

**TIDEWATER REGIONAL
LOCAL HUMAN RIGHTS COMMITTEE**

March 24, 2009

MINUTES

PRESENT

Christopher Boyd, LHRC Member

Mary Butler, LHRC Member

James Overton, LHRC Member

Felicia Sawyer, LHRC Member

Reginald T. Daye, Regional Advocate, DMHMRSAS

Nashon McPherson, Kempsville Administrator, The Pines Treatment Center

Larry Brown, Crawford Administrator, The Pines Treatment Center

Chris Hummel, Brighton Administrator, The Pines Treatment Center

Stacey Durr, Director of PI, The Pines Treatment Center

Dana Gillentine, Risk Manager, The Pines Treatment Center

Sean Little, Risk Analyst, The Pines Treatment Center

Fran Neaves, Director of PI/Risk Management, Virginia Beach Psychiatric Center

Paula Harr, Director of QMS, First Home Care

Katherine Green, Clinical Coordinator, FHC Group Homes

Marti Glass, Clinical Coordinator, Oyster Point Academy

Stacie Olander, Community Based Supervisor, FHC –Eastern Shore

Ramona Dominguez, Program Coordinator, Crawford Day School

Amanda Steeves, LHRC Recording Secretary

ABSENT

Henry Hopkins, Home Based Supervisor, First Home Care

Mary Hawkins, Program Manager, FHC –Eastern Shore

Ruth Mawyer, Director of Nursing, Virginia Beach Psychiatric Center

Wes Mason, CEO, The Pines Treatment Center

Renee Edwards, LHRC Member

I. CALL TO ORDER

The Local Human Rights Committee meeting was called to order at 8:38 a.m. by Mr. Christopher Boyd.

II. REVIEW OF MINUTES

The minutes for the meeting of December 9, 2008 were reviewed. The wording of the FHC closed session will be revised so that all locations report “allegations” to the Committee. Mr. James Overton made a motion to approve the minutes with changes. Ms. Butler seconded the motion and all members present voted to accept.

III. UNFINISHED BUSINESS

Mr. Daye informed the attendees that the Committee had voted to recommend Ms. D'linda Swanston to the State Human Rights Committee in April. Ms. Swanston was interviewed by Mr. Overton, Mr. Boyd and Mr. Daye on March 18, 2009.

IV. NEW BUSINESS

A. Revisions to The Pines Contraband Policy

Discussion: Nashon McPherson informed the Committee of the proposed changes to the contraband policy. The changes are the addition of belts and strings (including shoelaces) to the list of items that residents are not allowed to have. These changes will be taking place at the Kempsville location only at this time.

Action: Mr. Overton moved to approve the changes to The Pines contraband policy; Ms. Butler seconded the motion and all members present voted approval.

B. The Pines' New Level System

Discussion: This is a behavior based system for all three campuses that requires a variance to the regulations as it is currently written. The Governing Body will give approval to request a variance from the State Committee. The State Committee will review the variance request in April and render a decision.

Action: None at this time; the variance request will go to the State in April.

C. Changes to the VBPC search policy and notification form

Discussion: Ms. Neaves informed the Committee of the addition of the use of a metal detection wand used at VBPC. She stated that the wand is currently in use with no complaints and that the procedure isn't invasive. They wand is waved in front of and behind each new admission that enters the building. Metal detection scans are not being done at random. The wand use has also been added to the camera notification form so patients are informed and aware.

Action: Ms. Butler made a motion to approve the changes proposed by VBPC. Ms. Sawyer seconded the motion and all members voted in agreement.

V. STANDING REPORTS

A. General Information

VBPC:

VBPC had moved to a program director model of staffing. They are hiring new staff that will help to provide additional operational oversight to the unit milieu.

The Pines:

The Kempsville campus is on an upward trend with hands-on interventions but there are programmatic changes happening to both help stop, and reverse, the trend. The Crawford campus saw a steady increase in number for the fourth quarter but the numbers are coming down with increased structure and trainings. There have been verbal de-escalation trainings and new schedules that provide the necessary structure to resident’s time. The campus has worked on using available space to separate out some of the units and residents that did not co-exist well.

