

Carolyn M. DeVilbiss, Chair
Alexandria

T.C. Bullock, Vice-Chair
South Hill

John Barrett
Ann Bevan
Mechanicsville

Penny Cameron
Reston

Victoria Cash Graff
Staunton

Marietta Cottingham
Hampton

Timothy Russell
Williamsburg

Ioannis Stivachtis
Blacksburg



Margaret S. Walsh
State Human Rights Director

Kli Kinzie
Executive Secretary

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COMMONWEALTH of VIRGINIA

Department of Behavioral Health and Developmental Services

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STATE HUMAN RIGHTS COMMITTEE MEETING MINUTES

Southern Virginia Regional Medical Center
727 North Main Street
Emporia, Virginia
23847

Friday, January 24, 2014

Administrative Session

8:30 a.m.

Members Present T.C. Bullock, **Vice-Chair**; John Barrett; Ann Bevan; Penny Cameron; Vicki Cash-Graff; Marietta Cottingham; and Timothy Russell

Members Excused Carolyn DeVilbiss, Ioannis Stivachtis

Staff Present Michael Curseen, Regional Human Rights Advocate
Kli Kinzie, Executive Secretary
Deb Lochart, Human Rights Manager
Tammy Long, Human Rights Advocate
Walter Small, Human Rights Advocate
Margaret Walsh, Human Rights Director

Call to Order At 8:30 TC Bullock, Vice-Chair, called the January 24, 2014, Administrative meeting to order.

Approval of Agenda *Upon a motion Timothy Russell and seconded by Penny Cameron the SHRC unanimously voted to approve the Agenda for the January 24, 2014, meeting.*

2014 Meeting Dates *Upon a motion properly made and seconded the SHRC unanimously approved the proposed meeting dates for 2014.*

Goals Workplan At 8:36 the SHRC reviewed the Goals Workplan. The Committee asked that Margaret Walsh invite Marion Greenfield, Director of Clinical Quality and Risk Management, to the April meeting.

Correspondence and At 8:37 the SHRC reviewed correspondence and information. The SHRC received an updated meeting schedule for 2014. Ann Bevan asked about scheduling a meeting on the eastern shore or in Virginia Beach. Margaret Walsh suggested the SHRC speak with Reginald T. Daye, Regional Advocate for Region 5, about the scheduling of future Region 5 meetings.

Information TC Bullock asked for an update on the location for the Region 3 meeting in September. Nan Neese and the staff of Region 3 are working on booking a location. The Committee acknowledged receipt of the most recent appeal responses and discussed correspondence received.

LHRC Vacancy Tracking At 8:52 the SHRC reviewed the LHRC Vacancy Tracking sheet.

Director's Report At 8:53 Margaret Walsh reported on department activities.

BREAK At 9:08 TC Bullock called for a ten minute break.

Regular Session

9:19 a.m.

Members Present T.C. Bullock, **Vice-Chair**; John Barrett; Ann Bevan; Penny Cameron, Vicki Cash-Graff; Marietta Cunningham and Timothy Russell

Members Excused Carolyn DeVilbiss and Ioannis Stivachtis

Staff Present Michael Curseen, Regional Human Rights Advocate
 Carrie Flowers, Human Rights Advocate
 Taneika Goldman, Human Rights Advocate
 Kli Kinzie, Executive Secretary
 Deb Lochart, Human Rights Manager
 Tammy Long, Human Rights Advocate
 Walter Small, Human Rights Advocate
 Margaret Walsh, Human Rights Director

Others Present Mario Dennis, Virginia Center for Behavioral Rehabilitation
 Jason Wilson, Virginia Center for Behavioral Rehabilitation

Call to Order At 9:19 TC Bullock, Vice-Chair, called the January 24, 2014, State Human Rights Committee meeting to order.

Review of Draft Minutes At 9:19 the SHRC reviewed the draft minutes of the December 13, 2013, SHRC meeting.

Upon a motion by Timothy Russell and seconded by Penny Cameron the SHRC unanimously approved the December 13, 2013, SHRC minutes as submitted.

