

**APPALACHIAN COMMUNITY
LOCAL HUMAN RIGHTS COMMITTEE**

MINUTES

January 23, 2013, Conference Room 2, SWVTC Building 1

The Appalachian Community Local Human Rights Committee (LHRC) met on Wednesday, January 23, 2013.

MEMBERS PRESENT:

Sandy Yates, Chair
Dona Blair, RN, Vice Chair
Judy Padgett, Secretary
Nancy Thurman
Frank Diamond

OTHERS PRESENT:

Dr. Mark Witherspoon, SWVTC Psychologist
Deborah Lowe, Administrative Support
B. J. McKnight, Human Rights Advocate

- I. **Welcome and Call to Order – Sandy Yates, Chair**
- II. **Approval of Agenda: Nancy Thurman made a motion to change the order of the agenda so that B. J. McKnight could give Advocate’s report and Tammy Mabe could come in later and give the quarterly and annual reports. Frank Diamond Seconded and all approved.**
- III. **Approval of October 24, 2012 Meeting Minutes: Nancy Thurman made motion to approve and Frank seconded. Minutes approved unanimously.**
- IV. **Public Comment - none**
- V. **Southwestern Virginia Training Center Reports**
 - **SWVTC Quarterly and Annual Abuse/Neglect Report (October – December, 2012; and annual January – December, 2012) presented by Larry Smith, Chief of Program Support Services**
 - i. **Case # 738-2012-30 - B. J. McKnight, Human Rights Advocate, made a comment on behalf of AR requesting continued oversight by LHRC Committee that facility corrective action plan is followed. Recommendation was made that LHRC monitor the case for six months.**

ii. **Case # 738-2012-32 – LHRC requested an UPDATE on case in April and another in July.**

- **Report on 8C Living Unit Video Monitoring – Larry Smith, Chief of Program Support Services**
- **Report on Corrective Action Plan for JS – Larry Smith, Chief of Program Support Services**

VI. Advocate's Report – B. J. McKnight, Human Rights Advocate

- **New CHRIS database with revised software on web-based application. Training today and Tammy Mabe, Liaison is involved. The training focus now is on all who have been using. Roll-out starting February 5 with Trial Run. Community providers will then all come on-line with all over the state tracking.**
- **The Annual LHRC Training will be held on March 27, 2013 from 2:00 to 5:00 p.m. The Committee discussed training needs and decided to prioritize the following areas this year:**
 - i. **Restrictions on the Freedoms of Everyday Life**
 - ii. **Participation in Decision-Making and Consent**
 - iii. **Determination of Capacity/AR**

VII. LHRC Membership

- **Applicant Interview (closed session) (Note: Sandy Yates stepped out and Dona Blair took over as Chair of the meeting until Sandy's return during applicant interview.)**

MOTION

- **Judy Padgett moved for the SWVTC LHRC to go into Closed Session pursuant to VA Code 2.2-3711.A (4) and (15) for the purposes of conducting an applicant interview, involving discussion and consideration of applicant information which is confidential and exempted from the Freedom of Information Act.**
- **Nancy Thurman seconded the motion which carried unanimously.**

MOTION

- **Nancy Thurman made a motion to return to Open Session.**
- **Frank Diamond seconded the motion which carried unanimously.**
- **Upon reconvening in Open Session, the SWVTC LHRC unanimously certified that, to the best of each member's knowledge, only public business matters lawfully exempted from**

statutory open meeting requirements, and only public business matters identified in the motion to convene the Closed Session, were discussed in the Closed Session.

VIII. Tammy Mabe presented Quarterly and Annual Events of Human Rights Complaints (formal and informal process).

MOTION

- Dona Blair made a motion to accept reports as submitted with a 6-month update on case # 738-2012-030; and updates in April and July on Case # 738-2012-032.
- Frank Diamond seconded the motion which carried unanimously.

IX. Other Business - none

X. Adjourn

MOTION

- Judy Padgett made a motion that meeting be adjourned.
- Frank Diamond seconded the motion which carried unanimously.