

LHRC Meeting Minutes

May 9, 2013

NEW RIVER VALLEY LOCAL HUMAN RIGHTS COMMITTEE

Welcome and Introductions:

Chairman Yannis Stivachtis called the meeting to order at 12:11 p.m. Due to the lack of a committee member quorum, Stivachtis invited Nan Neese to begin the meeting with her report. Stivachtis then led introductions.

Regional Advocate's Report:

Nan Neese, Human Rights Advocate, presented her report. Neese apologized for her absence at the March meeting and discussed coverage options provided by OHR during such absences. Neese noted several new providers are starting in the area and one new provider is attending this meeting to request affiliation. The automated CHRIS reporting system is up and running. Every organization is responsible for designating staff that have authority to enter information and/or view information in CHRIS. Concerns have been raised related to entering employee names in CHRIS in cases of founded abuse/neglect/exploitation. To address those concerns, Neese noted each provider controls who has access to CHRIS, the department requests the information for tracking purposes and such employee data cannot be released by OHR. Neese noted it is her hope the Reporting tool in CHRIS may be utilized to generate LHRC reports in the future, but at this time providers should continue using standard Quarterly and Annual Report templates. Providers must continue to submit Investigative Reports, which contain full investigation narratives, outside the CHRIS system. Neese noted many questions have arisen regarding Serious Injury reporting and the expectation is that serious injuries which require medical attention, for all active clients, must be reported. In response to questions from providers, Neese noted the following: OHR is automatically notified of all complaints entered in CHRIS, but Licensing is not; Licensing is automatically notified of all serious injuries, but OHR is not, unless a provider's review reveals a human rights violation (in which case, providers would enter a separate allegation report in CHRIS); a medication error that requires medical attention must be reported as a serious injury and if such an error is the result of staff error it must also be reported as potential abuse/neglect; wrong dose/wrong medication/wrong person/discontinued meds are all reported as abuse allegations. Failure to administer multiple doses seems to be a neglect allegation, in Neese's opinion, and Neese will seek clarification on that.

Wall Residences and NRVCS reported the complaint reporting tool in CHRIS is not working and complaint reports cannot be entered. The providers requested assistance and guidance on potential 'backfill' activities once the tool becomes operational. Neese will seek resolution on the issue. Neese also noted she will share provider feedback on licensing guidance published by the department in an effort to improve documentation dating and distribution practices. Neese encouraged providers to regularly review the website for updates and provide the NRV LHRC affiliate liaison with updated contact information as necessary.

Public Comment:

Committee member, Lori Mick, announced Dr. James Reinhard will be appearing at the Lyric on May 30th to discuss mental health first aid. Lucy McCandlish announced NRVCS offers free mental health first aid training; visit the NRVCS website to sign up.

Approval of Agenda:

Chairman Stivachtis noted the arrival of committee member Chase Niedermayer. Niedermayer's presence represents a committee member quorum and Stivachtis continued with the Approval of Agenda.

Committee Members

Yannis Stivachtis
Jeanetta Beamer
Beth Deskins
Lori Mick
Chase Niedermayer
Rhonda Quesenberry

Members Present:

Yannis Stivachtis, Chair
Beth Deskins
Lori Mick
Chase Niedermayer
Rhonda Quesenberry

Members Absent:

Jeanetta Beamer

Others Present:

Elisha Nichols, Keri Basham
Wall Residences Inc.

Jennifer Sherman, Matt
Milovich
Intercept Youth

Stephanie Bakely
Strengthening our System

Melissa Jackson, Lucy
McCandlish, Shane Ashby
NRVCS

Tami King, Trent Staton
Family Preservation Services

Ivan Velickovic
NeuroRestorative

Nan Neese
DBHDS

Michael Turner, Bobbi Weeks
Carilion Saint Albans

Kristin Rush, Mike Hunter,
Scott Worley
Creative Family Solutions

Elaine Beck
Pulaski Medical

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Lucy McCandlish of NRVCS requested the addition of three items to the agenda: a review of and interview with a Next Friend AR Appointment; a request to extend affiliation to a new location for Psychosocial Rehab services; and a request to review the NRVCS ID/MH Crisis Stab policy for persons under age 18. Kerri Basham of Wall Residences requested the addition of one item to the agenda to offer notice of closure for two services. Elaine Beck of Pulaski Medical requested the addition of one item to the agenda to request extension of affiliation for new provider, Pulaski Medical. Lori Mick moved to approve the agenda with the additions as requested. Chase Niedermayer seconded the motion which was unanimously approved.

