

Approved

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

September 17, 2009

MEMBERS PRESENT: Steven Bennett, Chair; Jajala Schweiger, Co-Chair; John McMahon; Emma Rhyne; Tijuana Gholson and Charles Loundermon

MEMBERS ABSENT: Joyce Smith and Jason Mintel

STAFF PRESENT: John Favret, Hospital Director; Dick Roberts, Resident Relations Liaison//Resident Safety Officer; Willie, Barnes and Brian Whitley, Human Rights Advocates; Lisa Webster, LHRC Liaison-Support and Mark Stevens and Erin Haw, 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 September 18, 2009 agenda was reviewed.

Action: Motion was made by Ms. Rhyne and properly seconded by Ms. Schweiger that the LHRC approve the September 17, 2009 Agenda as written. The motion passed unanimously.

3. Minutes

Minutes of July 16, 2009 LHRC meeting were reviewed.

Action: Motion was made by Mr. Loundermon and properly seconded by Ms. Schweiger that the LHRC approve the July 16, 2009 minutes with noted changes. The motion passed unanimously.

4. Hospital Directors' Reports

Mr. Favret presented the July and August 2009 Disposition of the Abuse/Neglect Investigations Report Mr. Roberts presented the Osawatomie Hospital Study, Formal, Informal Complaints Report, VOPA and Peer/Peer Report and the Seclusion/Restraint Reports for July and August 2009. (See the September 18, 2009, LHRC packet).

The committee members present accepted the Hospital Directors' Report for July and August 2009.

Follow-up-

Seclusion/Restraint Report (Safety Restraint)

Mr. Roberts presented the safety restraint to the committee. This report will be presented monthly. ***Closed***

Emergency Hold Restraint Report

Mr. Roberts presented the emergency hold restraint to the committee. This report will be presented monthly. ***Closed***

Pharmacological Restraints Report

A recommendation was made to start reporting pharmacological restraints to the committee. ***Open***

Action: Mr. Roberts will work on developing a way to identify and monitor this data to report to the committee monthly.

5. **Visitation of Residents' Rooms/Policies Regarding Visitation of Residents**
There was a lengthy discussion about visitation of residents' rooms. Mr. Reese reported that the Visitation Policy, the Program Rules and Orientation for HGTC will be updated once it has come before the LHRC for further revisions. ***Closed***

Mr. Reese announced and extended an invitation to the committee to attend the "Autumn Conference" to be held October 30, 2009 at Eastern State Hospital.

6. **Electronic Monitoring Device (GPS)**
Dr. Fahey explained the process the resident goes through before they are approved for the GPS. She reported that out of the four residents that came before the committee requesting to be set up with the GPS, only two still use the system. She reports that they are in compliance with hospital policy, review and presentation of the Electronic Monitoring Device and will continue to report to the committee March 2010.

7. **Program Rules for ITP and PSR**

Dr. Cairns presented the ITP Program Rules to the committee.

Action: A motion was made by Ms. Schweiger and properly seconded by Mr. Loundemon to approve the ITP Program Rules with noted changes. All were in favor.

Dr. Cairns presented the PSR Program Rules to the committee.

Action: A motions was made by Mr. Loundemon and properly seconded by Ms. Schweiger to approve the PSR Program Rules as amended. All were in favor. The vote was unanimous.

8. Quarterly Review of Restrictive Behavior Plan for AM (See Executive Session Minutes)

The motion was made by Ms. Schweiger and properly seconded by Ms. Rhyne, 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.**

The motion was made by Ms. Schweiger and properly seconded by Mr. Loundermom 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.

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|--------------------|------------|
| Steve Bennett | So certify |
| Jajala Schweiger | So certify |
| Emma Rhyne | So certify |
| Ti'juana Gholson | So certify |
| John McMahon | So certify |
| Charles Loundermom | So certify |

9. Interview for ESH LHRC Membership

The motion was made by Ms. Schweiger and properly seconded by Ms. Rhyne, 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.**

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10. Open Forum

11. Announcement(s):

Ms. Barnes announced that there would be training in this region on September 22, 2009 from 9:00 a.m. – 12:00 p.m. at Eastern State Hospital in Building 3.

12. Adjournment-

Having no further business, a motion was made by Mr. Bennett and properly seconded by Ms. Gholson that the meeting be adjourned. The motion passed unanimously. The meeting adjourned at 12:55 p.m. **The next scheduled meeting will be held Thursday, October 15, 2009 in Building #1- Room 102 at 10:30 a.m.**

Steven Bennett, Chair

10/02/009

/LW

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