

Human Rights Committee (HRC) Meeting Minutes District Central

Department of Economic Security
Division of Developmental Disabilities
4000 N. Central Avenue
Phoenix, AZ 85012
9th Floor Conference Room
February 26th, 2018
10:00 am to 3:00 pm

Call to Order	Karen Van Epps
Start Time	10:00 am
Facilitator	Karen Van Epps
Note Taker	Daniel Stutzman
Attendees	<p>HRC Members Present: Karen Van Epps, Carol McNulty, Eva Hamant, Linda Mecham, Eduarda Yates, Mandy Harman, Andrea Potosky</p> <p>HRC Members Absent: Lisa Witt, Debbie Stapley</p> <p>Division of Developmental Disabilities (DDD) Staff: Daniel Stutzman, James Maio, David Blount, Leah Gibbs, Tameka Hartman, Jenny Templin</p> <p>Number of Public in Attendance: Heidi Reid-Champigny (New HRC Member)</p> <p>Remote Participants: Linda Mecham</p>
Agenda Topics	Welcome/Call to Order, Approval of Minutes, ICF Update, New Member Vote, Article 9 Webinar Discussion, Cholla Pilot, Annual Report, Bed Bug Issue, Call to Public

Welcome/Call to Order

Committee

Discussion	<p>The Human Rights Committee (HRC) members introduced themselves in person and by the phone.</p> <p>DDD Staff introduced themselves.</p>
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Approval of Minutes

Karen Van Epps

Discussion	Linda Mecham made a move to approve the last minutes as written. Carol McNulty seconded. Motion carried.
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ICF Update

Leah Gibbs

Discussion	<p>Leah Gibbs gave a presentation on the Arizona State operated Facilities in regards to ICFs and ATPC.</p> <ul style="list-style-type: none">• In order to be in compliance with Centers for Medicare & Medicaid Services (CMS) the relationship between ATPC and District East HRC needs to change. 42 CFR 483.44(f)(3)(i-iii <i>summarized</i>): The facility must use a specifically constituted committee consisting of members of facility staff, parents, legal guardians, clients (as appropriate), and persons with no ownership or controlling interest in the facility to review Behavior Plans designed to manage inappropriate behavior and that involve risks to client protection and rights and insure that the programs are conducted only with written informed consent of the client, or legal guardian and review, monitor and make suggestions to the facility about its practices and programs.• The Intermediate Care Facilities (ICFs) at ATPC are funded by Medicaid and are surveyed by the Arizona Department of Health Services, Long Term Care Licensing Division annually. All must comply with CMS regulations.• ATPC first opened as Arizona Children’s Colony in 1952. The facility had a capacity of 300 residents and at one point housed 1,200 individuals. In the 1970s the state decided training programs in Phoenix and Tucson would be opened, an estimated 300 individuals went to each area. <p>Leah Gibbs informed the HRC that a significant amount of money has been spent on renovating the campus. This includes replacing floors, bathrooms, sealing roads, and other enhancements. ATPC currently houses a total of 82 residents. 60 individuals are served in the six ICFs and 20 individuals reside in the five group homes at ATPC. A brief overview of the Phoenix State operated services was presented. Currently 28 individuals are living in the ICFs and 11 residing in the group home settings.</p> <p>Eva: If the Phoenix ICFs look like a group home why can’t state operated group homes be turned into ICFs and have people stay there?</p> <p>Leah: In order to make the homes ICFs, they have to meet the life safety code of an ICF. An ICF life safety code is much higher than a</p>
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group home life safety code. The homes don't have the square footage to support that. But we did look into it.

Leah Gibbs requested support from the District Central HRC by:

- Adding a facility staff person as a non-voting member (Marlene Riggs)
- A tour of the Phoenix State operated ICFs and
- Completing Annual Article 9 training

Linda: How was it determined that the HRC would be the committee to assist in this?

Leah: It was a combination of me reading CMS rules and regulation and the consultants evaluations. It was decided that the HRC fills this function. I wrote a memo explaining all this to our A.D. and I received permission to come to the HRC.

Karen: Let us have a vote on Leah's three topics she wanted for support.

Andrea Potosky made a move to support Leah Gibbs request for support from the HRC. **Carol McNulty** seconded. Motion carried.

Daniel: Since I will be arranging the training, what month would you like it to be?