First Home Care:

Crawford Day School had seen a downward trend in their numbers due to increased separation of classrooms, grouping MR students, the use of functional classrooms, consistency of staff, revisions to transitions, team teaching and staggered lunch and dismissal times. Oyster Point Academy had some spikes in the fourth quarter due to 1 client with issues at home. He had gone to a more restrictive setting and the numbers leveled out some until February when a new student entered the school. Work is currently being done with that student to help get the numbers leveled off again in March. The Eastern Shore schools have had no holds since September. First Home Care is no longer providing day treatment services in the Tech Center or the High School of the Eastern Shore due to staffing issues, need for services and budget constraints.

B. Seclusion and Restraint Reports

(S= Seclusion) (MR= Mechanical) (PR = Physical) (CR= Chemical)

Location	October	November	December	January	February
Pines Kempsville	32 S 1 MR 23 PR	18 S 0 MR 54 PR	43 S 0 MR 33 PR	38 S --- 81 PR	12 S --- 98 PR
Pines Brighton	6 S 6 MR 13 PR	2 S 0 MR 22 PR	0 S 0 MR 30 PR	0 S --- 38 PR	0 S --- 81 PR
Pines Crawford	23 S 21 MR 51 PR	26 S 15 MR 62 PR	47 S 0 MR 78 PR	103 S --- 112 PR	94 S --- 53 PR
Virginia Beach Psych	17 S 8 MR 6 PR 2 CR	3 S 5 MR 4 PR 0 CR	16 S 7 MR 5 PR 0 CR	29 S 11 MR 9 PR 1 CR	43 S 7 MR 3 PR 1 CR
FHC- Oyster Point Academy	7 PR	17 PR	9 PR	5 PR	12 PR
FHC- Northampton Schools	0 PR	0 PR	0 PR	0 PR	0 PR
FHC- Crawford Day School	8 PR	8 PR	5 PR	5 PR	2 PR
FHC -Portsmouth School	0 PR	0 PR	0 PR	0 PR	0 PR

C. Reports on Structured Living Protocol

VBPC: There was 1 episode of SLP during the fourth quarter with 1 patient, and 1 episode of SLP during the first quarter with 1 patient.

The Pines: None to report for fourth quarter or first quarter.

D. Overview of Allegation Reports

Location	October	November	December	January	February
Virginia Beach Psych	6	9	4	4	6
FHC- Oyster Point Academy	8	11	3	1	4
FHC- Northampton Schools	9	10	3	8	3
FHC- Crawford Day School	2	0	5	5	5
FHC -Portsmouth School	2	1	0	3	0
FHC- Group Homes	0	2	0	0	1

The Pines Kempsville had 152 allegations reported to Mr. Daye’s office for the fourth quarter of 2008. There were 151 allegations reported for January and February from this campus.

The Pines Crawford had 119 allegations for fourth quarter and 138 for January and February.

The Pines Brighton reported 77 allegations for January and February of 2009, with 64 in last quarter of 2008.

V. CLOSED SESSION

Motion: Ms. Edwards 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, Northampton County Public Schools, Oyster Point Academy, Crawford Day School, The Pines Residential Treatment Center and Virginia Beach Psychiatric Center, pursuant to the regulations.

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

Ms. Butler made the motion to open the session; Ms. Sawyer seconded the motion and all members present agreed.

Reconvened in Open Session: Upon reconvening in Open Session, Ms. Sawyer, Mr. Boyd, Mr. Overton 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. PUBLIC COMMENTS

There were no comments from the general public at this time.

VIII. NEXT SCHEDULED MEETING

The next regular LHRC meeting is scheduled for Tuesday, June 9, 2009 in the Executive Board Room of The Pines- Crawford Campus.

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 11:45 a.m.

Mr. Daye reviewed the Freedom of Information Act materials with Mr. Overton, Mr. Boyd, Ms. Butler and Ms. Sawyer following adjournment of the regular meeting.

RESPECTFULLY SUBMITTED:

Amanda Steeves
Recording Secretary

Christopher Boyd
LHRC Chairman