

**TIDEWATER REGIONAL
LOCAL HUMAN RIGHTS COMMITTEE
September 30, 2008
MINUTES**

PRESENT

Christopher Boyd, LHRC Member
Mary Butler, LHRC Member
James Overton, LHRC Member
Reginald T. Daye, Regional Advocate, DMHMRSAS
Mark Roth, Kempsville Administrator, The Pines Treatment Center
Carolyn Willandt, Crawford Administrator, The Pines Treatment Center
Chris Hummel, Brighton Interim Administrator, The Pines Treatment Center
Stacey Durr, Director of PI, The Pines Treatment Center
Dana Gillentine, Risk Manager, The Pines Treatment Center
Ruth Mawyer, Director of Nursing, Virginia Beach Psychiatric Center
Fran Neaves, Director of PI/Risk Management, Virginia Beach Psychiatric Center
Tina Parcell, Virginia Director of Mental Health Services, First Home Care
Rhonda Burrell, Human Rights Advocate, The Pines Treatment Center
Paula Harr, Director of QMS, First Home Care
Marti Glass, Clinical Coordinator, Oyster Point Academy
Mary Hawkins, Program Manager, FHC –Eastern Shore
Stacie Olander, Community Based Supervisor, FHC –Eastern Shore
Ramona Dominguez, Program Coordinator, Crawford Day School
Amanda Steeves, LHRC Recording Secretary

ABSENT

Renee Edwards, LHRC Member
Felicia Sawyer, LHRC Member
Wes Mason, CEO, The Pines Treatment Center
Tammy McMinn, Discharge Coordinator, The Pines Treatment Center
Henry Hopkins, Home Based Supervisor, First Home Care

I. CALL TO ORDER

The Local Human Rights Committee meeting was called to order at 8:52 a.m. by Mr. Christopher Boyd.

II. REVIEW OF MINUTES

The minutes for the meeting of June 24, 2008 were reviewed. Mr. James Overton made a motion to approve the minutes as written. Ms. Mary Butler seconded the motion and all members present voted to accept.

III. UNFINISHED BUSINESS

A. FHC temporary affiliation of Portsmouth Schools

Discussion: Tina Parcell reported that IC Norcom High School and Craddock Middle School do not have their certificate of occupancy as of yet. First Home Care is requesting temporary affiliation with the Tidewater Local Human Rights Committee as the next step in the process. Ms. Butler asked if Mr. Daye had any concerns about the day treatment. He replied that everything had been approved by his office, and he had no concerns.

Action: Ms. Butler moved to grant temporary affiliation to First Home Care's day treatment services at Portsmouth Public Schools. Mr. Overton seconded the motion and all members present voted to accept.

B. FHC permanent affiliation of school based treatment in the TECH Center on the Eastern Shore

Discussion: Tina Parcell stated that FHC received the license for the TECH Center and would like to get permanent affiliation for the day treatment services.

Action: Ms. Butler moved to grant temporary affiliation to First Home Care's day treatment services at TECH Center on the Eastern Shore. Mr. Overton seconded the motion and all members present voted to accept.

IV. NEW BUSINESS

V. STANDING REPORTS

A. General Information

Mr. Daye stated that the State Human Rights Committee has accepted the Pines update for Structured Living Protocol. The state will need the request for re-approval in 2009.

B. Seclusion and Restraint Reports

VBPC: There were 12 events in April, 32 in May and 31 in June. Most of the holds and seclusions were a result of one resident.

The Pines: Brighton had 9 physical holds, 0 mechanical holds, and 0 seclusions for the month of April. In May, there were 18 physical holds, 5 mechanical holds and 3 seclusions. For the month of June there were 12 physical holds, 4 mechanical holds and 0 seclusions. Dr. Hummel reported to the committee that the Brighton campus was working towards more verbal de-escalation methods. The spike in the numbers for the month of May can be attributed to one resident from the CLP program, and strategies have been implemented for success in treatment.

The Crawford campus had 13 physical holds, 23 mechanical holds, and 6 seclusions for the month of April. In May, there were 19 physical holds, 23 mechanical holds and 14 seclusions. For the month of June there were 9 physical holds, 29 mechanical holds and 15 seclusions. Ms. Willandt reported that the campus continues to work on decreasing these numbers and there is the shift to a “mechanical restraint free” campus in the near future.

