

Northern Virginia Regional HRC
Merrifield Center
8221 Willow Oaks Corporate Drive, Fairfax, VA
05/16/18 at 11:00 AM
APPROVED MINUTES

MEMBERS PRESENT: Michael Hill, Chair; Renee Valdez (Professional & Consumer Rep); Mary Jane Billinger (Mbr); Farzana Kennedy (Professional Mbr); John King (Consumer Rep)

MEMBERS ABSENT:); Jackie Benson (Family Mbr); Amanda Mehlenbacher (HC Professional), Vice-Chair; Rebecca Johnson (Mbr),

I. CALL TO ORDER:

- Meeting called to order by **Michael Hill** at **11:05**.
- Introductions/Welcome

II. PUBLIC COMMENTS:

- Introductions by members of the public: Mary Strom, CSI; Emoff Amafu, CRI.

III. MINUTES

- Feb 21, 2018 minutes: Motion to approve from **Renee**; second from **Mary Jane**. **Approved**.

IV. AGENDA: APTS added to New Business for review of plans with restrictions.

V. AGENDA / LHRC BUSINESS:

- Training: Sections 12VAC35-115-50 and 12VAC35-115-70, completed
- Recruitment (12VAC35-115-270.A.6): OHR staff are currently working on development of a flyer and/or brochure. Once completed, members will be able to finalize recruitment plan and use the tool for distribution.

VI. ADVOCATE ANNOUNCEMENTS: provided in writing

- Providers - It appears that the link to DELTA from the DBHDS website has gone missing briefly a couple of times while the site has been under construction. Should you experience this, here's a link to get you there: <https://delta.dbhds.virginia.gov/delta/Login.aspx>. It would also be a good idea to save this to your desktop so you have an alternative route.
- Be reminded that **Delmarva Foundation, now called, Qlarant**; <http://www.qlarant.com/>, is an agency that DMAS has contracted with to provide random audits of licensed services, with a special focus on person-centered reviews. We've observed an increase in reports from Qlarant with concerns ranging from inadequate community access for people and/or person-specific medical detail, to use of restrictions absent documentation of informed consent and/or of the process outlined in 12VAC35-115-100.B.3.a-e.
 - **Examples of restrictions include** – but are not limited to: video monitoring, locked cabinets/refrigerators, secured gates/fences around property, door or window alarms, limiting amount of possessions, limiting access to media, limiting cell phone use, quiet hours, meal times, no smoking, use of audio monitoring equipment in bedroom, limiting access to possessions, contracts to

earn freedoms, bedroom door alarms, floor sensor alarms, locked food, indoor gates or half doors.

- **Accessing Agendas / Minutes:**
 - Meeting notices are posted on the VITA Commonwealth Calendar at this website link: <https://commonwealthcalendar.virginia.gov/>, per FOIA requirements (i.e. notice of date / time / location – at least 3 working days prior to the meeting). Exceptions are for special meetings (i.e. trainings, mock hearings) and/or emergency meetings. There are directions on this website for how to access agendas / minutes and directions if desired.
 - Be advised, the department link to the same information is currently under construction.
- **For both LHRC members and Providers** – we’d like to offer a few reminders of standards relevant to “sound therapeutic practice”:
 - **Treatment** is defined in the regulations as “planned, sound and therapeutic interventions that are intended to improve or maintain functioning of an individual receiving services.”
 - The above would include a level of focus that – at minimum – would ensure **discernment of changes** in a person’s baseline patterns that may have health or safety implications.
 - In **response to emergencies**, providers are responsible for care up to the point of admission in a hospital, detention in jail, or other secure alternate setting, appropriate to the context of the situation. In other words, providers may not discharge to homelessness. Providers are responsible for providing transportation home from hospital visits or jail when someone is arrested and then released on bail.
 - Please consider review of the position statement on the criminal justice system for people with ID developed jointly by The Arc and AAIDD which outlines supports typically required for justice and fair treatment: <https://aaid.org/news-policy/policy/position-statements/criminal-justice#.WvWhq7CouP8>.
 - **Informed consent** is a basic right for any decision involving a “risk of harm greater than that ordinarily encountered in daily life.” Be sure records document the processes of informed consent as need be. If an AR is needed but not available, please check with an Advocate on what “due diligence” might look like.
 - A **new Regional Advocate for Region II** has been hired: Welcome Anne Pescoe! Given Anne’s new role, Region II and Region I are now separate regions, ***which means that providers may no longer cross over into other LHRC regions to address LHRC business. Additionally, providers in Region II may want to have Anne Pescoe’s name replace Cassie Purtlebaugh’s as the Regional Contact. However, the phone number may remain the same: 877-600-7437.***
 - **Region 1 CSBs:** Alleghany Highlands, Harrisonburg-Rockingham, Horizon, Northwestern, Rappahannock Area, Rappahannock-Rapidan, Region Ten, Rockbridge Area, Valley.
 - **Region =2 CSBs:** Alexandria, Arlington, Fairfax-Falls Church, Loudoun, Prince William
- **CHRIS Training Notice:**

