

MINUTES

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

June 3, 2008

**Eastern State Hospital – Hancock Geriatric Treatment Center
Williamsburg, VA**

Members Present: Victoria H. Cochran, **Chair**; Daniel E. Karnes, **Vice Chair**; Cheryl Ivey Green, Catherine M. Hudgins, Ruth G. Jarvis, Mary J. McQuown, Ananda K. Pandurangi and Kathryn A. Smith.

Member Absent: Linda S. Bartlett

Staff: Chanda Bragg, Regional Manager, Office of Licensing
Wendy Brown, Policy Analyst, Office of Planning & Development
Jewel Crosby, Executive Secretary, State Board
Charline Davidson, Director, Office of Planning & Development
David McGinnis, Decision Support Manager, Office of the Commissioner
Meghan McGuire, Communications Manager, Office of Legislation & Public Relations
Ray Ratke, Chief/Deputy Commissioner, Office of the Commissioner
James Reinhard, M.D., Commissioner, Office of the Commissioner
Teja Stokes, Assistant Commissioner for Special Projects, Office of the Commissioner
Ruth Anne Walker, Legislation Manager, Office of Legislation & Public Relations

Others: Paul Chen, State Government Manager-Mid-Atlantic, Reckitt Benckiser
Janis Dauer, Program Manager, Alliance for the Prevention and Treatment of Nicotine Addiction (APTNA)
John Favret, Facility Director, Eastern State Hospital
Ray Gudum, Chairman, VACSB
Jane Hickey, Senior Assistant Attorney General Chief, Office of the Attorney General

Call to Order: Victoria Cochran, Chair, called the meeting to order at 10:15 a.m. The call for introduction of attendees took place prior to proceeding.

John Favret, Facility Director, Eastern State Hospital welcomed the Board to the facility and the new Hancock Geriatric Treatment Center. He briefed the Board on the new facility that opened April 1 and invited the Board to tour the facility and the end of the meeting. Mr. Favret distributed copies of the resident's newsletter, Pioneer Press.

Agenda: *Upon a motion from Daniel Karnes and seconded by Kathryn Smith, the Board unanimously approved the June 3, 2008 agenda as presented. 8-Yes; 0-No.*

Minutes: *Upon a motion from Mary McQuown and seconded by Catherine Hudgins, the Board voted to approved the April 1, 2008 minutes as corrected. 8-Yes; 0-No.*

Public Comments: Written comments from H. Brown were submitted and shared with the Board. (Attached)

**Report of the Policy
Development and
Evaluation
Committee:**

Wendy Brown reported on behalf of the Committee. The Committee met on June 3, 2008 at 9:00 a.m. prior to the regular business meeting of the Board.

The Policy Development and Evaluation Committee recommended the adoption of the revised draft Policy 1023 – Workforce and Cultural and Linguistic Competency and revised draft Policy 1043 – Disaster and Terrorism Preparedness. The Board discussed both policies in detail.

The Board unanimously voted to adopt revised draft Policy 1023 – Workforce and Cultural and Linguistic Competency recommended by the Policy Development and Evaluation Committee. 8-Yes; 0-No.

The Board unanimously voted to adopt revised draft Policy 1043- Disaster and Terrorism Preparedness recommended by the Policy Development and Evaluation Committee. 8-Yes; 0-No.

The Committee briefly discussed the proposed Interoperability Policy and agreed to have staff send the draft policy for review to the Committee in June soliciting comments/suggestions. Upon submission from the Policy Development and Evaluation Committee, the revised draft policy would be submitted for field review in July with the anticipation of adoption of the final draft at the August meeting of the Board.

Regulatory Update: Chanda Bragg, Senior Manager, Office of Licensing summarized proposed licensing regulation revisions developed over the past 18 months. Ms. Bragg thanked the Board for their contributions to the regulation revisions. A draft of the proposed regulations will be sent to the Board in early July for review with the anticipation that they can be adopted for public comment at the August meeting of the Board.

Wendy Brown briefed the Board on the 2008 amendment to the Code of Virginia relating to regulation of group homes and residential facilities for children. The amendment dissolved the interdepartmental regulation of children's residential facilities and group homes, and provides that the Department regulate and license children's residential facilities and group homes for which they are the primary licensing agency. The Board is required to adopt regulations for licensing children's residential facilities to replace the existing interdepartmental licensing regulations. It is anticipated that the Board can adopt the required regulations utilizing the fast-track process.

Ms. Brown informed the Board of 2008 legislation that requires standardization of public participation guidelines for executive branch agencies. In the past, each executive branch agency had its own version of public participation guidelines. This legislation requires the Department of Planning and Budget to develop model public participation guidelines that can be adopted by all executive branch agencies. The Board will be able to adopt the model regulations to replace its existing public participation guidelines using the fast-track process.

**Report of the
Planning and**

Budget Committee: Charline Davidson reported on behalf of the Committee. The Committee met at 9:00 a.m. prior to the regular business meeting of the Board. The Committee had a follow-up discussion on the status of funding the department received as part of the mental health reform legislative initiative. Ruth Anne Walker and Teja Stokes provided an overview on the work with stakeholders as required in the budget language receiving their consultation.

Ruth Anne Walker, Legislation Manager, briefed the committee on the FY 2008 Board Work Plan reviewing the Board's core responsibilities that addressed the implementation of the goals and new mechanisms set at last year's Retreat. Ms. Walker recommended establishing an Ad Hoc Committee that comes together each spring to take an active role in planning the retreat. The Committee will submit topics of interest for the retreat to Charline Davidson and Ruth Anne Walker to assist in the planning stage.

