

## **DRAFT**

### ***Hampton Roads Regional LHRC (HRRLHRC) Meeting***

**March 9, 2010  
9:00 A.M.**

#### **I. CALL TO ORDER:**

The meeting was called to order by Doris Peterkin at 9:54AM.

#### **II. INTRODUCTIONS:**

Quorum present: Doris Peterkin (Chair), Sara Flippins, and Dr. Beverly Withers.

#### **Quorum absent: Pamela Stover and Robbin Belfield**

Human Rights Regional Advocate, DMHMRSAS, present: Reginald Daye

Affiliate Representatives: Gilbert Hernandez, Jr., Community Services of Virginia, Inc.; Phil Black, Didlake, Inc.; Joan Whitted, Emerson Place, Inc.; Lakoya Lanier, EVOLVE, LLC; Jeffrey Moore and Elizabeth Doggett, Family Redirection Institute, Inc.; Michael Zalud, G.R.A.C.E., Inc.; Carla Foster, James Bentley Treatment Program; Aaron Russell, Kimberly Davis, Northwestern Human Services, Inc.; Seeds of Change, LLC; Cheryl Chambers, Sentara Behavioral Health Services; and Arlethea Evans, Tranquility Manor, LLC.

#### **III. EXECUTIVE SESSION:**

**The Committee voted to go into closed session pursuant to Virginia code 2.2-3711A to conduct interviews of nominees for membership on the LHRC and to act on the status of a member's lack of attendance. Upon reconvening in open session, each member of the LHRC certified that the only things discussed while in closed session were the interviews and a member's status.**

**The Committee voted the following:**

- 1. Recommend to the State Human Rights Committee (SHRC) that Mr. Christopher Boyd and Ms. Phyllis Frye be appointed to the Hampton Roads Regional LHRC.**

**2. Recommend to the SHRC that Mr. Robbin Belfield be removed from membership on the HRRLHRC due to his lack of attendance at the meetings.**

#### **IV. PUBLIC COMMENTS**

None

#### **V. REVIEW AND APPROVAL OF MINUTES:**

The minutes for the meeting held 11/18/09 were reviewed. The Committee approved the minutes, as written. The approved minutes will be forwarded to Margaret Walsh, State Human Rights Director for posting.

A hard copy of the minutes will be mailed to Reginald Daye, Regional Advocate.

#### **VI. REGIONAL ADVOCATE REPORT**

**Reginald Daye thanked Family Redirection Institute for referring Ms. Frye to be interviewed for membership on the LHRC.**

**Additionally, Mr. Daye reminded providers to submit the Office of Human Rights Annual Seclusion and Restraint Report, per human rights regulatory requirements. This was due January 15<sup>th</sup>. Mr. Daye again reminded providers not in compliance with this regulatory requirement to contact his office for a copy of the form.**

**Mr. Daye reviewed the process for adding a new program or service. If you are adding an existing service at a new location in this region, send a notification letter to Mr. Daye indicating the name of site, administrator, and a phone number. Indicate in the letter that you have contacted your licensing representative. Indicate that it will come under same behavior management policies, program rules, and human rights policies and procedures. If different indicate and provide copies of new. Provide the name of your licensing specialist. Also state that you are requesting a temporary affiliation. Send copies of this information to the LHRC members and support secretary to be placed on the agenda.**

**If you are adding a new service all together, you have to contact your licensing specialist, indicate you are adding a service. Send a HR Verification form to Margaret Walsh and a copy of the human rights policies and procedures to her office. She will then check with licensing to see if you have sent information to licensing. She will then send a letter indicating she has received and accepted the verification form. Send the following to Mr. Daye and the LHRC members: copy of human rights policies and procedures, copy of verification letter, copy of acceptance letter from OHR director, program**

**rules of conduct, behavior management policies and a cover letter stating that you are seeking affiliation**

**\*\*The request for affiliation will then be considered at the next LHRC meeting.**

**\*\*\*\*\*Additionally, Mr. Daye informed the affiliates that if they were to add a service that is located outside of region 5, affiliation with an LHRC in that region would be required.**

**Mr. Daye encouraged providers to call should they have questions.**

## **VII. OLD BUSINESS:**

Joan Whitted, Treasurer of the HRRLHRC, submitted a report showing the current balance in our account to be \$3,787.17.

The minutes approved at the current meeting will be forwarded to Margaret Walsh, State Human Rights Director, to be posted on the state website ([margaret.walsh@co.dmhmrsas.virginia.gov](mailto:margaret.walsh@co.dmhmrsas.virginia.gov)) within three (3) business days. A draft of the current minutes will be forwarded to Margaret Walsh for posting on the website within ten (10) business days of the Committee meeting. The “Freedom of Information Act” mandates that all service providers post at each of their sites the date, time, and location of all scheduled LHRC meetings. This posting will include a list of all meetings scheduled for the remainder of the year.

## **VIII. NEW BUSINESS:**

### **NEW PROGRAMS REQUESTING AFFILIATION:**

Emerson Place, Inc. requested continued temporary affiliation for a new group home at 1806 Lansing Avenue in Portsmouth, VA 23704. The LHRC approved a permanent affiliation for the new group home.

Family Redirection Institute, Inc. requested, and received approval for, permanent affiliation for their residential group home, Children’s Place, for 12-17 year olds, located in Hampton. LHRC also approved the use of cameras at their main office and at the Children’s place.

Northwestern Human Services, Inc. was reinstated to permanent affiliation, following the explanation of the absence of a representative from NHS during the November 18, 2010, meeting. NHS explained that due to uncontrollable circumstances, a representative could not be sent and NHS attempted to send a representative from another affiliate and also contacted the office of Human Rights for the approval for another affiliate

to report. **The regulations require a representative from your agency. He also expressed confidentiality concerns.**

NHS did not continue their request for a temporary affiliation for a day support program.

