

STATE HUMAN RIGHTS COMMITTEE

David Boehm, Chairperson
Marion
Monica Lucas, Vice-Chairperson
Richmond
Will Childers
Hardy
Betty Crance
Fincastle
David Crews
Chatham
Timothy Russell
Williamsburg
Renee F. Valdez
Alexandria
John Shepherd
Charlottesville



COMMONWEALTH of VIRGINIA

Department of Behavioral Health and Developmental

Services

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NELSON SMITH, COMMISSIONER

State Human Rights Committee Meeting

Minutes

Thursday, November 2, 2023

DBHDS

Region 3

Carilion Children's Pediatric Medicine at Tanglewood

4348 Electric Rd.

Rm 1701A

Roanoke, VA 24018

TEAMS for Government

<https://events.gcc.teams.microsoft.com/event/974585ea-8644-4f09-ad69-0670b855eb66@620ae5a9-4ec1-4fa0-8641-5d9f386c7309>

Meeting ID: 226 226 862 787

Passcode: Wr6MaK

Convene

9:00 a.m.

SHRC Members Present Physically David Boehm, **Chair**; Monica Lucas, **Vice Chair**, David Crews, Betty Crance, John Shepherd, Will Childers

SHRC Members Absent Timothy Russell, Renee Valdez

Staff Present Physically Taneika Goldman, State Human Rights Director
Delisa Turner, Executive Administrative Assistant, Office of Human Rights
Mary Clair O'Hara, Associate Director for Facility Operations, OHR
Jennifer Kovack, Assistant Director for Community Operations, OHR
Mandy Crowder, Human Rights Advocate Manager, Region 3

Staff Attending Virtually Cheryl Young, Human Rights Advocate, Region 4
Heather Norton, Assistant Commissioner, DBHDS

Others Attending in Person	<p>Betty Childers, Member of the Public</p> <p>Julie Muller, Member of the Public</p> <p>Brian Hoff, Director of Carilion Mental Health at Tanglewood</p> <p>Jamie Bamford, Physician of Carilion Mental Health</p> <p>Lisa Dishner, Sr. Director of Carilion Mental Health</p> <p>Virginia Pharis, Sr. disAbility Rights Advocate, dLCV</p> <p>King Goldman, Member of the Public</p>
Others Attending Virtually	<p>Karen A. Taylor, Senior Assistant Attorney General, Counsel to the SHRC</p> <p>Rebecca S. Herbig, Director of Litigation, disAbility Law Center of Virginia (dLCV)</p> <p>Nicole Durose, disAbility Rights Advocate, dLCV</p> <p>Edmund Creekmore, Licensed Clinical Psychologist, Virginia South Psychiatric and Family Services</p> <p>Caitlyn Joseph, MSW Intern, dLCV</p> <p>Hannah Setzer, disAbility Rights Advocate, dLCV</p> <p>Doug Bilski, Assistant Director, Chesterfield Community Service Board</p> <p>Karen Bowker, Manager, Chesterfield Community Service Board</p> <p>Myra Carr Garrett, AR for Individual</p> <p>Carol Driskill, disAbility Rights Advocate, dLCV</p>
Call to Order	<p>At 9:15, David Boehm, SHRC Chair, called the November 2, 2023, SHRC meeting to order and welcomed all to the meeting. A call for introductions were made.</p>
Approval of Agenda	<p>At 9:18, the committee considered the agenda. Monica Lucas made motioned for approval. John Shephard 2nd. The agenda was approved, unanimously.</p>
Review of Draft Minutes	<p>At 9:19, the SHRC reviewed the draft minutes of the September 28, 2023, meeting. Betty Crance made motioned. David Crews 2nd for approval. The draft minutes were approved as final, unanimously.</p>
Overview	<p>At 9:29, Lisa Dishner, Sr. Director of Carilion Mental Health, welcomed the committee and others in attendance to the new Carilion Children's Pediatric Medicine at Tanglewood. She provided a brief history of Carilion Mental Health, along with an overview of the population served and programs offered. Brian Hoff, Sr. Director of Carilion Mental Health Space at Tanglewood, spoke about outpatient services provided at Tanglewood. Jamie Bumford, Physician, spoke about the move to Tanglewood, being more accessible to the community and possible addons for women's health.</p>
Public Comment	<p>At 9:36, David Boehm announced the public comment period. There was no public comment.</p>

Notifications At 9:37, Taneika Goldman gave voice about the updates on the variance for Central State Hospital (CSH); although there are no complaints, there's one patient that has voiced issues. Western State Hospital (WSH) upcoming variance will be presented at the January meeting for the committee to vote.
Karen Taylor gave the committee a heads up that the Bylaws will need to include FOIA policy updates; Section 6.10. The Policy committee is set to review this matter.

Blue Ridge: Townhall/ Tour Debrief At 9:44, the SHRC discussed how the tour went on November 1, 2023, at Blue Ridge. The SHRC showed great appreciation for the overall tour and the tour guides.

BREAK At 9:54, David Boehm called for a brief break.

Appeal: Central Region LHRC – MG vs. CCSB At 10:13, the SHRC facilitated the appeal of the Central Region LHRC – MG vs. Chesterfield Community Service Board (Chesterfield CSB). Doug Bilski and Karen Bowker presented virtually on behalf of Chesterfield CSB. Mary Carr Garrett, Petitioner, presented virtually on behalf of the individual.

A called for introductions were made.

At the request of the Petitioner, the appeal was heard in closed session. At 10:19, Monica motioned closed session. David Crews 2nd Upon a motion by Monica Lucas, the SHRC convened in closed session pursuant to VA CODE § 2.2-3711 (A) (4) (8) and (16), for the protection of the privacy of individuals in personal matters not related to public business, discussion of their medical records, and for consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel.

At 11:27, upon a motion by Monica Lucas and 2nd by Betty Crance, the SHRC returned to open session. Upon reconvening in open session each member certified that, to the best of their knowledge, only matters lawfully exempted from open meeting requirements and only such matters related to the stated reason for going into closed session were heard, discussed, or considered.

The SHRC's written response in the matter of MG vs. Chesterfield CSB will be issued to all parties within 20 working days.

Presentation: At 11:32, Heather Norton, Assistant Commissioner, DBHDS, provided an overview of the settlement agreement active court oversight for the DOJ.

BREAK At 11:56, David Boehm called for a brief break.

Presentation: At 12:20, Virginia Pharis, disAbility Human Rights Advocate, gave an overview of the Critical Incident Report for the disAbility Law Center of Virginia (dLCV).

Presentation:	At 1:00, Taneika Goldman gave a synopsis of the 2022 SHRC Annual Report Review to the committee. The report will be published to the Office of Human Rights webpage.
Facility Operations	At 1:18, the committee received updates on OHR Facility Operations.
Violation Letters	At 1:19, Mary Clair O'Hara, Associate Director for Facility Operations, presented the summary of violation letters issued to DBHDS-operated hospitals and centers for the month of September.
VBCR Reports	At 1:20, Mary Clair O'Hara, presented the advocate's report on human rights complaints and seclusion and restraint for Virginia Center for Behavioral Rehabilitation.
S/R & Death	At 1:22, Mary Clair O'Hara, presented seclusion, restraint, and death data for DBHDS-operated hospitals and centers for the month of September.
Workplan Subcommittee:	At 1:25, Monica Lucas and David Crews expressed an upcoming goal to bridge the gap between the SHRC and regional private providers by conducting a townhall within the committee meetings, inviting consumers (people who are actively receiving assistances) directly. The committee worked through the new meeting schedule for 2024. Monica made motioned to approve the 2024 meeting calendar dates. Betty 2 nd .
Subcommittees:	At 2:06, the SHRC considered the subcommittees.
Rights – Resources Subcommittees	The Rights-Resources Subcommittees has nothing to report currently.
Policy Subcommittees	John Shepherd and Betty Crance will work on the new verbiage for the Bylaws to include the FOIA Policy updates. A vote will be made at the December meeting.
Officer Subcommittee	The Officer Subcommittee has nothing to report currently.
Membership Subcommittee	Will Childers indicated that there was a potential applicant for the SHRC forwarded over to him by Taneika. He will do more research on the candidate and report back to the committee at the December meeting.
LHRC Membership	At 2:10, the SHRC considered LHRC business.

Will Childers made a motion to approve the appointment for membership and accept the resignation. Betty 2nd. Motion passed.

Facilities

Tri-City LHRC

Brandi French

Chanel Morgan

Deborah Burford

Region 1

Northwestern Area LHRC

Carol Morgan - *Resignation*

Other

At 2:12, Taneika Goldman asked the committee to send her any specific questions to present to Accounts Payable regarding milage reimbursement. The goal is to have a representative speak to the committee at the December meeting.

David Boehm stated the SHRCs next meeting will be held in Region 5 Central Office.

Adjournment

At 2:20, the November 2, 2023, SHRC Meeting was adjourned.

Next Meeting

December 14, 2023

Central Office