

MINUTES
SOUTHEAST ALLIANCE
LOCAL HUMAN RIGHTS COMMITTEE (LHRC) MEETING

5:30 pm, Tuesday, March 22, 2005
2nd Floor Conference Room, CSB Central

Members Present: Martha Tennille - Presiding
Nathaniel Parker
Jo Horvath
Tim Dorsey
Sandra Malloy
Richard Flournoy
Elizabeth Tobey

Others Present: Mike Fragala – Serenity House
Julie Palmer - Arc Peninsula
Fred Mitchell – Colonial CSB
Stewart Prost – ESH Advocate
Willie Barnes – ESH Advocate
Teresa Vess - H-NNCSB Nursing Director
Linda Major – H-NNCSB Advocate
Linda Williams – H-NNCSB CSS Director
Barbara Wells – H-NNCSB MR Residential Manger
Dr. Baltej Gill – H-NNCSB Medical Director
Mary deBeus – H-NNCSB Psychologist

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

Introductions Dr. Tennille welcomed everybody and thanked them for attending the rescheduled meeting [Note: the regularly scheduled meeting for March 8, 2005 was rescheduled due to inclement weather]. Each of the members introduced themselves.

OLD BUSINESS

ACTION The minutes of the meeting of December 14, 2004, were approved as circulated.

NEW BUSINESS

H-NNCSB Dr. Tennille informed the committee members the H-NNCSB would be going into closed session at the top of the agenda to discuss

medication and behavioral plans with Dr. Gill so he could present and leave.

**CLOSED
SESSION**

A motion was duly made and seconded at 5:40 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).

**RECONVENED IN
OPEN SESSION**

Upon reconvening in Open Session at 6:22 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 that the Behavioral Intervention Plans and medication plans for Transcend Place Residents PA, FB, JF, MF, SR, CG, RR, PW, VW and JW as presented by the H-NNCSB are approved, subject to appropriate consent." Without further discussion, the motion was approved unanimously. Dr. Tennile advised that the Plans should be reviewed within one year

PROGRAM REPORT

The H-NNCSB reported 1 founded verbal abuse; founded neglect; 1 abuse allegation of neglect unable to determine; and 1 suicide.

The Arc reported 1 incident self reported allegation of abuse, unfounded, but determined the staff member's actions could have been handled more appropriately; the staff member is no longer employed. The Arc had another incident where a consumer ran away from home. Staff took a walk with him and was able to get him to come home.

Colonial CSB reported 5 deaths; 1 serious injury where consumer broke his hand, unable to determine the cause of the injury. The new clinical services building was completed and was occupied by Colonial CSB this past weekend.

There was no representative from Lutheran Family Services in attendance of the meeting.

Serenity House reported 2 complaints; 1 founded allegation of inappropriate behavior with staff dealing with a discharge of a client, the staff member was terminated; 1 unfounded complaint where a client needed medical attention and was transported to the emergency room and his mother was called she was listed as his emergency contact. His mother got very irate because he should have been taken to his primary care physician. This incident was an after hour emergency and was handled appropriately.

Reappoint Committee Members

Ms. Barnes announced Sandra Malloy and Joe Horvath are being reappointed to the LHRC and their appointment packages have already been sent to the State Human Rights for approval. They were both recommended for reappointment for another term. Dr. Tennille commented on their great attendance record for attending all meetings.

Mr. Prost informed that the General Assembly has passed, and the Governor is expected to sign, a revised statute that mandates that each LHRC have a Health Care Practitioner effective July 1, 2005. Who is defined as a health care practitioner will be determined by the State Human Rights Committee. After discussion with members it was not clear whether it was a practitioner or provider needed, Mr. Prost will confirm and report back to the committee members.

ADVOCATE REPORT

Stewart Prost passed out a packet that included the new LHRC application format. He also handed out a letter from Margaret Walsh announcing that there would be a notice of regulatory change on Human Rights regulations. This is the opportunity to look at these regulations to see what needs to be adjusted and what has worked or not worked, etc. Mr. Dorsey stated they are getting ready to review these regulations and that this is the opportunity to speak up if you have any problems with reports or reporting that you have to do, he highly recommends you do so.

OTHER

Dr. Tennille read a letter of resignation from Elizabeth Tobey, who will no longer be able to serve on this committee because she is moving to Arizona. Dr. Tennille expressed gratitude for her serving on the committee and suggested we find somebody else to serve on the committee before June 30th.

Nathaniel Parker attended Local Human Rights Committee Training session for new members at Eastern State Hospital. Mr. Parker

briefly discussed what the training entailed. He found the training to be very informative.

**CLOSED
SESSION**

A motion was duly made and seconded at 6:55 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 Arc of the Peninsula.

**RECONVENED IN
OPEN SESSION**

Upon reconvening in Open Session at 7:13 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 that the Behavioral Support Plan presented by the Arc of the Peninsula for MS that included a prior trial period use of gloves is approved." Without further discussion, the motion was approved unanimously. Mr. Dorsey requested that the Arc provide the LHRC with a follow-up to the medication plan at the LHRC's regular meeting in June 2005.

ACTION

A motion was made as follows: "Motion that the house rules as presented by the Arc of the Peninsula with the addition of 'hitting and fighting' at the end of bullet 5, are approved." 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, June 8, 2005, at the H-NNCSB.

ADJOURNMENT

There being no further business, the meeting was adjourned at 7:20 p.m.

Submitted by Dana Creech and Timothy W. Dorsey