The Chair called for a recess at 11:30 a.m. and reconvened at 11:44 a.m.

Presentation:

Janis M. Dauer, Program Manager, Alliance for the Prevention and Treatment of Nicotine Addiction (APTNA), a nonprofit organization funded by the Virginia Department of Health—Tobacco Use Control Program. Ms. Dauer presented Dr. Reinhard with a Leadership award recognizing his efforts and support in establishing a target date for

adoption of tobacco-free ground policy in all state facilities and supporting development of individualized plans.

**Commissioner
Report:**

Dr. Reinhard briefed the Board on areas of mental health reform, budget allocations for mental health law reform, capital investments and Central Office realignment.

Mental Health Reform

The Commission members includes representatives from private stakeholders, the Office of the Attorney General, partners of the Supreme Court, Richard Bonnie, Chief Justice, Institute of Law of Psychiatry, Public Policy and CSBs. The Commission was directed to conduct a comprehensive examination of Virginia's mental health laws and services and to study ways to use the law more effectively to serve the needs of people with mental illness, while respecting the interests of their families and communities. The General Assembly made significant changes to Virginia's Code that includes clarifying the process for civil commitment.

Dr. Reinhard informed the Board of the one-and-a-half day training scheduled covering legislative changes made in the civil commitment process as well as examine issues that arise out of the work done by the Commonwealth of Virginia Commission on Mental Health Law Reform and the Virginia Tech Review Panel. The training is scheduled to take place on June 4-5 in Charlottesville. The training will provide basic information on obtaining emergency custody and temporary detention orders and the legal criteria and procedures involved in the commitment of adults and juveniles.

Mental Health Reform Budget

Handouts of the draft Proposed FY 2009-10 CSB Allocation of Mental Health Law Reform Funds were shared with the State Board. Dr. Reinhard summarized the proposed allocations to the CSBs and methodology used.

Capital Investment

Dr. Reinhard shared that there have been a lot of talk regarding the challenge of facilities, both from the training centers standpoint and mental health facilities. He stated that they both have different issues and philosophies; however, the training centers continue to downsize due to consumer integration into the community. There continues to be a debate whether to invest in new construction of training centers due to the strong push of small group homes and Medicaid waiver homes in the community. Dr. Reinhard stated that there were currently 1400 consumers placed in five of the State's training centers. He informed the Board that funding was allocated in the bond package to renovate two of the training centers,

Central Virginia Training Center, in Lynchburg and Southeastern Virginia Training Center, in Chesapeake.

Central Office Realignment

Dr. Reinhard briefed the Board on the Central Office Realignment initiative. He shared that the focus of the realignment is to improve the way we do business by utilizing central office staff expertise to support facilities and CSBs in the five regions. Central Office Teams would partners to define barriers and challenges to service delivery and find solutions.

Board Liaison Reports:

Kathryn Smith reported that she attended the Southside Behavioral Consortium meeting and members expressed concerns regarding the status of the new dollars and accountability/expectations in the region and community. She informed the Board that she was invited to do a presentation at the Piedmont CSB updating them on the activity of the State Board. She also attended an event in Martinsville featuring Pete Early, author of the book, "Crazy". She informed the Board that she would be attending a ribbon cutting for a new office building in Rocky Mount and shared that the Commissioner will be attending as well. She was also extended an invitation to lunch with the group to discuss activity in her region.

Ruth Jarvis reported that she had been in contact with all of her liaison assignments and attended several meetings. She has been working with the Norfolk CSB Case Management and she has been asked to co-facilitate workshops on residential placements. She shared that the CSB was very concerned regarding the relationship established between the placement agencies and the families. She shared that she offered to be available by telephone if they need her assistance.

She informed the Board that she would be attending the official retirement celebration of Mr. George Pratt, Executive Director, Norfolk CSB on June 4.

VACSB Report:

Ray Gudum, VACSB Chair, reported to the State Board. He distributed copies of the VACSB 2008-09 slate of officers effective July 1, 2008.

Mr. Gudum thanked Daniel Karnes and Dr. Reinhard for their commendations on his behalf at the VACSB Spring Conference in Virginia Beach recognizing his tenure as Chair to the VACSB Board.

State Human Rights

Appointments: The State Human Rights Committee recommended appointments of Mr. Randy J. Johnsey and Ms. Carolyn M. DeVilbiss to the State Human Rights Committee for the terms of July 1, 2008 to June 30, 2011.

Upon a motion from Mary McQuown and seconded by Kathryn Smith, the Board unanimously approved the appointments of Mr. Randy J. Johnsey and Ms. Carolyn M. DeVilbiss to the State Human Rights Committee as presented for the term of July 1, 2008 to June 30, 2011. 8-Yes; 0-No

Data Update: Dave McGinnis, Decision Support Manager, updated the Board on recent data collection and Veterans issues. Mr. McGinnis informed the Board that he serves as the Veterans Coordinator for mental health services for the state.

Other Business: Mr. Paul Chen, State Government Manager, Reckitt Benckiser, introduced himself as a guest for the Board records.

Ruth Anne Walker shared comments on the success of the first Governor's Conference for Mental Health and Criminal Justice Transformation held May 13 - 14, in Virginia Beach. The conference focused assisting localities in initiating their community planning for jail diversion and improves services for individuals with mental illness in the criminal justice system. Ms. Walker stated that the conference was well attended with approximately 320 attendees including judges around the Commonwealth.

The next meeting of the State Board will be held on Tuesday, August 19, 2008 in Henrico.

There being no further business before the Board, the meeting adjourned at 1:05 p.m.

Victoria Huber Cochran, Chair

Jewel C. Crosby, Secretary