

MINUTES
STATE MENTAL HEALTH, MENTAL RETARDATION
AND SUBSTANCE ABUSE SERVICES BOARD

April 7, 2006

Sheraton Richmond West
Richmond, Virginia

Members Present: Victoria Huber Cochran, Chair; Daniel E. Karnes, Vice-Chair; Linda S. Bartlett; Ruth G. Jarvis; Kathryn A. Smith; B. Hunt Gunter

Members Absent: Cheryl Ivey Green, Elaine McConnell, David B. Trinkle, M.D.

Staff: James S. Reinhard, M.D., Commissioner
Raymond R. Ratke, Deputy Commissioner
Charline Davidson, Director, Office of Planning and Development
Wendy Brown, Office of Planning and Development
Paul Gilding, Director, Office of Community Contracting
Martha J. Mead, Director, Office of Legislation and Public Relations
Leslie Anderson, Director, Office of Licensure
Jerry Deans, Director, Assistant Commissioner for Facility Operation
Marlene Butler, Secretary, State Board
Allyson Tysinger, Office of the Attorney General

Call to Order: The Chair called the meeting to order at 10:00 a.m.

Agenda: The agenda was approved as distributed.

Minutes: The minutes of January 18, 2006, were approved as printed.

Public Comment: Chris Reilly, Executive Director of The ARC of Virginia, thanked Board members for attending the annual conference and expressed appreciation to the Department, especially the Office of Mental Retardation, for their participation and support. Ms. Reilly recommended that the Board receive regular reports from the program offices of DMHMRSAS to keep Board members and the public informed of the activities of the Department and its constituents.

Report of the Evaluation Committee

Daniel Karnes reported for the Committee.

Upon a motion made by Hunt Gunter and seconded by Ruth Jarvis, the State Board voted unanimously to accept the Evaluation Committee's recommendations as follows:

- That the Board adopt new policy 1038(SYS) 05-5 Public Safety Net of Services.

- That the Board adopt new policy 1039(SYS) 05-6 Availability of Minimum Core Services in conjunction with the rescission of current policy 1013(SYS) 90-4 Emergency Services.
- That the Board adopt new policy 1040(SYS) 05-7 Consumer Involvement and Participation.

Upon motion made by Hunt Gunter and seconded by Kay Smith, the Board voted unanimously to adopt revised Policy 2010(ADM)88-2 Policy Development and Evaluation.

Upon motion made by Hunt Gunter and seconded by Ruth Jarvis, the Board voted unanimously to approve for distribution for field comment the proposed revision of policy 1014(SYS) 86-20 Provision of Forensic Services

Upon motion by Ruth Jarvis and seconded by Linda Bartlett, the Board voted unanimously to initiate the periodic review of two sets of regulations, 12 VAC 35-200-10 et seq and 12 VAC 35-190-10 et seq, in accordance with Executive Order 21.

Upon motion by Hunt Gunter, seconded by Kay Smith, the Board voted unanimously to adopt the proposed amendments to regulations for public review and comment.

- Rules and Regulations for the Licensing of Providers of Mental Health, Mental Retardation and Substance Abuse Services, 12 VAC 35-105-10, et. Seq./new provisions for licensing providers of brain injury services.
- Rules and Regulations for Providers of Mental Health, Mental Retardation and Substance Abuse Services, 12VAC 35-45-10 et. Seq./new provisions for licensing providers of brain injury services.
- Rules and Regulations for Providers of Mental Health, Mental Retardation and Substance Abuse Services for Children, 12 VAC 35-45-25 et. Seq./new provisions related to the summary suspension of licenses.
- Rules and Regulations for the Licensing of Providers of Mental Health, Mental Retardation and Substance Abuse Services, 12 VAC 35-105-10 et. Seq./new provisions for evaluating the need for new licenses for providers of treatment for persons with opioid addiction.

Report of Planning and Budgets Committee

Raymond Ratke discussed the status of the items included in the Governor's Transformation Initiative, highlighting the differences in the

House and Senate language with respect to financing the replacement of four facilities.

Mr. Ratke also provided an update on General Assembly actions to expand the predicate crimes and to change the screening instrument for sexually violent predators. These actions would significantly increase the number of individuals admitted to the Virginia Center for Behavioral Rehabilitation. There are funds in the budget to increase the size of the permanent facility by 100 beds, but this expansion will likely not be sufficient to accommodate the increased demand as a result of this action.

He summarized other community services that will be developed through the Governor's Transformation initiative.

Board Liaisons

Members of the Board reported on their activities as follows:

- Ruth Jarvis – Met with the CSB Executive Directors when they met in her area. She also met with the Chesapeake and Virginia Beach Community Services Boards, and visited with two facilities (Southeastern Virginia Training Center and Eastern State Hospital) to get to know staff.
- Linda Bartlett reported that she has had contact by phone with the CSB Directors in her area to plan future involvement.
- Daniel Karnes has been asked to serve on the local CSB Board.
- Kay Smith is currently serving on the Piedmont CSB Board. She has been to all meetings of the Southside Mental Health Consortium and reports that they are pleased to have contact with the Board.
- Victoria Huber Cochran has met briefly with the CSB and facility in her area. She has been asked to participate in the Mental Health Walk.

Commissioner James S. Reinhard reported on the Governor's Transformation Initiative. He reviewed the concepts of recovery, self-determination and empowerment and explained how the community services initiative would advance the Department's and the Board's Vision of a consumer-driven system of services. The Commissioner and Board members engaged in a discussion of implementation of the Initiative.

Upon motion by Hunt Gunter and seconded by Ruth Jarvis the Board voted unanimously to write a letter to the budget conferees of the Virginia General Assembly to express serious concerns

regarding Item 310 #1 h of the proposed budget that would require that one of the four state facilities proposed for replacement be operated by a private entity, unless the Department (DMHMRSAS) can demonstrate that continued state operation of the state facility is at least as cost effective and provides at least an equivalent or higher level of quality care than operation by a private entity. Department staff was instructed to draft the letter for the Chairman's signature.

VACSB Report

Karen Feagin, Associate Director, Virginia Association of Community Services Boards, urged Board members to attend The May conference focusing on Recovery. The VACSB is reviewing Transformation Initiatives in other states.

Legislative Report:

Martha Mead, Director of the Office of Legislation and Public Relations, reviewed bills that were passed and those carried over that involve the Board action. In addition, she provided an overview and written report on the final disposition of all legislation tracked by the Department.

Staff Update:

Martha Mead reviewed agenda items for the May meeting of the Board that will take place in Williamsburg on May 5th. In addition, the Board discussed plans for the August retreat.

Adjournment:

There being no further business before the Board and upon motion made and seconded, the Board voted to adjourn at 12:00 noon. Board members attended the Volunteer Luncheon hosted by the Board at the Richmond Sheraton West.