

# **DRAFT**

## **CENTRAL STATE HOSPITAL LOCAL HUMAN RIGHTS COMMITTEE MEETING MINUTES**

**Central State Hospital  
26317 W. Washington Street  
Building 39, Main Conference Room  
Petersburg, Virginia 23803  
February 12, 2010  
8:30 am Regular Meeting**

### **Attendance:**

Jane Clayborne, Chair; Linda Masri, Member; Jillian Taylor, Member; and Isabel Vartanian, Member.

### **Guests:**

Ronald, Forbes, CHS Medical Director; Jennifer Barker, CSH Director of Patient Relations; Jim Bell, CSH Forensic Director; Michael Curseen, Human Rights Advocate/OHR; and Reta Martin CSH Social Worker

### **Absent:**

Violet Hite, Vice-Chair; William Lightfoot and Hannibal Tuck, Members

### **I. Call to Order: 8:45 am**

### **II. Minutes of January 8, 2010 Meeting**

Jennifer Barker provided clarification regarding Monthly Abuse Summary Report. Item B (page 2 of minutes) should be changed to Mrs. Barker's report instead of Mr. Bell's report. Dr. Davis requested (through Mr. Curseen) that his comments concerning the state budget deficit be modified as indicated in his memo to Mr. Curseen dated February 10, 2010.

**Action:** The minutes for the January 8, 2010 meeting were approved with corrections.

### **III. Public Comment:**

**S. S. Comments:** Patient shared concern regarding the posting of the HIPAA regulations poster. Currently this information is not posted in an area where it can be read. CSH staff reprimand clients who read the poster, as it is posted in an area that clients are unable to access clearly. Mr. Bell agreed to post HIPAA information in areas where clients will have access and can read the

poster clearly. Patient also suggested that posters announcing LHRC meeting dates are also placed on each ward. Patient also suggested having a notice identifying Mr. James Bell as CSH Forensic Director. Patient also shared that forensic patients should have internet access in a common area and suggested establishing a set of criteria to assess risks for each individual patient requesting computer access. Mr. Bell indicated that the patient's request for internet access for forensic patients would be taken through the appropriate channels.

J. B. Comments: Patient shared comments regarding his past negative experiences at CSH over a period of many years including use of excessive restraints and seclusion, disrespectful attitudes by staff, over-medication and physical abuse. Patient shared that he has lived some of the most horrific days of his life at CSH. Patient currently feels there is ongoing verbal and psychological abuse at CSH every day. Patient also shared concern that the music choices on the living area are limited to R&B and Rap Music and complained that CSH makes no effort to embrace cultural diversity in this area. Patient also stated that he experiences prejudice and disrespect and that black staff display a "street attitude" against white patients. Patient also shared that every patient who is accused of having a mental illness or brain disorder does not need medication and believes that the practice of medicating these patients is a human rights violation. Patient shared that he desires an appointment with the Human Rights Advocate.

M. G. Comments: Patient shared that he was arrested for no reason and charged with a crime that he did not commit. Patient raised general concerns regarding discharge planning and requested an appointment with the Human Rights Advocate.

#### **IV. New Business**

**A. Monthly Variance Report for Jan 2010 – Presented by Jim Bell, Forensic Director**

Mr. Bell reported that there were no reportable incidents involving the four approved forensic variances during the month of January 2010.

**Action:** The Committee approved a motion to accept Mr. Bell's reports.

**(Executive Session)**

The committee approved a Motion to move into Executive session pursuant to VA Code 2.2-3711 (A), Paragraph 15, for the protection of the privacy of individuals and their records in personal matters not related to public business.

