

PEORIA REGIONAL HUMAN RIGHTS AUTHORITY MINUTES
November 17th, 2010

The regular stated meeting of the Peoria Regional Human Rights Authority (HRA) was called to order at 1:00 PM on Wednesday, November 17th, 2010 by Chairperson Steven Watts.

The meeting was held at the Pekin Public Library, 201 South Fourth Street, Pekin, IL 61554

ROLL CALL

Present: Ann Hicke, Jeremy McNamara, Dolores Sheen, Meri Tucker, Steven Watts

Absent: Flora Knutson, Debra Goodwin, Dean Steiner, Carolynsue Wolf

Staff: Gene Seaman

Guests: Linda Burt, RN, MSN, St. Margaret's Health
Mary Mathis, RN, MSN, Vice President of Nursing, St. Margaret's Health
Michael Henderson, Attorney for St. Margaret's Health
Tom Lucek, GM, CityLink
Rick Tieken, AGM, CityLink
John S. Stokowski, Program Development Director, CityLink
Shewan L. Harris, AGM, CityLink
Sherry Wait, Director of Residential, Warren Achievement Center
Brian Asbell, Peoria County Jail Superintendent, Peoria County Jail
Brent Morgan, Administrator, Timbercreek Rehab and Health Care

The Chairperson stated that a quorum was present.

Introductions were made.

The Chairperson stated the personally identifiable information should not be presented in public meetings to protect the privacy of those persons with disabilities on whose behalf the HRA conducts investigations.

The motion was made by to enter closed session at 1:14 p.m. pursuant to Section 120/2 (c) (4) and (10) of the Open Meetings Act (5 ILCS 20), Section 3955/10 of the Guardianship and Advocacy Act (20 ILCS 3955) and Section 110/5 of the Mental Health and Developmental Disabilities Confidentiality Act (740 ILCS 110); the motion was seconded. The purpose of the closed session was to discuss confidential case details regarding Cases #10-090-9017, 10-090-9022, 11-090-9004, and 10-090-9031. Guests Linda Burt, Mary Mathis, and Michael Henderson entered the closed session discussion of Case #10-090-9017 and left at 2 p.m. Brian Asbell entered the closed session to discuss Case #10-090-9022 at 2:06 p.m. and left at 2:26 p.m. Sherry Wait entered closed session at 2:30 p.m. to discuss Case #11-090-9015 and left at 2:55 p.m. Rick Tieken and John S. Stokowski entered closed session at 3:00 p.m. and left at 3:30 p.m. The HRA returned to open session at 3:35 p.m. having taken no action in closed session.

MINUTES

Jeremy McNamara made a motion to approve the September 15th, 2010 meeting minutes. Meri Tucker seconded the motion and carried.

COMMUNICATIONS

The HRA reviewed news articles and a letter from Teresa Parks regarding a possible case opening that the HRA had discussed at their last meeting. Steven Watts and Gene Seaman decided they would discuss locations for the 2011 meetings.

NEW BUSINESS

Ratifications:

11-090-9013 - Robert Young Center - This case was an emergency case opening. Meri Tucker motioned to ratify the opening and Ann Hicke seconded the motion and it was carried. Jeremy McNamara abstained.

11-090-9012 - District 150 - The complaint was tabled at the September meeting until the student received an individual evaluation. The HRA was informed that the school was obligated to perform an evaluation so an emergency case was opened. Meri Tucker motioned to ratify the opening and Jeremy McNamara seconded the motion and it was carried.

11-090-9015 - Warren Achievement Center - This case was an emergency case opening from a newspaper article and a complainant. Meri Tucker motioned to ratify the opening and Delores Sheen seconded the motion and it was carried. Jeremy McNamara abstained.

New Cases:

11-090-9002 - Mental Health Center - The complaint states there facility provides inadequate treatment, including therapist not talking about client issues but instead reprimanding client for excessive phone calls to the facility and not leaving messages when calling. The patient was also told that if another appointment was missed, they would be dropped from therapy even though the patient could not make the appointment because of a medical issue. Also, therapist not allowing client to cancel session due to medical issue. The complaint also states that the facility's crisis phone line is not being answered by staff and, when the line is answered, the caller is being dismissed by the staff member. The complainant does not want to proceed with this case. Jeremy McNamara motioned to close the case, and Delores Sheen seconded the motion which was carried.

11-090-9005 - Developmental Disability Provider - The complaint states that the provider withholds spending money from residents and that the provider will not pick up residents from

medical appointments. Complaint letter was sent 8.2.2010 and a reminder letter was sent on 9.20.2010. The complainant was also called. Release has not been received for this complaint. Anne Hicke motioned to close the case and Jeremy McNamara seconded the motion, with was carried.

11-090-9006 - Nursing Home - The complaint alleges that the nursing home is administering medication past the court ordered date for administering medication. Also, the complaint states that the patient is not allowed access to information in their files. Release has been received 9.14.2010. The HRA received guardianship papers showing they were only for a minor. Delores Sheen motioned to accept the case and Jeremy McNamara seconded the motion, which was carried.

11-090-9008 - CILA Provider - A CILA house member died at the CILA house after being beaten by another house member. The violations that the HRA would investigate would be if there was enough staff at the house for all the house members, why were the house members being left unsupervised, and what is the admittance procedure at the house and should the consumer who attacked been admitted into the house. Teresa Parks sent a letter asking the Board to reconsider accepting the case. Meri Tucker motioned to accept the case which was seconded by Anne Hicke. The motion was carried.

