

APPROVED

LOCAL HUMAN RIGHTS COMMITTEE MINUTES
EASTERN STATE HOSPITAL
4601 Ironbound Road
Williamsburg, VA 23187-8791

April 15, 2010

MEMBERS PRESENT: Steven Bennett, Chair; Jajala Schweiger, Co-Chair; Emma Rhyne; Joyce Smith; Jason Mintel; John McMahon and Ti'juana Gholson.

MEMBERS ABSENT: Charles Loundermon and Alice Callahan.

STAFF PRESENT: Olivia Garland, Acting Hospital Director; Dick Roberts, Resident Relations Liaison//Resident Safety Officer; Reginald Daye, Regional Advocate; Lisa Webster, LHRC Liaison-Support; Mark Stevens, VOPA Representative.

1. Call to Order

The Local Human Rights Committee meeting was called to order at 10:30 a.m. with Steven Bennett, Chair presiding, for the purpose of hearing business as presented on the agenda and such other transactions or matters that may be presented to the Committee.

2. Agenda

The April 15, 2010 agenda was reviewed.

Action: Motion was made by Ms. Schweiger and properly seconded by Ms. Smith that the LHRC approve the April 15, 2010 Agenda as written. The motion passed unanimously.

3. Minutes

Minutes of February 18, 2010 LHRC meeting were reviewed.

Action: Motion was made by Ms. Schweiger and properly seconded by Mr. McMahon that the LHRC approve the February 18, 2010 Minutes with noted changes. The motion passed unanimously.

4. Hospital Directors' Reports

Dick Roberts presented the February and March 2010 Disposition of the Abuse/Neglect Investigations Report Mr. Roberts presented the Core Measures Statistical Report; Informal Complaints Report, VOPA and Peer/Peer Report and the Seclusion/Restraint Reports for January 2010. (See the April 15, 2010, LHRC packet).

Follow-up-Director's Report

5. Peer/Peer – Follow-up (*revision to 2/18/10 minutes*)

Mr. Roberts reported on December 2009 Peer/Peer concerns by committee. Mr. Roberts explained that there were 3 incidents with 2 residents (each resident was an aggressor) the second incident was not related to the third incident and the third incident was not related to the first incident. The second incident was

found to be a seizure related to the resident's medical condition.

Action: Clarification regarding the December 2009 concerns about Peer/Peers was requested. (See revision of response to Peer/Peer Follow-up above). **Closed.**

6. Building 1 Entrance

It was reported at the February 2010 meeting that a system was in place to post phone numbers to assist visitors. LHRC member wanted to know if a sign has been posted in the window giving direction to where the phone is located. A suggestion was made to place a sign in the window to read: "Use phone in Entrance". **Open.**

Follow-up for May 20, 2010 Meeting

VOPA Reportable Event – February 2010 and Peer/Peer Incidents – February and March 2010

Action: Dick Roberts will report findings at the May 2010 Meeting.

A recommendation was made to add a statement at the end of the formal complaint narrative to read: "*Resident agrees/disagrees with resolution*". The committee members present accepted the Hospital Directors' Report for February and March 2010.

7. VOPA Reportable Events – Pee/Peer Incidents –

There were concerns about the following:

- (a) Two separate events (1) laceration and (1) fracture that occurred in February 2010.
- (b) Multiple aggressions by one resident in February and March 2010.

The motion was made by Ms. Smith and properly seconded by Ms. Schweiger, and passed for the LHRC to go into executive session pursuant to Virginia Code 2.2-3711(A) 4 for the protection of the privacy of individuals in personal matters not related to public business, namely for the purpose of hearing of authorized representatives, hearing of behavior modifications and/or conducting a hearing pursuant to the regulations. **Refer to Executive Session Minutes.**

Motion was made by Ms. Smith and properly seconded by Ms. Schweiger and passed that we go into open session. The LHRC unanimously certified that, to the best of each member's knowledge, only private business matters lawfully exempted from statutory open meeting requirements and only private business matters identified in the motion to convene the executive session were discussed in the executive session.

- Steve Bennett So certify
- Emma Rhyne So certify
- Jajala Schweiger So certify
- John McMahon So certify
- Jason Intel So certify
- Joyce Smith So certify
- Tijuana Gholson So certify

8. Behavioral Plan Update for A.M. – Presented by Dr. Cairns

Dr. Cairns reported that the treatment team has discontinued the restrictive behavior plan for A.M., as it has not been used for many months. At present, the individual maintains a level 3 and is on the discharge-ready list. Three potential placements have been identified and visits are being scheduled. They have had the addition of ID services and DRS has accepted her for evaluation and possible job training.

Action: Closed

9. Open Forum - N/A

10. Announcement(s):

Appeal Hearing for JR

The LHRC Chair announced that there will be a possible Appeal Hearing for JR in May.

Human Rights Advocate – Resignation

Mr. Daye announced that Willie Barnes, Human Rights Advocate has resigned from the Office of Human Rights and has accepted a position as a Licensing Specialist for ALF for the Department of Social Services in Newport News, Virginia.

11. Adjournment

Having no further business, a motion was made by Ms. Schweiger and properly seconded by Ms. Smith that the meeting be adjourned. The motion passed unanimously. The meeting adjourned at 11:45 a.m. **The next scheduled meeting will be held Thursday, May 20, 2010 in Building #1- Room 102 at 10:30 a.m.**

Steven Bennett, Chair

04/26/2010

/LW

cc: LHRC Members
Hospital Director
Regional Advocate
Human Rights Advocate
Resident Relations Liaison/Resident Safety Coordinator

APPROVED