

## NORTHWESTERN LOCAL HUMAN RIGHTS COMMITTEE (LHRC)

The next scheduled meeting of the Northwestern Local Human Right Committee will be on May 5, 2016. Please go to <http://www.nwcsb.com/lhrc.php> for meeting information.

### MINUTES OF THE FEBRUARY 9, 2016 MEETING

The February 9, 2016 meeting of the Northwestern Local Human Rights Committee was held at Grafton Integrated Health Network's Ruth Birch Center.

**Members Present:** Katie Anderson, Audrey Brown

**Members Absent:** Shelley Drago, Kim Kwiatkowski, Jack Starry

**Advocates Present:** Cassie Purtlebaugh, Artea Ambrose

**Affiliates Present:** Bridging the Gaps (William Orth), Community Alternatives (Jay Salesky), Corum Human Services (Patricia Kidd), Crossroads Counseling Center (Christine Hartman, James Bowman), Family Preservation Services (Alexia Rosen), Good Life (Clif MacDonald), Grafton Integrated Health Network (Amy Smith), Lutheran Family Services of Virginia (Lisha Burks), National Counseling Group (Paul Scardino), Northwestern Community Services Board (Mark Gleason), NW Works (Betsey Anderson, Troy Hawkins), Shenandoah Valley Community Residences (Ralph Combs), Timber Ridge School (Ted Shobe), Wall Residences (Todd Stehlin, Lana Hurt, Angela King), Winchester Community Mental Health Center (Mary Zirkle, Destiny Jenkins)

**Affiliates Absent:** Blue Ridge Opportunities (Cathy Wolfe-Heberle), Heart Havens (Andrea Stauber), Intensive Supervision & Counseling Service (Chris Rousseau), Lord Fairfax House (Eddie Cassidy), Shen-Paco Industries (Mickie Duncan, Barbie Sharp), VHS Senior Structured Outpatient Program (April Lubkemann), VHS Winchester Medical Center (Bill Ventress, Diane Ricci, Melissa Brooks, Rhonda DeStefano, Stephanie Grubb), Where the Heart Is (Mandy Caracofe, Rhonda Foster), Winchester Addiction Services (Suzanne Bales)

**Visitors:** Beth Davis (Addiction Recovery Systems), Lauren Petersen (Health Connect America), Pyllynn Virankabutra (Health Connect America)

**Call to Order:** Audrey Brown called the meeting to order at 6:12 p.m. and welcomed everyone. She thanked Grafton Integrated Health Network for hosting and everyone for coming.

### **Introductions of Committee Members, Affiliates, and Guests**

**Meeting Minutes:** Minutes of November 10, 2015 meeting will be approved at the next meeting.

### **Public Comments/Comments by LHRC Affiliates or Members:**

1. John Brauer announced that Troy Hawkins has retired from NW Works.
2. Ted Shobe of Timber Ridge School announced some revamping of security protocols and procedures which have drastically reduced the number of peer to peer encounters. Cassie commended Timber Ridge School on their efforts.

### **Advocate Update:**

1. Cassie Purtlebaugh:

- a. Future LHRC meetings have been moved to the first Thursday of their respective month at 1pm. William will coordinate with the scheduled hosting providers to ensure they are still able to host then will send an updated schedule to all providers and members.
- b. The DBHDS Office of Human Rights has proposed updated regulations. These regulations were approved by the governor. They were submitted to the Register in December, 2015, for a 60 day period which will end on February 14, 2016. Revisions will be brought to the State Board in April, 2016 for final adoption of the new regulations. We will keep you updated of the progress, but please feel free to review and provide public comment. Here is more information on the specific changes and how you can offer feedback:

On December 14, 2015, in the *Virginia Register of Regulations* (Volume 32, Issue 8), the State Board of Behavioral Health and Developmental Services **published for public comment the proposed changes to sections of 12VAC35-115. Regulations to Assure the Rights of Individuals Receiving Services from Providers Licensed, Funded, or Operated by the Department of Behavioral Health and Developmental Services**, hereafter referred to as the “Human Rights Regulations” (amending 12VAC35-115-10, 12VAC35-115-30, 12VAC35-115-50, 12VAC35-115-60, 12VAC35-115-90, 12VAC35-115-100, 12VAC35-115-110, 12VAC35-115-130, 12VAC35-115-145, 12VAC35-115-150, 12VAC35-115-180, 12VAC35-115-190, 12VAC35-115-200, 12VAC35-115-210, 12VAC35-115-230; adding 12VAC35-115-105, 12VAC35-115-175, 12VAC35-115-260, 12VAC35-115-270; repealing 12VAC35-115-140, 12VAC35-115-170, 12VAC35-115-250).

**Purpose:** This is a reminder that the proposed regulations are now in the 60 day public comment phase.

- Public Comment Deadline: **Friday, February 12, 2016.**
- All information about the proposed regulations is available on the Virginia Town Hall web site: <http://townhall.virginia.gov/L/ViewStage.cfm?stageid=6810>.
- Comments may be submitted by the deadline in writing online at that link, under the heading ‘Comment Period.’ Comments may also be submitted by the deadline in writing in hard copy or via email to the agency contact listed below.

**Background:** The changes will improve the ability of the Human Rights Office to perform its mandated responsibilities and maximize resources, in a manner that promotes the vision of recovery, self-determination, empowerment and community integration for individual receiving services. The intent of these proposed changes is to streamline the administrative process; improve program efficiencies and eliminate redundancies. The standard regulatory action was started on April 17, 2014, and was approved in the proposed stage by the Governor on November 13, 2015. A public hearing was held for the sole purpose of receiving public comment on the proposed regulation at the Department of Behavioral Health and Developmental Services at 9 a.m., Wednesday, December 16, 2015. Minutes from the hearing are included in the information available at the link above.

