DBHDS Region 1

Larry Ragland – Interviewee

Megan Henley – Wall Residences

Mya Perry – Wall Residences

Megan Dora – Virginia Institute of Autism

### **CALL TO ORDER**

Bruce Ellsworth called meeting to order at 10:46AM.

### **ROLL CALL/ATTENDANCE**

Those in attendance made introductions. Vice Chair welcomed attendees.

### **APPROVAL OF AGENDA**

Motion to approve agenda was made by Mary Sue Kivlighan and seconded by Jeffrey Jones.

Motion carried.

### **APPROVAL OF MINUTES**

Motion to approve July 20, 2022, was made by Jeffrey Jones and seconded by Mary Sue

Kivlighan with needed corrections. Motion carried.

### **PUBLIC COMMENTS**

None.

## **CHAIR ANNOUNCEMENTS**

John Shepherd announced he was participating via Zoom in California due to a death in his family.

### **Advocate Comments, Region 1, 4th Quarter**

#### **• Quarterly Complaint Statistics**

For the quarter ending 12/31/2022 in Region 1:

- **37** Complaints involving allegations of ANE (CSB)
- **482** Complaints involving allegations of ANE (Providers)
- **5** Complaints not involving ANE (CSB)
- **11** Complaints not involving ANE (Providers)

This is an increase of 64 total complaints from Q3 to Q4. Of Q4's 535 total complaints, 42 allegations involving ANE were substantiated. This is a percentage of 12.7% 5.67% substantiated cases, which is an increase of 7.03% between Q3 to Q4 for ANE substantiated cases.

#### **• Summary of current Variances for R1**

There are no current variances for community-based providers in Region 1.

#### **• Updates**

We are currently recruiting LHRC members for the following LHRCs in Region 1:

- Charlottesville Area Local Human Rights Committee (meets in person in Charlottesville, VA, quarterly)
  - 2 professionals (lawyers and other persons with interest, knowledge, or training in the mental health, developmental, or substance abuse services field)
  - 1 healthcare provider
  - 1 family member of an individual who has received services
- Rappahannock Rapidan Area Local Human Rights Committee (meets in person in Culpeper, VA, quarterly)
  - 2 professionals (lawyers and other persons with interest, knowledge, or training in the mental health, developmental, or substance abuse services field)
  - 2 individuals who have received services within the past 5 years of appointment date
  - 1 healthcare provider
  - 1 family member of an individual who has received services

Please contact Cassie Purtlebaugh via email at [cassie.purtlebaugh@dbhds.virginia.gov](mailto:cassie.purtlebaugh@dbhds.virginia.gov) if you are interested in becoming a member of one of these committees.

• **Upcoming Events**

Visit the OHR page on the DBHDS website for updated training opportunities. Please see below for upcoming statewide training opportunities between now and March 9, 2023. Visit [2023-Community-Provider-Training-Schedule.pdf](#) for the interactive registration link.

Day & Date	Time	Topic	Registration Period	Registration Link
Tuesday January 17 <sup>th</sup>	9:00a – 1:00p	Reporting in CHRIS  <i>This training is designed to educate the learner on the human rights complaint process and provider reporting requirements specific to abuse and neglect allegations. The learner will increase their understanding of CHRIS and the Human Rights Regulations regarding human rights complaints and reporting.</i>	12/12/22 – 1/12/23	<a href="#">CHRIS 1/17/23</a>
Tuesday January 31 <sup>st</sup>	9:30a – 12:30p	Overview of the Human Rights Regulations (HRR)  <i>This training is designed to provide the learner an in-depth review of the Human Rights Regulations. Providers will increase their understanding of the Office of Human Rights processes and the responsibilities of the provider as mandated by the Human Rights Regulations.</i>	12/26/22 – 1/26/23	<a href="#">HRR 1/31/23</a>
Thursday February 9 <sup>th</sup>	10:00a – 12:30p	Restrictions, Behavioral Treatment Plans, & Restraints (RBR)  <i>This training is designed to educate the learner on regulatory requirements related to the use of restrictions, behavioral treatment plans, and restraints.</i>	1/9/23 – 2/6/23	<a href="#">RBR 2/9/23</a>
Tuesday February 21 <sup>st</sup>	9:00a – 2:00p	Investigating Abuse & Neglect: The Basics (Invest)  <i>This training is designed as an overview of the investigative process, specific to the investigation of abuse and neglect.</i>	1/16/23 – 2/16/23	<a href="#">INVEST 2/21/23</a>
Thursday March 9 <sup>th</sup>	9:00a – 1:00p	Reporting in CHRIS  <i>This training is designed to educate the learner on the human rights complaint process and provider reporting requirements specific to abuse and neglect allegations. The learner will increase their understanding of CHRIS and the Human Rights Regulations regarding human rights complaints and reporting.</i>	1/30/23 – 3/2/23	<a href="#">CHRIS 3/9/23</a>

**Upcoming 2023 SHRC Meetings**

- January 19, 2023
- March 2, 2023
- April 13, 2023
- May 18, 2023
- June 22, 2023

- August 17, 2023
- September 28, 2023
- November 2, 2023
- December 14, 2023

### Upcoming LHRC Trainings

Hosted by Region 1	1/4/23	10:00a-12n	<b>Overview of Human Rights Regulations Training</b> Zoom Link: <a href="https://virginia-gov.zoomgov.com/j/1612940403">https://virginia-gov.zoomgov.com/j/1612940403</a> Meeting ID: 161 294 0403 Passcode: meet@OHR
Hosted by Region 2	1/18/23	4:00p-6:00p	<b>Overview of Human Rights Regulations Training</b> Zoom Link: <a href="https://virginia-gov.zoomgov.com/j/1607450254">https://virginia-gov.zoomgov.com/j/1607450254</a> Meeting ID: 160 745 0254 Passcode: 028748
Hosted by Region 3	1/12/23	10:00a-12n	<b>Overview of Human Rights Regulations Training</b> Zoom Link: <a href="https://us02web.zoom.us/j/6092380968?pwd=bkN4RVZo bVAyV2pHelR2VElaQm1MZz09">https://us02web.zoom.us/j/6092380968?pwd=bkN4RVZo bVAyV2pHelR2VElaQm1MZz09</a> Meeting ID: 609 238 0968 Passcode: 449991
Hosted by Region 4	1/25/23	9:00a-11:00a	<b>Overview of Human Rights Regulations Training</b> Zoom Link: <a href="https://virginia-gov.zoomgov.com/j/16086870768">https://virginia-gov.zoomgov.com/j/16086870768</a> Meeting ID: 160 8687 0768 Passcode: LHRctr1!
Hosted by Region 5	1/20/23	9:00a-11:00a	<b>Overview of Human Rights Regulations Training</b> Zoom Link: <a href="https://virginia-gov.zoomgov.com/j/16156606228">https://virginia-gov.zoomgov.com/j/16156606228</a> Meeting ID: 161 5660 6228 Passcode: TRAINING
Hosted by the Facility Team	1/26/23	9:00a-11:00a	<b>Overview of Human Rights Regulations Training</b> Zoom Link: <a href="https://virginia-gov.zoomgov.com/j/1612309661">https://virginia-gov.zoomgov.com/j/1612309661</a> Meeting ID: 161 230 9661 Passcode: lhrctrain

### **OLD BUSINESS:**

Virginia Institute of Autism gave an update of the Human Research to the committee.

### **NEW BUSINESS**

- Wall Residences
- Interview with LHR Committee applicant

### **CLOSED SESSION**

Upon a motion made by Bruce Ellsworth and seconded by Mary Sue Kivlighan, the committee entered closed session pursuant to Virginia Code §2.2-3711, a.15 and §2.2-37.05.5 for the purpose to discuss Restrictions.

- Based on the discussion of the need for a Restriction, it was determined a Behavioral Treatment Plan be developed by a BCBA in accordance with 12VAC32-115-105. An Advocate from the OHR will conduct on-site review of the restriction and Behavioral Treatment Plan.
- An interview was conducted with a prospective committee member as a he has an interest in becoming a committee member for this LHRC.

### **RETURN TO OPEN SESSION**

Upon reconvening in open session, each member certified that, to the best of each member's knowledge, only private business matters, lawfully exempted from statutory open session requirements and identified in the motion by which the closed session was convened, were considered in the closed session, namely Restrictions.

Bruce Ellsworth motioned, and Jeffrey Jones seconded the motion to implement the recommendations made in closed session.

John Shepherd motioned to recommend Larry Ragland for appointment as a Committee Member to the Charlottesville Area LHRC. Mary Sue Kivlighan second. Motion carried.

John Shepherd-yes  
Jeffrey Jones-yes  
Mary Sue Kivlighan-yes  
Bruce Ellsworth-yes  
Sarah Anderson-yes

### **MEETING ADJOURNED**

The next meeting will be held on April 13, 2023, at 10:30am. The meeting location will be Region Ten CSB and virtual via Zoom for Healthcare. John Shepherd adjourned the meeting at 12:35 p.m.