

STATE HUMAN RIGHTS COMMITTEE

Julie C. Allen, Chairperson
Springfield
David Boehm, Vice-Chairperson
Marion
Wil Childers
Hardy
Betty Crance
Fincastle
David Crews
Chatham
Monica Lucas
Richmond
Timothy Russell
Williamsburg



COMMONWEALTH of VIRGINIA

Department of Behavioral Health and Developmental Services
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NELSON SMITH, COMMISSIONER

Taneika Goldman
State Human Rights Director
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State Human Rights Committee Meeting

VIRTUAL MEETING

Minutes

Thursday, August 18, 2022

DBHDS

City of Virginia Beach Department of Human Services
3432 Virginia Beach Blvd
Rooms 123 and 124
Virginia Beach, Virginia
23452

Zoom for Government

<https://dbhds.zoomgov.com/j/1617839100>

Meeting ID: 161 783 9100

Passcode: \$HRCMet1ng

Convene

9:00 a.m.

SHRC Members Present Physically Julie C. Allen, **Chair**; David Boehm, **Vice-Chair**; Will Childers; Betty Crance; David Crews, Monica Lucas, Timothy Russell

Staff Present Physically Karen A. Taylor, Senior Assistant Attorney General, Counsel to the SHRC
Mary Clair O'Hara, Associate Director for Facility Operations
Reginald T. Daye, Regional Advocate Manager, Region 5
Corie Reed, Human Rights Advocate
Kli Kinzie, Executive Secretary

Staff Attending Virtually Taneika Goldman, State Human Rights Director
Jennifer Kovack, Associate Director for Community Operations
Brandon Rotenberry, Facility Operations Manager
Latoya Wilborne, Human Rights Advocate
Angela Dodson, Human Rights Advocate

Others Present Physically Natacha Dolson, City of Virginia Beach Department of Human Services, Developmental Residential Services Administrator
Shelby Giles, Behavioral Health Clinical Services Director, City of Virginia Beach
Department of Human Services
Aidan Taylor, Interested Person

Others Attending Virtually	Cora Swett, Former SHRC Member
Call to Order	At 9:24, Julie C. Allen, SHRC Chair, called the August 18, 2022, SHRC meeting to order and welcomed everyone to the meeting. A call for introductions took place prior to proceeding.
Acknowledgment of Former Members	<p>At 9:27, Julie C. Allen acknowledged Cora Swett for her service on the State Human Rights Committee. Cora Swett served on the SHRC from July 2019 to June 2022.</p> <p>At 9:29, Julie C. Allen acknowledged Megan Sharkey for her service on the State Human Rights Committee. Megan Sharkey served on the SHRC from October 2020 to April 2022.</p>
Approval of Agenda	<p>At 9:30, the committee considered the agenda. Due to technical difficulties, the Appeal and the VCBR Follow-up were postponed until the September 29 SHRC meeting so that all can hear clearly and participate.</p> <p><i>At 9:31, a motion was made by Timothy Russell and seconded by David Crews to approve the August 18, 2022 agenda as amended. All members voted to pass the motion.</i></p>
Review of Draft Minutes	<p>At 9:31, the SHRC reviewed the draft minutes of the June 23, 2022, meeting.</p> <p><i>At 9:31, a motion was made by David Crews and seconded by Timothy Russell to approve the June 23, 2022, minutes as submitted. All members voted to pass the motion.</i></p>
Information	At 9:32, Taneika Goldman, State Human Rights Director, addressed the Committee.
Va Beach DHS Response to SHRC Findings	The SHRC received a copy of Virginia Beach Department of Human Services' response to the SHRC findings in the matter of S.S. v. Virginia Beach Department of Human Services. The Committee discussed reactions to the provider statement about the validity of their findings. The OHR provided information about standard protocols regarding verification of corrective actions and confirmed this was occurring. The Office of Human Rights will follow-up with the provider per standard practice.
VCBR Exemption Notice	The SHRC received a notice of VCBR's request for Exemption and the Commissioner's approval on July 19, 2022. Approval will expire on July 19, 2023.
Public Comment Period	<p>At 9:44, Julie Allen called for public comments.</p> <p>Taneika Goldman read aloud a public comment submitted by Jennifer Spangler, who plans to be present at the September 29, 2022 meeting. A copy of the public comment and the referenced supplemental will be included in the September meeting packet. <i>(See addendum 1).</i></p>

SHRC 2021 Annual Executive Summary	Taneika Goldman, State Human Rights Director, and Julie C. Allen, State Human Rights Committee Chair, presented the 2021 SHRC Annual Report to the DBHDS State Board on July 13, 2022. The report was well received.
Welcome and Overview	At 9:47 Natacha Dolson, City of Virginia Beach Department of Human Services, Developmental Residential Services Administrator, and Shelby Giles, Behavioral Health Clinical Services Director, City of Virginia Beach Department of Human Services, welcomed the SHRC and provided an overview of programs and services.
Appeal	The Appeal of Northwestern LHRC Findings in the Matter of OB v Community Alternatives of Virginia has been postponed until September 29, 2022, due to technical difficulties.
VCBR Follow-up	The VCBR Follow-Up on Complaint Appeals 20220047 and 20220084 has been postponed until September 29, 2022, due to technical difficulties.
Facility Reports	At 10:26, Julie Allen, SHRC Chair, called for facility reports.
Seclusion/ Restraint & Death Data	At 10:27, Mary Clair O'Hara, Associate Director for Facility Operations, presented Seclusion/ Restraint & Death Data for May and June 2022. <i>(See addendum II).</i>
Violation Letters	At 10:58, Brandon Rotenberry, Facility Operations Manager, provided a summary of Violation Letters for April, May and June of 2022. <i>(See addendum III)</i>
Facility Operations Report	At 11:02, Brandon Rotenberry, Facility Operations Manager, provided VCBR Facility Overview and Seclusion and Restraint Reports for April, May and June, 2022. <i>(See addendum IV)</i>
BREAK	<i>At 11:14, Julie Allen called for a break.</i>
LHRC Business	At 11:38, the SHRC considered LHRC business.
LHRC Liaison Reporting	At 11:38, Julie Allen, SHRC Chair, called for liaison reports. <i>There were no Liaison reports at this time. Chair Julie Allen encouraged SHRC members to attend LHRC meetings in their catchment areas and prepare a liaison report for the September 29, 2022 meeting.</i>
LHRC Membership	At 11:39, Taneika Goldman presented resignations and recommendations for LHRC membership. <i>At 11:40, upon a motion by Betty Crance and seconded by David Crews the SHRC unanimously acknowledged the resignations of Dana Rexrode from Rappahannock-Rapidan LHRC and Amanda Mehlenbacher from Northern Virginia Regional LHRC. The SHRC reappointed Susan Evers to Prince William LHRC, and appointed Betsy Lang to Southeast alliance LHRC.</i>

FOIA At 11:41, Karen A. Taylor, Senior Assistance Attorney General briefed the SHRC on changes to the Freedom of Information Act that will go into effect in September 2022.

Sub-committees At 11:49, Julie Allen called for Sub-Committee reports.

Policy Subcommittee David Boehm; Betty Crance; Mary Clair O'Hara, Staff
The Subcommittee will work with OHR/DBHDS to develop a policy incorporating FOIA changes.

Workplan Subcommittee David Crews
Timothy Russell has stepped down from the Workplan Subcommittee.
Nothing to report at this time.

Membership Subcommittee Will Childers and David Crews
At 11:50, Timothy Russell reported on membership changes. The Subcommittee is now comprised of Will Childers along with David Crews.
Nothing to report at this time.

Bylaws Subcommittee Monica Lucas, Chair; Jennifer Kovack, Staff
Nothing to report at this time.

Officer Subcommittee Officer Subcommittee: Timothy Russell.
Nothing to report at this time.

2022 Meeting Locations At 11:52, the committee discussed possible locations for the September 29, November 3 and December 8, 2022, meetings.

Adjournment At 11:58, having no further business to discuss the August 18, 2022, SHRC meeting adjourned.

Next Meeting
September 29, 2022
Northwestern CSB, Winchester
Region 1