**The following subject matters were discussed in Executive Session:**

**Monthly Abuse Summaries – December 2009**  
**Formal Human Rights Complaints – January 2010**  
**Bi-annual Summary of Aggression Management Plans at CSH**  
**Spit Guard Usage – January 2010**

**(Return to Open Session)**

Upon reconvening in open session, the Central State Hospital Local Human Rights Committee 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 were discussed in closed session

- B. Monthly Abuse Summary: November 2009** – Presented by Jennifer Barker, Director of Patient Relations

**Action:** The Committee approved a motion to accept Mrs. Barker's reports.

- C. Formal Human Rights Complaints – December 2009** – Presented by Jennifer Barker, Director of Patient Relations

**Action:** The Committee approved a motion to accept Mrs. Barker's report.

- D. Biannual Summary of Aggression Management Plans at Central State Hospital-** Presented by Jennifer Barker, Director of Patient Relations

The Committee noted discrepancies in two of the documents presented for the cases of B.A where the incident was recorded on 1/28/10 but the review date indicated 1/20/10. LHRC also questioned the time lapse between an incident for B. A. dated 12/10/09 and the review date of the incident which was reported as 1/28/10.

The Committee also noted discrepancies in documentation presented for two separate incidents involving K. J. for 8/20/09 for 13:00 hours and 17:30 hours. The checklist for 13:00 indicates that restraints were used but concludes by stating that the intervention used was seclusion. Similarly, the checklist for 17:30 indicates that seclusion was used but concludes by stating that the intervention used was 2 pt. ambulatory restraints.

**Action:** The Committee requested follow-up that the above discrepancies are clarified and addressed at the March 5, 2010 LHRC meeting. The Committee also approved a motion to accept Mrs. Barkers report.

- E. Seclusions & Restraint Data Summary; Comparisons of S/R**

**Incidents and Totals for Jan 2010 & Jan 2009-** Presented by Jennifer Barker, Director of Patient Relations

**Action:** The Committee approved a motion to accept Mrs. Barker's report.

**F. Spit Guard Usage-** Presented by Michael Curseen, Human Rights Advocate/ OHR

Mr. Curseen reported two instances of spit mask usage for January 2010 and shared that the AOD reports were consistent with spit mask reporting forms for both usages. Mr. Curseen reported that the spit masks appeared to have been used appropriately in both instances.

**Action:** The Committee approved a motion to accept Mr. Curseen's report.

**V. Follow-up Business:**

1. CSH Compliance with the Reporting Requirements for Use of Physical Restraint. - Presented by Jennifer Barker, Director of Patient Relations

Policy CP-93 titled Brief Physical Holds to Administer Intramuscular Injections (IM's) has been revised per the Committee's recommendations.

**Action:** The LHRC approved policy CP-93 as amended. The Committee also approved a motion that CSH address the use of brief physical holds for instances that do not involve physical injections at the March 5, 2010 LHRC meeting.

2. Review of Suggested Changes to Policy Concerning Management of Suspected Rape & Incidents of Patient Related Sexual Activity- Presented by Jennifer Barker, Director of Patient Relations

The policy revisions have not been completed. Mrs. Barker plans to meet with the LHRC Chair prior to presenting policy revisions to the Committee.

**Action:** The committee deferred its review of the policy to the March 5, 2010 LHRC meeting.

3. Review of Posting of LHRC Meeting Schedules in Forensic Units.- Presented by Jennifer Barker, Director of Patient Relations

The grammatical changes identified by LHRC members in a previous

meeting have been made to the posting. The meeting announcements were previously posted on the outside of the doors to each of the wards but will be relocated to a more public location to allow all clients access and sufficient time to review the meeting announcement.

**Action:** The Committee approved a motion regarding the relocation of the meeting announcements. Additionally, the Committee approved a motion to request conformation at the March 5, 2010 LHRC meeting to ensure that the meeting announcements have been relocated.

## **VI. Hospital Director's Comments:**

In the Hospital Director's absence, Mrs. Barker commented that the Department of Patient Relations has merged with the Department of Training and Staff Development. The new name for these combined offices is the Department of Patient Relations & Staff Development.

## **VII. Adjournment: 10:45 A.M.**

Next Meeting Date: March 5, 2010. Meeting will be held in the Main Conference room in Building 113 at 8:30 A.M.