**Agency Contact:** Deb Lochart, Director, Office of Human Rights, Department of Behavioral Health and Developmental Services, Jefferson Building, 1220 Bank Street, 7th Floor, Richmond, VA 23219; telephone (804) 786-0032; FAX (804) 371-2308; email [deb.lochart@dbhds.virginia.gov](mailto:deb.lochart@dbhds.virginia.gov).

**For Your Information:** A detailed chart of the standard regulatory process is available here: <http://townhall.virginia.gov/UM/chartstandardstate.pdf>. At this time, the regulatory action is in the second column, in the second box from the bottom of that column.

- c. Mark Seymour, Senior Human Rights Advocate for Region 1, resigned from state service in mid-December. An advertisement for his position closed on January 8, 2016. This position covers Western State Hospital and the Commonwealth Center for Children and Adolescents. Candidate interviews have started and continue into 2/10.
- d. A position is available for an ID/DD advocate with the Office of Human Rights. The advertisement for this position also is now closed. Candidates are being interviewed on 2/10.
- e. Voting/Notification – Examples

I'm a new provider. I already completed and submitted my affiliation verification form, and have received my letter from Deb Lochart, State HR Director, directing me to contact the Advocate. I get placed on agenda for my assigned LHRC. I go to LHRC, present my services, and request affiliation. LHRC does not need to vote as the affiliation must be approved if all criteria are met. The only time that the LHRC would vote is if there was a question about the provider having submitted the necessary information or not having received the necessary response from OHR.

I'm an existing provider who is affiliated with the LHRC. I'm adding a couple of new services, and adding new locations to my existing service. I simply need to notify the LHRC of these new services and locations. No vote needed.

- f. Reports – will eventually be omitted with new regulations – keep doing what you are doing until you hear from OHR! CHRIS will be the reporting entity.
- g. Compliance visits – may resemble OL visits. Also partnering with OL regularly for investigations.
- h. Nan Neese is retiring from State Service in February, 2016.
- i. The SHRC is recruiting for 2 new members. If you are interested, we will need your application to submit to Kli Kenzie by February 12. Please notify an advocate if you are interested in serving.
- j. Statewide changes in the Office of Human Rights (OHR)
  - i. On February 1<sup>st</sup>, Region 6 was combined with Region 4. This was done so that OHR regions will align with the other DBHDS offices. Both Beverly Garnes and Mike Curseen will provide the management to this expanded region. Due to this regional realignment the following changes have been made:
    - 1. Tammy Long is now part of Regions 1 and 2 and will assume the responsibility for CVTC as well as the surrounding counties.
    - 2. Mandy Crowder will move under Region 3 and she will assist temporarily with advocacy at VCBR.
  - ii. Taneika Goldman has moved to Central Office to assist with the implementation of the new regulations. She will also continue with a small caseload in the Richmond area.
  - iii. Expect to see the announcements for the VCBR position as well as the Regional Advocate for Region 3 very soon.

**Program Reports:**

1. Community Alternatives
2. Family Preservation Services
3. Grafton Integrated Health Network
4. Northwestern Community Services Board
5. Winchester Addiction Services

Program reports were accepted.

**Old Business:**

1. Forms and schedule are available on NWCSB website. Reports are now divided between single site affiliates and multiple site affiliates. Please use CHRIS reports AB-07 and COMP-07 to show data without client names.
2. William needs 10 copies of reports mailed to 423 West Cork Street, Winchester, VA 22601-3812. 9 stapled and 1 unstapled. Single sided only please.
3. Please send agenda items via email with all necessary attachments separate from report submissions.
4. Please do not submit any “blank” or “marked out” CHRIS reports. Instead write “no CHRIS cases were filed, so no CHRIS report was run” on quarterly and/or annual reports.
5. Do not send emails to [lhrc@bridgingthegaps.com](mailto:lhrc@bridgingthegaps.com). It is an affiliate distribution list used by William. Hitting “reply all” will go to all affiliates.
6. Repeat offenders for reports submitted late will receive a citation in the future per Office of Licensing.

**New Business:**

1. Program Requests
  - a. Apex Residential Services (Valentine Bama)
    - i. Apex Residential Services was not in attendance. Affiliation was not accepted.
  - b. Health Connect America (Pylynn Virankabuttra)
    - i. Health Connect America presented a program description. Affiliation was accepted.
  - c. Corum Human Services (Julie Dwyer-Allen)
    - i. Corum Human Services reviewed a request for arm restraints on individual PM. Tentative approval was granted by the committee pending a formal vote at the next meeting.
  - d. Grafton Integrated Health Network (Amy Smith)

- i. Grafton Integrated Health Network presented information on a research project. Tentative approval was granted by the Cassie pending a formal vote at the next meeting.
- e. Lutheran Family Services of Virginia (Lisha Burks)
  - i. Lutheran Family Services of Virginia announced closure of BTS/Intensive In-home programs effective April 1, 2016. Notification was accepted.
  - ii. Lutheran Family Services of Virginia announced removal of TDT for:
    - 1. Douglas Community Learning Center
    - 2. Frederick Douglas Elementary School
    - 3. Garland R Quarles Elementary School

Notification was accepted.

**Adjournment:** The meeting was adjourned at 6:57 p.m. by Audrey Brown. The next meeting of the LHRC will be:  
May 5, 2016

Respectfully Submitted by:

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William F. Orth, LHRC Secretary

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Audrey Brown, Chair

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Mark Gleason, LHRC Liaison