The James Bentley Treatment Program requested permanent affiliation for their intensive in-home services program for children 12-17 years of age. The Committee approved their request and granted permanent affiliation.

Seeds of Change requested a 90-day temporary affiliation for their intensive in-home services. The Committee voted to grant permanent affiliation.

Tranquility Manor requested a 90-day temporary affiliation for their intensive in-home program. **Since the program did not submit the appropriate paper work the request was denied.**

## **IX. PROGRAM REPORTS:**

Community Services of Virginia, Inc. – 76 consumers (21 are receiving in-home services, 25 in day support programs, and 30 are group home residents).

There were no complaints, seclusion, or restraints to be reported. However, there had been one allegation of abuse and one incident of peer on peer aggression.

**2009 seclusion and restraints report was submitted.**

Didlake, Inc. – 26 consumers are in day support. 1 complaint /incident of abuse, seclusion or restraint were reported.

**2009 seclusion and restraints report was submitted.**

Emerson Place, Inc. – 4 residential consumers. No complaints, abuse, seclusion, or restraints were reported. A review of a behavior plan would be required.

**2009 seclusion and restraints report was submitted.**

Evolve, LLC – 39 consumers are receiving intensive in-home services. There were no complaints, abuse, seclusion, or restraints to be reported. However, the results of an investigation previously reported will be presented in closed session.

**2009 seclusion and restraints report was submitted.**

Family Redirection Institute, Inc. – 178 in-home counseling consumers (105 in Chesapeake, with 92 in day treatment and 106 in Newport News, with 0 in day treatment). There were 4 incidents of restraint.

**2009 seclusion and restraints report was not submitted. The LHRC voted to drop the program's affiliation to a 90 day temporary status for not submitting the report.**

G.R.A.C.E., Inc. – 11 residential consumers and 6 supported in-home consumers. 1 complaint, abuse, seclusion or restraints were reported.

**2009 seclusion and restraints report was submitted.**

James Bentley Treatment Program – 2 residential and 12 intensive in-home consumers. No complaints or incidents of abuse, seclusion, or restraint were reported.

**2009 seclusion and restraints report was submitted.**

Northwestern Human Services, Inc. – 17 individuals are in residential services. 2 complaints or incidents of abuse, seclusion, or restraint were reported. 1 serious injury.

**2009 seclusion and restraints report was submitted.**

Seeds of Change – Serving 2 residential clients. No report of complaints, abuse, seclusion or restraint.

**2009 seclusion and restraints report was submitted.**

Sentara Behavioral Health Services – 19 inpatients. There had been 1 allegation of abuse, but it was recanted. There were 5 incidents of restraint, 3 seclusion

**2009 seclusion and restraints report was not submitted. The LHRC voted to drop the program's affiliation to a 90 day temporary status for not submitting the report.**

Tranquility Manor, LLC – 17 residential consumers, and 19 day support consumers (between the three facilities). No complaints, abuse, seclusion, or restraints were reported.

**2009 seclusion and restraints report was submitted.**

## **X. EXECUTIVE SESSION:**

The Committee voted to go into closed session pursuant to Virginia code 2.2-3711A to review an allegation of abuse and an incident of peer on peer aggression at Community Services of Virginia. Upon reconvening in

open session, each member of the LHRC certified that the only things discussed in closed session were the allegation of abuse and the incident of peer on peer aggression. The Committee had no recommendations for further action.

The Committee voted to go back into closed session pursuant to Virginia code 2.2-3711A to review a behavior plan submitted by Emerson Place, Inc. Upon reconvening in open session, each member of the LHRC certified that the only thing discussed in closed session was the behavior plan. The Committee recommended that Emerson Place, Inc., submit a written plan **re: Mr. G.**, for the emergency use of the harness in which all staff is to be trained and timed in the removal of the harness during an emergency. Also needed: a doctor's order for the harness, a consent/review of the harness use while on the van by his behavioral consultant, additionally, the program can implemented once staff demonstrates a timed removal of the harness while Mr. G, is on the van.

The Committee voted to go back into closed session pursuant to Virginia code 2.2-3711A to review one allegation of abuse at Didlake, Inc... Upon reconvening in open session, each member of the LHRC certified that the only things discussed in closed session were the allegation of abuse and the restraint. **The Committee had the following recommendation: modify policy to include the taking of a head count when the residents get on the bus and after they arrive back at the program. The program should also provide training of staff on the changes in order to prevent this type of incident from occurring again.**

**The Committee voted to go into closed session pursuant to Virginia code 2.2-3711A to review an allegation of staff abuse at G.R.A.C.E. Upon reconvening in open session, each member of the LHRC certified that the only things discussed in closed session were the allegation of abuse. The Committee voted to recommend that the program develop a behavior plan to address resident (E.S.) jumping on staff's back.**

The Committee voted to go back into closed session pursuant to Virginia code 2.2-3711A to review two incidents of abuse, and one serious injury. at Northwestern Human Services. Upon reconvening in open session, each member of the LHRC certified that the only thing discussed in closed session were the incidents above. The Committee had no further recommendations.

The Committee reviewed the schedule for the three remaining LHRC meetings to be held in 2010. The meetings will be held at Family Redirection Institute, Inc., 5062 Portsmouth Blvd., Chesapeake, VA 23321 on 05/18/2010, 08/17/2010, and 11/16/2010; all starting at 9:00am.

Respectfully Submitted,

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Doris Peterkin  
LHRC Chairperson

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Kimberly Renee' Davis  
LHRC Program Support Liaison