- CHRIS training for providers, Friday, May 18th at Merrifield Center. A second to follow later this summer, date TBD. Providers may register through email to Lana Hurt
- Providers are encouraged to make regular use of **online resources at DBHDS**:
 - **OHR Investigation training manual & optional form:**
<http://www.dbhds.virginia.gov/quality-management/human-rights>
 - **Link to the OHR regulations:**
<https://law.lis.virginia.gov/admincode/title12/agency35/chapter115/>
 - **Health & safety alerts & other medical resources:**
<http://www.dbhds.virginia.gov/office-of-integrated-health#> - from this page, click onto “Safety alert archive,” for a wealth of additional information useful for DSP training & support information for your client records
 - **Contact information for the RN Care consultants:**
<http://www.dbhds.virginia.gov/office-of-integrated-health/health-support-network/community-nursing>
 - **Contact information for Community Resource Consultants (CRCs):**
<http://www.dbhds.virginia.gov/library/developmental%20services/who%20to%20contact%20october%205%202016%20final.pdf>
- **New Locations:** Be advised, established providers do not need to attend LHRC meetings just to announce add-on locations. We will capture these announcements in the meeting minutes (Advocate Announcements), so that providers can then download the minutes, from the DBHDS website, for documentation in their records. For new providers, we may ask for their attendance only if they intend to use Program Rules that involve restrictions to the Human Rights Regulations.

RECENT NOTIFICATIONS OF NEW LOCATIONS:

- **National Counseling Group:** 4643 Taney Ave, Alexandria, VA 22304 – New TDT location for Patrick Henry Elementary [email request from Stephanie Ney, 11/14/17 @ 4:08 / They hope to start in Jan with 3 to 5 students, per f/u 12/18/17]
- **FFX-Falls Church CSB:**
 - **Name of Program** Briarwood Ct
 - **Type of Service** MH Supervised Living
 - **Number of clients served** 3
 - **Address** 4155 Briarwood Ct, #26, Annandale, Va 22003
 - **Site Phone Number** _____
 - **Contact person** David Simmons
 - **Email address** David.Simmons@fairfaxcounty.gov
 - **Phone Number** (703) 383-8465
 - **Name of Program** Ivymount Ct
 - **Type of Service** MH Supervised Living
 - **Number of clients served** 3
 - **Address** 4355 Ivymount Court, #21, Annandale, Va 22003
 - **Site Phone Number** _____
 - **Contact person** David Simmons

- **Email address** David.Simmons@fairfaxcounty.gov
- **Phone Number** (703) 383-8465

- **Name of Program** Beacon Hill Apartments 3
- **Type of Service** MH Supervised Living
- **Number of clients served** 2
- **Address** 3129 Southgate Dr, #105, Alexandria Va 22306
- **Site Phone Number** _____
- **Contact person** David Simmons
- **Email address** David.Simmons@fairfaxcounty.gov
- **Phone Number** (703) 383-8465

