

LOCAL HUMAN RIGHTS COMMITTEE MINUTES  
EASTERN STATE HOSPITAL  
4601 Ironbound Road  
Williamsburg, VA 23187-8791

**March 19, 2009**

MEMBERS PRESENT: Steven Bennett, Chair; Emma Rhyne, Co-Chair; Robin Bristow; John McMahon; Joyce Smith; Jason Mintel and Jajala Schweiger

MEMBERS ABSENT: Doris Foreman and Mary Ellen Rickmond

STAFF PRESENT: John Favret, Hospital Director; Dick Roberts, Patient Safety/Complaint Liaison Officer; Willie Barnes, Human Rights Advocate; Lisa Webster, LHRC Liaison Support. Mark Stevens, VOPA Representative

**1. Call to Order**

The Local Human Rights Committee meeting was called to order at 10:31 a.m. with Steven Bennett, Chair presiding, for the purpose of hearing business as presented on the agenda and such other transactions or matters that may be presented to the Committee.

**2. Agenda**

The March 19, 2009 Agenda was reviewed.

Action: Motion was made by Ms. Bristow and properly seconded by Mr. McMahon that the LHRC approve the March 19, 2009 Agenda as written. The motion passed unanimously.

**3. Minutes**

Minutes of February 19, 2009 LHRC meeting were reviewed.

Action: Motion was made by Ms. Bristow and properly seconded by Mr. McMahon that the LHRC approve the February 19, 2009 minutes as written. The motion passed unanimously.

**4. Hospital Directors' Reports**

Mr. Favret presented the February 2009 Disposition of the Abuse/Neglect Investigations Report and the Facility Monthly Report. Mr. Roberts presented the Formal and Informal Complaints Report for February 2009. (See the March 19, 2009, LHRC packet).

The committee members present accepted the Hospital Directors' Report for February 2009.

**Follow-up-**

**Barriers for Discharge**

After a brief discussion the committee members recommended that Mr. Bland be invited to attend the April 2009 LHRC meeting to explain the process. *Open*

**Seclusion/Restraint Report**

Mr. Favret announced that the Seclusion/Restraint Report will be continued once the program is working properly. *Open*

**5. FOIA Training – Willie Barnes, Human Rights Advocate**

Ms. Barnes presented the FOIA Updates for 2009 to the committee members. Handouts were also available for the committee members.

Action: The training was well received by all members present.

**6. Electronic Monitoring Device Review for RF – Presented by Dr. Fahey**

The motion was made by Mr. Mintel and properly seconded by Ms. Schweiger, and passed for the LHRC to go into executive session pursuant to Virginia Code 2.2-3711(A) 4 for the protection of the privacy of individuals in personal matters not related to public business, namely for the purpose of hearing of authorized representatives, hearing of behavior modifications and/or conducting a hearing pursuant to the regulations. **Refer to Executive Session Minutes.**

Motion was made by Mr. Mintel and properly seconded by Ms. Schweiger and passed that we go into open session. The LHRC unanimously certified that, to the best of each member's knowledge, only private business matters lawfully exempted from statutory open meeting requirements and only private business matters identified in the motion to convene the executive session were discussed in the executive session.

Steve Bennett So certify

Emma Rhyne So certify

John McMahon So certify

Jason Mintel So certify

Joyce Smith So certify

Robin Bristow So certify

Jajala Schweiger So certify

**7. Announcement(s):**

Ms. Barnes announced that the OHR Department has a new advocate that will be starting on March 24, 2009.

Ms. Bristow's term ends June 30, 2009. The committee will need to replace a healthcare provider position. Ms. Webster will place ads in the local new papers for membership. **Open**

Attendance of LHRC members was discussed. Letters will be sent to members who are not in compliance with the ESH LHRC Bylaws referencing attendance of members. **Open**

**8. Adjournment-**

Having no further business, a motion was made by Mr. Bennett and properly seconded by Mr. McMahon that the meeting be adjourned. The motion passed unanimously. The meeting adjourned at 12:02 p.m. **The next scheduled meeting will be held Thursday, April 16, 2009 in Building #33- Room 106 at 10:30 a.m.**

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Steven Bennett, Chair

04/06/2009

/lw

cc: LHRC Members  
Hospital Director  
Patient Safety Officer/Complaint Liaison  
Region V Human Rights Director

Local Human Rights Committee  
Executive Session

March 19, 2009

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- 1. Electronic Monitoring Device Review for RF – Presented by Dr. Fahey**  
Dr. Fahey and RF met with the ESH LHRC for an Electronic Monitoring Device review on March 19, 2009.

Action: A motion was made by Ms. Schweiger and properly seconded by Ms. Rhyne that RF has been informed of his rights and understands what is required to wear the GPS Monitoring Device. All were in favor. The vote was unanimous.

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Steve Bennett, Chair

04/06/09

/lw

cc: LHRC MEMBERS  
Mr. Daye  
Advocate  
Hospital Director

Attachments:

