

MINUTES
SOUTHEAST ALLIANCE
LOCAL HUMAN RIGHTS COMMITTEE (LHRC) MEETING

5:30 pm, Tuesday, September 13, 2005
2nd Floor Conference Room, CSB Central

Members Present: Martha Tennille - Presiding
Maude Robinson
Tim Dorsey
Sandra Malloy
Richard Flournoy
Lisa Fragala

Others Present: Mike Fragala – Serenity House
Stephanie Selmer – Serenity House
Alena Thomas – Serenity House
Julie Palmer - Arc Peninsula
Fred Mitchell – Colonial CSB
Laura Tuck – Colonial CSB
Bob Deisch – H-NNCSB
Debroah Bareika – H-NNCSB
Barbara Wells – H-NNCSB
Eloise Eppes Foster – Lutheran Family Services
Stewart Prost – ESH Advocate
Willie Barnes – ESH Advocate
Linda Major – H-NNCSB Advocate
Tamico Eley – H-NNCSB Staff Support

CALL TO ORDER Dr. Tennille called the meeting to order at 5:30 p.m.

Introductions Dr. Tennille welcomed everyone, introduced new members, Lisa Fragala and Maude Robinson. Dr. Tenille also introduced the new staff member of H-NNCSB administratively supporting the LHRC, Tamico Eley. Each member introduced themselves. Dr. Tennille thanked everyone for attending.

OLD BUSINESS Since there was no election of officers in June, there will be an election of officers in December 2005.

ACTION The minutes of the meeting in March 22, 2005, were approved as circulated following the spelling correction of Stephanie Selmer's name.

OTHER Dr. Tennille informed the committee members that she had received

a call of apology from Nathaniel Parker for not being present at the meeting in September due to illness.

Dr. Tennille suggested to each provider that when sending information to the LHRC, please give plenty of time if possible; if not please call and advise information is coming in the mail.

NEW BUSINESS PROGRAM REPORTS

Lutheran Family Services reported there had been no allegations of abuse or neglect. They expect to be moving in October 2005 to a new location on Butler Farm Road in Hampton. She did not have the address at this time.

Colonial Services Board reported 1 client rights complaint, founded inappropriate behavior, 2 service injuries. They also, reported a new Executive Director, Dennis Wolf, effective August 15, 2005.

The Arc reported five injuries (consumer falls) with no evidence of neglect found. Five temporary restraints used - all were for safety and all were briefed to the LHRC, staff acted appropriately. Three reports of neglect (med errors founded – staff disciplined). The consumer-to-consumer abuse was reported to DSS and is being investigated.

The H-NNCSB reported 2 deaths in the community (1 death from natural causes; 1 death was result of a house fire); two unfounded allegations of neglect and one from last quarter in which was founded (ISP was revised, services were amended per the consumer complaint); two unfounded allegations of exploitation; two founded allegations of neglect (failure to intervene in client incident - employee terminated & policy developed; failure to follow physician's orders - employee resigned).

Serenity House reported 6 formal complaints, all unfounded, 1 informal complaint, unfounded (client concerned with receiving prescription on time, that was due to pharmacy delay) 3 formal complaints that are still in the appeal process, 2 serious medical incidents (1 minor stroke, admitted for chest pains).

Lutheran Family Services reported that there had been no allegations of abuse or neglect. They will be moving around the third week of October Butler Farm Road in Hampton.

ADVOCATE REPORT

Stewart Prost discussed Human Rights Regulation Revisions; the draft regulation changes will be open for public comment around October 2005. Mr. Prost reported that in the early part of next year;

the region will be conducting training for the new LHRC members. The next training will be October 18, 2005 at South Eastern Virginia Training Center from 9:00a.m. – 12:00p.m.

OTHER

Both the H-NNCSB and the Colonial Services Board presented proposed changes to their Rules of Conduct. Additionally, Willie Barnes presented proposed changes to the LHRC Bylaws to conform with the new statutory requirements calling for a member to be a “Health Care Provider” pursuant to Va. Code § 37.2-204.

ACTION

A motion was made as follows: “Motion that the Rules of Conduct presented by the H-NNCSB be approved as submitted with the stipulation that the H-NNCSB ensure that consumers were involved in their drafting before same are implemented.” Without further discussion, the motion was approved unanimously.

ACTION

A motion was made as follows: “Motion that the Rules of Conduct presented by the Colonial CSB, after striking language concerning clinical intervention, be approved as submitted.” Without further discussion, the motion was approved unanimously.

ACTION

A motion was made as follows: “Motion that the proposed amended bylaws of the Southeast Alliance LHRC be approved as submitted.” Without further discussion, the motion was approved unanimously.

**CLOSED
SESSION**

A motion was duly made and seconded at 6:50 p.m. to enter into Closed Session pursuant to Virginia Code 2.2-3711-A, for discussion or consideration of information excluded from the Freedom of Information Act, namely to receive medical information on clients of the Hampton-Newport News Community Services Board (H-NNCSB) and the Arc.

**RECONVENED IN
OPEN SESSION**

Upon reconvening in Open Session at 7:21 p.m., members of the LHRC unanimously and individually 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 had been discussed in the Closed Session in accordance with Virginia Code 2.2-3711-A.

ACTION

A motion was made as follows: "Motion to approve the restraints of a safety harness with seat belt, Benick glove, lap tray and bed rails for LM as presented by the H-NNCSB. The approval is for one year for all but the Benick glove which shall be reviewed again by the LHRC at its next regularly scheduled meeting." Without further discussion, the motion was approved unanimously.

ACTION

A motion was made as follows: "Motion to approve the medical and physical restraints for KR as presented by the Arc." Without further discussion, the motion was approved unanimously.

ACTION

A motion was made as follows: "Motion to approve the psychotropic medications and medical restraints for TF as presented by the Arc." Without further discussion, the motion was approved unanimously.

**NEXT REGULARLY
SCHEDULED
MEETING**

The next regular meeting was scheduled to be held at 5:30 p.m. on Tuesday, December 13, 2005, at the H-NNCSB.

ADJOURNMENT

There being no further business, the meeting was adjourned at 7:35 p.m.

Submitted by Tamico Eley and Timothy W. Dorsey