

Draft

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

October 15, 2009

MEMBERS PRESENT: Steven Bennett, Chair; Jajala Schweiger, Co-Chair; John McMahon; Joyce Smith and Jason Mintel

MEMBERS ABSENT: Emma Rhyne; Charles Loundermon and Ti'juana Gholson

STAFF PRESENT: John Favret, Hospital Director; Dick Roberts, Resident Relations Liaison//Resident Safety Officer; Brian Whitley, Human Rights Advocate; Lisa Webster, LHRC Liaison-Support; Mark Stevens, VOPA Representative and Reginald Daye, Regional Advocate.

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 October 15, 2009 agenda was reviewed.

Action: Motion was made by Ms. Smith and properly seconded by Ms. Schweiger that the LHRC approve the October 15, 2009 Agenda as written. The motion passed unanimously.

3. Minutes

Minutes of September 17, 2009 LHRC meeting were reviewed.

Action: Motion was made by Ms. Schweiger and properly seconded by Mr. McMahon that the LHRC approve the September 17, 2009 minutes with noted change. The motion passed unanimously.

4. Hospital Directors' Reports

Mr. Favret presented the September 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 September 2009. (See the October 15, 2009, LHRC packet).

The committee members present accepted the Hospital Directors' Report for September 2009.

**Follow-up-
Pharmacological Restraints Report**

A recommendation was made to start reporting pharmacological restraints to the committee. Mr. Roberts presented the pharmacological restraint report to the committee. This report will be presented monthly. **Closed**

5. Director's Report

There was discussion about the content of the Director's summary investigative reports that are presented to the LHRC. **Open**

Action: Mr. Daye will provide Mr. Favret with samples of reports/summaries from other LHRC's in this region. Members will receive sample summaries for review and discussion at the November 19, 2009 LHRC Meeting. **Open**

6. Electronic Monitoring System Review for DB (See Executive Session Minutes)

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.**

The motion was made by Ms. Smith and properly seconded by Mr. McMahon 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
Jajala Schweiger	So certify
John McMahon	So certify
Jason Mintel	So certify
Joyce Smith	So certify

7. Electronic Monitoring System Review for DG (See Executive Session Minutes)

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.**

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Steve Bennett	So certify
Jajala Schweiger	So certify
John McMahon	So certify
Jason Mintel	So certify
Joyce Smith	So certify

8. ECT Review for SB (See Executive Session Minutes)

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Steve Bennett	So certify
Jajala Schweiger	So certify
John McMahon	So certify
Jason Mintel	So certify
Joyce Smith	So certify

9. Discussion Regarding Appeal Hearing Extensions for TR and KD (See Executive Session Minutes)

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10. **Open Forum**

Notification of Next Scheduled LHRC Meeting Memorandum

A recommendation was made to delete language added to the notification memorandum referencing sending Ms. Webster a note with specific questions about complaints from information in the packets.

Action: The request was granted.

11. **Announcement(s): N/A**

12. **Adjournment-**

Having no further business, a motion was made by Ms. Schweiger and properly seconded by Mr. McMahon that the meeting be adjourned. The motion passed unanimously. The meeting adjourned at 12:30p.m. **The next scheduled meeting will be held Thursday, November 19, 2009 in Building #1- Room 102 at 10:30 a.m.**

Steven Bennett, Chair

10/22/009

/LW

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