

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

November 20, 2008

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

MEMBERS ABSENT: Mary Ellen Rickmond and Doris Foreman

STAFF PRESENT: John Favret, Hospital Director; Gianna Mitchell, Human Rights Advocate; Lisa Webster, LHRC Liaison Support and Mark Stevens, VOPA, Jennie and Elizabeth from VOPA, M. Frazier, Social Worker, Dr. Kohn and Dr. Cairns

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 November 20, 2008 Agenda was reviewed.

Action: Motion was made by Ms. Bristow and properly seconded by Mr. McMahon that the LHRC approve the November 20, 2008 Agenda as written. The motion passed unanimously.

3. Minutes

Minutes of the October 16, 2008 LHRC meeting were reviewed.

Action: Motion was made by Ms. Schweiger and properly seconded by Mr. Mintel that the LHRC approve the October 16, 2008 minutes as read. The motion passed unanimously.

4. Hospital Directors' Reports

Mr. Favret presented the October 2008 Disposition of the Abuse/Neglect Investigations Report; Facility Monthly Report and the Formal and Informal Complaints Report (see the November 20, 2008, LHRC packet).

Follow-up-

Barriers for Discharge

There was discussion at the October 2008 LHRC Meeting about the Barriers for Discharge and the Progress the CSB is making. Ms. Mitchell will find out who distributes this information and bring it before the committee at the November meeting. **Defer until January 2009 meeting.**

Seclusion/Restraint Report

Mr. Favret announced that the Seclusion/Restraint Report will be continued once the program is working properly.

The committee members present accepted the Hospital Directors' Report for November 2008.

5. Review for Compliance Electronic Monitoring of At Risk Residents

Michael Frazier, SW presented a draft of the policy to the committee with noted changes.

Action: The committee reviewed the policy for compliance to assure the individual's rights were not being violated.

6. Review of PSR Handbook Building 25A&B and Building 26

Dr. Donna Cairns presented the committee with the Ward Rules/Handbook for PSR and the committee reviewed and made recommendations.

Action: A motion was made by Ms. Bristow and properly seconded by Ms. Rhyne to approve the Ward rules with noted changes. All were in favor.

7. Review for compliance of Electronic Monitoring of at Risk Residents for – D.G.

The motion was made by Ms. Schweiger properly seconded by Ms. Smith 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**

Review for compliance of Electronic Monitoring of at Risk Residents for – D.B.

The motion was made by Ms. Schweiger properly seconded by Ms. Smith 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**

Review for compliance of Electronic Monitoring of at Risk Residents for – K.C.

The motion was made by Ms. Schweiger properly seconded by Ms. Smith 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. Schweiger and properly seconded by Ms. Rhyne 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
John McMahon	So certify
Jason Mintel	So certify
Joyce Smith	So certify
Jajala Schwieger	So certify
Robin Bristow	So certify
Emma Rhyne	So certify

8. Update: **Christmas Party for the Geriatric Residents**
The party will be held on Thursday, December 18, 2008 at 1:30 p.m. in the new Geriatric Building.
9. **Announcement(s):**
10. **Adjournment-**
Having no further business, a motion was made by Ms. Bristow and properly seconded by Mr. Mc Mahon that the meeting be adjourned. The motion passed unanimously. The meeting adjourned at 1:05 p.m. **The next scheduled meeting will be held Thursday, January 15, 2009 in Building #33- Room 106 at 10:30 a.m.**

Steven Bennett, Chair

12/8/08

/lw

cc: LHRC Members
Hospital Director
Patient Safety Officer/Complaint Liaison
Region V Human Rights Director

Local Human Rights Committee
Executive Session
November 20, 2008

The motion was made by Ms. Schweiger properly seconded by Ms. Bristow, 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.

1. Review for compliance of Electronic Monitoring of at Risk Resident - DG
Dr. Kohn and Michael Frazier, SW attended the hearing on behalf DG.
Dr. Kohn presented the risk factors and why DB needed the device to gain privileges.

Action: The committee made a motion to accept DG's request for using the Electric Monitoring Device. All were in favor.

2. Review for compliance of Electronic Monitoring of at Risk Resident - DB
Dr. Kohn and Michael Frazier, SW attended the hearing on behalf DB.
Dr. Kohn presented the risk factors and why DB needed the device to gain privileges.

Action: The committee made a motion to accept DB's request for using the Electric Monitoring Device. All were in favor.

3. Review for compliance of Electronic Monitoring of at Risk Resident - KC
Dr. Kohn and Michael Frazier, SW attended the hearing on behalf KC.
Dr. Kohn presented the risk factors and why KC needed the device to gain privileges.

Action: The committee made a motion to accept KC's request for using the Electric Monitoring Device. All were in favor.

Emma Rhyne, Co-Chair

12/08/08

/lw

cc: LHRC MEMBERS
Mr. Daye
Advocate
Hospital Director

Attachments:

These minutes are not subject to mandatory public disclosure in accordance with Code of Virginia 2.1-344.1.H. (1989, c.358)