- **Name of Program** RIC South (Gregory Dr)
- **Type of Service** MH Supervised Living
- **Number of clients served** 3
- **Address** 8239 Gregory Drive, Alexandria, Va 22309
- **Site Phone Number** _____
- **Contact person** David Simmons
- **Email address** David.Simmons@fairfaxcounty.gov
- **Phone Number** (703) 383-8465

- **Name of Program** 7995 Audubon Ave
- **Type of Service** MH Supervised Living
- **Number of Clients Served** 2
- **Address** 7995 Audubon Ave Unit104, Alexandria, Va 22306
- **Site Phone Number** _____
- **Contact person** David Simmons
- **Email address** David.Simmons@fairfaxcounty.gov
- **Phone Number** (703) 383-8465

- The **Inova Kellar Center Loudoun office** will be located at 46050 Manekin Plaza, Suite 110, Sterling, VA 20166. Anticipated opening date is April 6, 2018. This location will be a satellite office to our Main location at 11204 Waples Mills Road offering the following services:
 - Partial Hospitalization (including dual diagnosis)
 - Intensive Outpatient Program-Mental Health (including dual diagnosis)
 - Medication Management
 - Outpatient Family Services
 - The internal policies already in place will continue to apply.
 - We have been in contact with Licensing Specialist for the state and are currently working to get the necessary documents to submit.

- **Loudoun MHSADS** made a service modification to our license that we wanted to notify the LHRC of the changes (May, 11 2018, email from Carlinda Kleck, Acting Compliance Program Manager).
 - MHSADS is no longer providing Outpatient Services at the Loudoun Adult Day Center located at [16501 Meadowview Court, Leesburg, VA 20175](#).

- There is a Substance Abuse adolescent group meeting at Friendship House located at [16480 Meadowview Court, Leesburg, VA 20175](#) on Tuesday and Thursday evenings. The Substance Abuse clinicians who run the group are only on-site during for the group. The group operations occur between 5:00 PM and 8:00 PM on Tuesday and Thursday evenings.

VII. AGENDA / NEW BUSINESS: *Reviewed & no formal recommendations for plans from:*

- 1.) APTS / plans & quarterlies for Bellwether (4) & FFXCSB (1) / 5 reports total
- 2.) Loudoun County for review of plans including restraints/time-out / 5 reports
- 3.) Community Residences Inc for Loudoun / plan involving restraint/time-out / 1 report
- 4.) L'Arche / Research Request, involving 8 participants

– **Closed Session:** For purpose of reviewing restrictive behavior plans:

- **Closed Session:** Upon a motion made by **Michael Hill** and seconded by **John King** the committee entered closed session pursuant to Virginia Code §2.2-3711, a.15 and §2.2-37.05.5 for the purpose of discussion of medical record / treatment plans and research request. The use & continued use of restrictive behavioral plans were reviewed with APTS (for Bellwether & FFXCSB, Loudoun and CRI. Research Project was reviewed with L'Arche.
 - *No recommendations to agency directors were made.*
 - *L'Arche asked to return in November to provide an update per 12VAC35-115-130.B.4 and again in the winter of 2019 to share results.*
- **Return to Open Session:** Upon reconvening in open session, all members of the Local Human Rights Committee certified that to the best of each ones' 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 were discussed in closed session. Motioned by **Michael Hill** and seconded by **Mary Jane Billinger**.

NEXT MEETING(s): Wednesday, Aug 15, 2018, at 11:00 am, Merrifield Center, 8221 Willow Oaks Corporate Drive, Conference room 1-408, Fairfax, VA 22031.

- **Subsequent meetings:** Nov 14, 2018; Jan 9, 2019

VIII: MEETING ADJOURNED: Motion made to adjourn by **Michael Hill** seconded by **Mary Jane Billinger**. Meeting adjourned at **1:08 pm**.

These minutes were transcribed by Lana Hurt, Human Rights Advocate and Ann Pascoe, Regional Human Rights Advocate.