Minutes:

Committee members received in their packets the minutes from the March 21, 2013 meeting. Chase Niedermayer moved to approve the minutes. Rhonda Quesenberry seconded the motion which was unanimously approved.

Annual Human Rights Activity Reports:

None.

Quarterly Human Rights Activity Reports:

Committee members received in their packets the 2013 1st Quarter report from all affiliates.

Mike Turner of Carilion Saint Albans presented their report. Turner answered a few questions from committee members. Chase Niedermayer moved to accept the report. Rhonda Quesenberry seconded the motion which was unanimously approved.

Scott Worley of Creative Family Solutions presented their report. Nan Neese noted all complaints resolved by an Executive Director's Designee are considered to be resolved at the Executive Director level. There is some inconsistency in this reporting practice, so Neese will seek clarification. Lori Mick moved to accept the report of Creative Family Solutions. Chase Niedermayer seconded the motion which was unanimously approved.

Tami King of Family Preservation Services presented their report. King answered a few questions from committee members. Chase Niedermayer moved to accept the report. Lori Mick seconded the motion which was unanimously approved.

Matt Milovich of Intercept Youth-Carriage House presented their report. Chase Niedermayer moved to accept the report. Rhonda Quesenberry seconded the motion which was unanimously approved.

Jennifer Sherman of Intercept Youth presented their report. Lori Mick moved to accept the report. Rhonda Quesenberry seconded the motion which was unanimously approved.

Ivan Velickovic of NeuroRestorative presented their report. Nan Neese noted a new licensed service will be added to NeuroRestorative's license in the near future, but that service will not be operated in this region so affiliation will be sought with a local LHRC in the corresponding service area. Rhonda Quesenberry moved to accept the report of NeuroRestorative. Lori Mick seconded the motion which was unanimously approved.

Lucy McCandlish of NRVCS presented their report. Nan Neese reported the New River Valley area has a new licensing specialist, Andi Carter. Carter will be working with most providers in the New River Valley, Salem and Mount Rogers areas. Lori Mick moved to accept the report of NRVCS. Chase Niedermayer seconded the motion which was unanimously approved.

Stephanie Bakely of Strengthening our System presented their report. Chase Niedermayer moved to accept the report. Rhonda Quesenberry seconded the motion which was unanimously approved.

Keri Basham of Wall Residences presented their report. Rhonda Quesenberry moved to accept the report. Lori Mick seconded the motion which was unanimously approved.

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Requests for Affiliation:

Lucy McCandlish of NRVCS requested an extension of their affiliation as follows: to add a location of a Program for Assertive Community Treatment at 700 University City Boulevard, Blacksburg, VA 24060; to offer notice to end affiliation with the Intensive Community Treatment Team; to extend affiliation to two new locations of sponsored homes (Frost Home and Cressell Home); to offer notice of closure of a sponsored home (Lawrence Home); and to extend affiliation to a new location for Psychosocial Rehab at 800 Ridge Avenue, Pulaski, VA 24301. Lori Mick moved to extend the affiliation as noted. Rhonda Quesenberry seconded the motion which was unanimously approved.

Keri Basham of Wall Residences requested extension of their affiliation to include two new locations (Crigler Home and Cauley Home) and offered notice of closure of two sites (Nester Home and Redman Home). Rhonda Quesenberry moved to extend the affiliation as requested. Chase Niedermayer seconded the motion which was unanimously approved.

Notice to Conclude Affiliations:

None.