Eva: April would work.

HRC: April.

Linda: The HRC needs an assurance that we are here to stay. We don't want changes when there is a new administration in place. We would just like to see it written somewhere that the HRC has value and that they are necessary. We want to know that the HRC can't be eliminated. We will send it to the DES Director and Assistant DD Director.

Karen: Maybe we should write a letter to our senator.

Linda: Let us write something and we can present it to the committee next month for approval. We need some kind of acknowledgement from DDD that we will be supported.

Karen: We will put it on next month's agenda for a vote before we send it and decide where we want it to go.

Linda Mecham made a move to write a letter to DDD for final approval from the committee at next months meeting, in regards to the HRC's relationship with DDD. **Carol McNulty** seconded. Motion carried.

Discussion	<p>Karen: We can vote on both members today. Natasha Artemieva and Heidi Reid-Champigny. Let us have a vote on adding the new members then.</p> <p>Carol McNulty: I make a motion that we add Heidi as a member of the HRC.</p> <p>Eduarda: I second.</p> <p>HRC: All in favor. Motion carried.</p> <p>Karen: Now it's time for Natasha.</p> <p>Carol McNulty: I make a motion that we include Natasha as a member of the HRC.</p> <p>Linda Mecham: I second.</p> <p>HRC: Vote of 5 in favor and one against. Motion carried.</p>
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Article 9 Webinar Discussion

Karen Van Epps

Discussion	<p>Karen: The webinar dates have changed. Once I get the new presentation I will send that out or have Daniel send it out. The new date is the 21st of March. Daniel can you send this out to the HRC Members?</p> <p>Daniel: Yes, I will send out the information.</p> <p>Karen: We are expecting quite a few changes with article 9. One being that everyone in DDD should be trained in article 9 as it shows in policy. We need to follow this closely.</p> <p>Karen: When the new PowerPoint comes Daniel will send it out.</p> <p>Mandy: What time is the webinar?</p> <p>Daniel: It is from 1:30pm to 3:30pm. I will email out all the information after today's meeting.</p>
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Cholla Pilot

Karen Van Epps

Discussion	<p>Karen: They will also be talking about the Cholla Project at the webinar. I believe the current ISP they are using now is a very good document. I don't feel this way about the newly proposed Cholla project ISP.</p> <p>Carol: I didn't particularly like the new ISP document.</p> <p>Karen: A lot of the changes are for data.</p>
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	<p>Mandy: This is developed by researchers because it's all about data. But it needs to be easy for people to understand. I think they didn't realize DDD has a varying population of abilities.</p> <p>Karen: The pilot document doesn't fit every member. The questions are not feasible for every member.</p>
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Annual Report

Karen Van Epps

Discussion	<p>Karen: For the annual report topics, I will have Daniel go through the minutes to point out the major topics of last year.</p> <p>Daniel: I will also email last year's minutes out to everyone to review as well.</p> <p>Karen: I also want to ensure that the District annual report activities goes first before the explanation of what the committees are.</p> <p>Carol: Our recommendations don't change much from year to year.</p> <p>Karen: Let us make sure that it is on the agenda next month as well. Daniel can you also get the data from QA about the incidents and plans we reviewed?</p> <p>Daniel: Yes.</p>
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Bed Bug Issue

Karen Van Epps

Discussion	<p>Linda: We need to take this on to ensure that policy can come up with an appropriate approach to bed bugs. The side effects of bed bugs can be serious.</p> <p>Karen: The CDC talks about how it can impact people.</p> <p>Mandy: Can we use a policy, something similar to what the school uses? I can look into the policy and use that as a starting point.</p> <p>Linda: In consideration to the events that have happened, it can affect the rights of clients such as their clean and healthy environment. Daniel, if I email you a copy of the CDC handout can you email it to everyone?</p> <p>Daniel: Yes.</p> <p>Linda: We can reach out to Stephanie to see who else we can contact as well.</p>
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Call to Public

Karen Van Epps

Discussion	(No public present for call to the public)
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Adjournment

Karen Van Epps

Conclusion	No executive session was called at this meeting. IRs were distributed to HRC members by QA staff. A short discussion on QA reporting procedures was explained to HRC members. Next meeting will be held on March 26 th , 2018 at 10:00 am at the Phoenix location. Meeting adjourned by Karen Van Epps at 12:44 pm.
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