11-090-9009 - CILA Provider - The complaint states that there was inadequate placement of a consumer. A consumer was moved from a group home to an apartment but does not have the capacity to live in the apartment. The complaint also alleges that the consumer was given contracts to sign that the consumer did not have the capacity to understand. The complaint states that there is inadequate communication between the provider and the IDT team and a member of the IDT planning team did not receive copies of the consumer's IDT even after requesting copies and was not informed why a consumer was moved from a group home to an apartment. The complaint also alleges that there is inadequate staffing at the apartment complex and that there is inadequate care given by the consumer, including the consumer being given medications that the consumer cannot function on, weight gain and general health are not monitored, and no goals are set for the consumer. A letter was sent 8.12.2010. The HRA has received a release which was signed by the consumer, he has no guardian. Jeremy McNamara motioned to accept the case which was seconded by Meri Tucker. The motion was carried.

11-090-9010 - Hospital - Hospital provides inadequate mental health treatment including, discharging a patient who was not ready for discharge, not providing a follow-up plan or a treatment plan to patients, not providing medication to a patient who needed medication, not providing a patient in the hospital for mental health care with care for physical medical issues. Release was sent on 9.8.2010 and reminder letter on 10.1.2010. A release has not been received. Anne Hicke motioned to close the case which was seconded by Delores Sheen. The motion was carried.

11-090-9014 - Social Service Provider - Provider has an inadequate investigative process including, not informing family that there was an investigation against family that ended in children being taken away, not communication investigation findings to the family, and not giving the family the option to appeal the process. Release was sent on 9.21.2010 and has not

been received. Meri Tucker motioned that another request is sent which was seconded by Delores Sheen. The motion was carried.

11-090-9016 - School District - School district removed a laptop and Ipod from a student's IEP because the school thought the laptop was returned to the school damaged. The school stated that the student could use the items if the student's family would sign a contract regarding the equipment. The school superintendent also accused the student of vandalizing the equipment. Student is to be enrolled in a paid co-op per the IEP but is not enrolled in the program. A release was sent 11.17.2010 Jeremy McNamara motioned to table the complaint which was seconded by Delores Sheen. The motion was carried.

UNFINISHED BUSINESS - The Jeremy McNamara made a motion to reenter closed session at 3:50 p.m. to discuss confidential information regarding draft reports and case closures pursuant to Section 120/2 (c) (4) and (10) of the Open Meetings Act (5 ILCS 20), Section 3955/10 of the Guardianship and Advocacy Act (20 ILCS 3955) and Section 110/5 of the Mental Health and Developmental Disabilities Confidentiality Act (740 ILCS 110).. The motion was seconded by Meri Tucker and carried. The HRA returned to open session at 4:35 p.m. having taken no action in closed session. The following summary of items was discussed.

CASE PROGRESS REPORTS

10-090-9007: Methodist Medical Center - Jon Burnet is waiting for schedule of security guards and will then ask the Peoria Region to meet with the guards for another interview.

10-090-9026: Methodist Medical Center - A site visit was completed with Meri Tucker, Flora Knutson, and Carolynsue Wolf.

10-090-9032: Robert Young Center - A site visit was completed with Dean Steiner and Steve Watts. Gene Seaman also followed up with a phone interview with security guards at the facility.

11-090-9003: Midland School District - A site visit was completed with Meri Tucker.

11-090-9007: CWTC - A site visit was completed with Carolynsue Wolf and Delores Sheen.

11-090-9011: District 150 - A site visit was completed with Flora Knutson and Carolynsue Wolf.

11-090-9012: District 150 - A site visit was completed with Flora Knutson and Carolynsue Wolf.

11-090-9013: Robert Young Center - A site visit was completed with Steven Watts.

11-090-9015: Warren Achievement Center - A site visit will be arranged with Anne Hicke, Meri Tucker, and Steven Watts. Jeremy McNamara abstained.

DRAFT REPORTS

10-090-9030: Bridgeway, Inc. - Jeremy McNamara motioned to approve the original draft of the report. The motion was seconded by Meri Tucker and carried.

10-090-9022: Peoria County Jail - Delores Sheen motioned to approve with corrections and Jeremy McNamara seconded the motion, which was carried.

10-090-9034: El Paso Health Care and Rehab Center - Meri Tucker motioned to approve and Anne Hicke seconded the motion, which was carried.

11-090-9004: Citylink - Delores Sheen motioned to accept the report and Meri Tucker seconded the motion, which was carried.

CASE CLOSURES

10-090-9010: Midland School District - Anne Hicke motioned that a letter is sent to the Midland School District attorney (CC Superintendent) regarding a complaint in the report not being addressed. The motion was seconded by Jeremy McNamara and carried.

10-090-9015: ARC of Rock Island County - Meri Tucker motioned to close the case and send a copy of the report to the Department of Human Services for informational purposes. The motion was seconded by Delores and carried.

10-090-9017: St. Margaret's Hospital - Jeremy McNamara motioned to modify complaints #1, 3, and 4 in the report. Meri Tucker seconded the motion which was carried.

10-090-9023: Farmington School District - Anne Hicke motioned to close the case and Meri Tucker seconded the motion, which was carried.

10-090-9031: Timber Creek Rehab and Health Center - Jeremy McNamara motioned to close the case and Anne Hicke seconded the motion, which was carried.

ANNOUNCEMENTS

The next meeting of the Peoria Regional HRA is scheduled for January 19th, at the Peoria County Jail.

ADJOURNMENT

The motion was made to adjourn at 5:30 p.m. The motion was seconded and carried.

Ann Hicke (95)
Ann Hicke, Reporter