Policy and Procedure Review:

Tami King of Family Preservation Services presented their Behavior Intervention Policy/Safety Care. King and Trent Staton demonstrated a one person stability hold. Neese reminded committee members that King presented notice at the last meeting and is following up on the request to present the related P&P. Neese noted seclusion and restraint regulations specifically require providers to discuss and document an individual's preferred interventions. The Policy presented by King does not address individual preferred interventions. King noted the issue is addressed in other FPS policy. Lori Mick moved to accept the policy with one amendment to include reference to an individual's preferred interventions. Rhonda Quesenberry seconded the motion which was unanimously approved.

Shane Ashby of NRVCS presented their ID/MH Crisis Stabilization policy for persons under the age of 18. Ashby noted the committee reviewed these documents in March of 2011 for the ID population. The service is licensed under supportive in home and NRVCS is asking for extension to treat children with a MH diagnosis in addition to those with an ID diagnosis. Rhonda Quesenberry moved to accept the policy modification. Chase Niedermayer seconded the motion which was unanimously approved.

Nan Neese reported Pulaski Medical is requesting affiliation with the NRV LHRC. The Pulaski Medical P&P was forwarded to Neese prior to the meeting, but was not included in committee packets. Neese invited Elaine Beck to summarize the services of Pulaski Medical. Beck introduced herself to the committee and reported Pulaski Medical is an outpatient addiction center that focuses on opiate replacement services. The program will be open 7 days a week. Beck reported the business has not been well received by the Pulaski community. Neese noted surrounding communities may be unaware that individuals are traveling to Roanoke or Galax to receive this type of service. Neese reported Margaret Walsh reviews new providers at the state level and has reviewed and approved this provider. Neese recommended the committee ask questions and extend a temporary extension of affiliation, until the July meeting date, to allow committee members the opportunity to thoroughly review the provider's P&P. Beck answered a few questions from committee members and noted an Open House event is planned in the near future. Chase Niedermayer moved to extend temporary affiliation to Pulaski Medical as discussed. Beth Deskins seconded the motion which was unanimously approved.

Closed Session:

Rhonda Quesenberry moved to convene in a closed meeting pursuant to Virginia code 2.2-3711 A(4) and section (15) for the protection of the privacy of individuals in personal matters not related to public business and the discussion of medical and mental records; namely to conduct reviews of individual service plans and to review and conduct an interview with a proposed next friend authorized representative. Lori Mick seconded the motion which was unanimously approved.

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After a period of discussion, Rhonda Quesenberry moved to reconvene into public session. Chase Niedermayer seconded the motion which was unanimously approved. Each member then certified that to the best of their knowledge only matters lawfully exempted from open meeting requirements were heard, discussed, or considered.

Chase Niedermayer moved to approve plan 03 for a period of 6 months. Lori Mick seconded the motion which was unanimously approved.

Beth Deskins moved to approve plan 05 for a period of 6 months. Lori Mick seconded the motion which was unanimously approved.

Rhonda Quesenberry announced the committee has reviewed and finds the following: the proposed Next Friend AR for LK, Alisha Lawrence, personally appeared before the committee; has agreed to accept the responsibilities of Next Friend AR and act in LK's best interest and in accordance with LK's individual preferences; has for a period of more than six months within two years prior to designation, shared a residence with LK and had regular contact and communication with LK and has provided significant emotional, personal, and psychological support and assistance to LK; and LK has no objection to the designation. Rhonda Quesenberry moved to approve the NRVCS Executive Director's designation of the Next Friend Authorized Representative to Alisha Lawrence for LK. Chase Niedermayer seconded the motion which was unanimously approved.

Adjournment:

There being no further business, Beth Deskins moved to adjourn the meeting at 2:25 p.m. Rhonda Quesenberry seconded the motion which was unanimously approved. The next LHRC meeting is scheduled for July 11, 2013 at 12:00 p.m. An e-mail confirmation will be distributed to members and affiliates closer to the date of the meeting.