On the Kempsville campus there were 49 physical holds, 7 mechanical holds, and 33 seclusions for the month of April. In May, there were 54 physical holds, 9 mechanical holds and 24 seclusions. For the month of June there were 39 physical holds, 1 mechanical holds and 14 seclusions. Mark Roth stated that the hold numbers continue to decline. The 3 months reported at this meeting were the 3 months with the highest census for Kempsville.

There was some discussion about the S.A.F.E. program being implemented on October 15th as a means to reward positive behaviors. The program consists of a token store economy, and tracks the number of good days each resident has. The program has not been reviewed by Mr. Daye’s office and can not be implemented until it has LHRC approval. After review of the program, Mr. Daye stated a special meeting had to be held if the Pines wanted implementation before the next regularly scheduled meeting in December. The members agreed to meet on October 20th at 9:30 am at the Brighton Campus to review the S.A.F.E. program.

Crawford Day School: 14 physical holds in April, 27 in May and 16 in June. The increase in May can be attributed to “spring fever” and the excitement associated with getting out of school soon.

Oyster Point Academy: There were 8 physical holds in April, 6 in May and 4 in June.

Kiptopeke Elementary School: no physical holds to report this quarter

C. Reports on Structured Living Protocol

VBPC: There were no episodes of SLP during the second quarter.

The Pines: None to report for this quarter.

D. Overview of Allegation Reports

First Home Care: Ms. Parcell and Mr. Hopkins stated there were 2 allegations to report from First Home Care.

Northampton County Public Schools: There was 16 reported allegation made to human rights during the second quarter of 2008.

Oyster Point Academy: It was reported there was 31 advocate reports made during the 2nd quarter.

Crawford Day School: Ms. Parcell reported 31 incidents at Crawford Day School that occurred between April and June.

VBPC: Ms. Mawyer reported a total of 10 formal complaints during this reporting period.

The Pines: It was stated there were a total of 128 allegations at Kempsville, 58 allegations at Crawford, and 52 incidents at Brighton that were reported to the Office of Human Rights during this reporting period.

V. CLOSED SESSION

Motion: Mr. Boyd made a motion that the committee go into Executive Session, pursuant to Virginia Code 2-2-3711A (4) for the protection of the privacy of individuals in personal matters not related to public business, namely to review patient information from First Home Care, Eastern Shore Public Schools, Oyster Point Academy, Crawford Day School, Kiptopeke Elementary, the Pines Residential Treatment Center and Virginia Beach Psychiatric Center, pursuant to the regulations.

Action: Second was made by Ms. Butler. All members present voted in favor of the motion.

Reconvened in Open Session: Upon reconvening in Open Session, Mr. Overton, Mr. Boyd, and Ms. Butler of the Tidewater Regional LHRC unanimously certified to the best of their knowledge that only public business matters exempt from statutory open meeting requirements and only public business matters identified in the motion to convene the Executive Session were discussed in accordance to Virginia Code 2-2-3711A (4).

VI. NEW BUSINESS

The Committee members voted on the vice chair officer position for the next term. Mr. Boyd nominated Mr. Overton as vice-chairperson for the next term. Ms. Butler seconded the motion and all members voted to accept.

During closed session, the Committee asked for an update from Oyster Point Academy representatives on the question of water usage. The issue was resolved appropriately and the committee was happy with the response. At the next meeting, the Oyster Point Academy representatives will bring back results of a follow-up to the hold technique used on the 5/1/08 incident.

Mr. Daye suggested that the Pines look into key security during holds to prevent injuries to residents.

VIII. NEXT SCHEDULED MEETING

The next regular LHRC meeting is scheduled for Tuesday, December 9, 2008 in the Executive Board Room. There will be a special meeting held at the Brighton Campus on October 20th at 9:30 am to discuss the S.A.F.E. plan at the Pines.

IX. ADJOURNMENT

There being no further business to discuss, Mr. Boyd made the motion to adjourn. Ms. Butler seconded the motion. The meeting was adjourned at 11:40 a.m.

RESPECTFULLY SUBMITTED:

Amanda Steeves
Recording Secretary

Christopher Boyd
LHRC Member