Newsletter	At 9:20 Timothy Russell reported on the activities of the Communications Sub-Committee. In April the Sub-Committee will report on feedback gathered regarding format and content of future issues.
Liaison Reports	At 9:35 Marietta Cottingham reported on the Newport News Regional LHRC meeting she attended in January. The LHRC meeting was facilitated by Tim Jones, Human Rights Advocate. The meeting ran well under Mr. Jones' leadership.
Role of SHRC	At 9:39 Margaret Walsh presented a draft guideline for SHRC members to use when attending LHRC members. Ms. Walsh solicited feedback from the SHRC. A final document will be provided to the SHRC.
Request for extension of terms for NVTC LHRC	At 9:40 the SHRC reviewed a request for extension of terms for Northern Virginia Training Center Local Human Rights Committee members. <i>Upon a motion by TC Bullock and seconded by Timothy Russell the SHRC unanimously voted not to extend the timeframe for membership on the NVTC LHRC.</i>
Public Comment	At 9:50 TC Bullock announced the Public Comment Period. <i>No Public Comments were offered.</i>
VCBR	At 9:51 The SHRC reviewed the November and December 2013 Monthly Reports from Virginia Center for Behavioral Rehabilitation.
VCBR	At 9:52 Tammy Long, Human Rights Advocate, introduced Dr. Mario Dennis and Jason Wilson of Virginia Center for Behavioral Rehabilitation. The SHRC discussed and asked questions regarding follow up to an appeal of a VCBR resident.
VCBR: Complaint Process	At 10:02 the Jason Wilson, VCBR, summarized the VCBR Policy on Complaints and Allegations. Mr. Wilson answered questions from the SHRC.
VCBR: Abuse and Neglect	At 10:19 Jason Wilson, VCBR, reported on the statistics of abuse and neglect for 2013. Marion Dennis and Jason Wilson answered questions from the SHRC.
VCBR: Variances to Complaint Procedures	At 10:25 the SHRC reviewed the following VCBR Variances to Complaint Procedures: 12VAC35-115-50 D.3e (5): Abuse, Neglect, and Exploitation 12VAC35-115-60 B.1 (d): Services 12VAC35-115-140 A.2 and 4: Complaints and Fair Hearing 12VAC35-115-150: General Provisions 12VAC35-115-170: Formal Complaint Process 12VAC35-115-180: Local Human Rights Committee Hearing and Review Procedures

12VAC35-115-190: Special Procedures for Emergency Hearing
by LHRC
12VAC35-115-200: Special Procedures for LHRC Reviews
Involving Consent and Authorization
12VAC35-115-210: State Human Rights Committee Appeals
Procedure
FI 124: Resident Housing Assignment
FI 202: Resident Complaint Resolution

Upon a motion by Penny Cameron and seconded by John Barratt the SHRC unanimously voted to approve the following Variances for a two-year period with an annual written report to the SHRC on the anniversary of the approvals.

*12VAC35-115-50 D.3e (5): Abuse, Neglect, and Exploitation
12VAC35-115-60 B.1 (d): Services
12VAC35-115-140 A.2 and 4: Complaints and Fair Hearing
12VAC35-115-150: General Provisions
12VAC35-115-170: Formal Complaint Process
12VAC35-115-180: Local Human Rights Committee Hearing
and Review Procedures
12VAC35-115-190: Special Procedures for Emergency Hearing
by LHRC
12VAC35-115-200: Special Procedures for LHRC Reviews
Involving Consent and Authorization
12VAC35-115-210: State Human Rights Committee Appeals
Procedure
FI 124: Resident Housing Assignment
FI 202: Resident Complaint Resolution*

Presentation: Forensics At 9:39 Dr. Mario Dennis talked with the SHRC about the role of the Forensics Office.

Tammy Long, Human Rights Advocate, said the Resident Advisory Council of VCBR would like to hear from the SHRC. The SHRC will provide an update to RAC on the status of their issues and follow up with them when the Committee meets in Burkeville in April.

LHRC Membership At 11:21 the SHRC considered local human rights committee membership.

Upon a motion by Penny Cameron and seconded by Timothy Russell the SHRC convened in closed session pursuant to Virginia Code §2.2-3711(1) for the purpose of discussion and consideration of appointments to and removals from Local Human Rights Committees

Upon reconvening in open session, the State Human Rights Committee certified that to the best of each member's knowledge, only public business matters lawfully exempt from statutory open meeting requirements, and only public business matters identified in the motion to convene the closed session were discussed in closed session.

Appointments *Upon a motion by Timothy Russell and seconded by Ann Bevan the SHRC unanimously moved to make the following local human rights committee appointments.*

Region 5 Portsmouth Regional LHRC
Appoint: Dr. Tyrone Davis

Other Business
SHRC Officers

At 11:26 Vicki Cash-Graff reported on the activities of the SHRC Officers Sub-Committee. The Sub-Committee recommended TC Bullock for the office of Chair and Penny Cameron for the office of Vice-Chair.

The slate of officers will be put to the floor at the next SHRC meeting.

SHRC Membership At 11:50 the SHRC discussed SHRC Membership. Penny Cameron, Ann Bevan and John Barrett will handle recruitment of new members.

Adjournment Upon a motion by T.C. Bullock the January 24, 2014, SHRC meeting adjourned at 12:15 p.m.

The next meeting is scheduled for Friday, March 7, 2014, at Western State Hospital in Staunton, Virginia.

Respectfully Submitted,

TC Bullock, Vice-Chair

Kli Kinzie, Secretary