The regular meeting of the Human Rights Authority (HRA) was held at El Jalapeno (Meeting Room) 101 Leigh Ave, Anna, IL. Board Member, Linda LaFoon, called the meeting to order at 5:15 p.m. and read the confidentiality statement. A quorum was present.

Members Absent: Paul Jones, Ginger McBride, Pam O’Connor and Victor Metzger
Staff Present: Kim Conway
Guests: Verna Webb

Minutes: Ryan McAllister made a motion to approve the July 20, 2017 meeting minutes. Kathy Rambeau seconded and it carried.

Communications: Kim Conway shared the results of a sexual expression policies survey conducted by student interns over the summer. 17 states responded to the survey which was sent to all states to determine if they have state wide policies that address sexual expression rights for persons with disabilities. Of the 17 that responded, 5 have state wide policies including Arizona, California, Connecticut, Florida and Vermont. The information gathered from this survey will be used to encourage further discussions within the State of Illinois regarding developing policies on sexual expression rights of persons with disabilities.

Ratifications: None

New Complaints:

18-110-9003 State Operated Facility/Department – Alleges a recipient who has been ordered by the Court to commitment for fitness restoration is still at the jail approximately 7-8 weeks after he was assessed for placement. This case was left open at July’s meeting to gather more information to determine if the complaint would be against the Department or the State Operated Facility. The inquiry revealed that the State Operated Facility conducted their requirements in a timely fashion so the focus returned to the Department for further inquiries. However, in the meantime, the complainant informed the HRA that a Rule to Show Cause had since been issued, a bed was found and the recipient was placed for treatment. Kathy Rambeau made a motion to not accept the complaint for investigation due to the issue being resolved through the court system. Heather Casner seconded and it carried.

18-110-9004 State Operated Facility – Alleges inadequate medical care due to lack of treatment and/or follow up with an urologist. The HRA reviewed the chart and found that the recipient was taken to a community urologist who ordered a medication that the facility could not get so they administered the gel instead of the pill form of the medication. The urologist did not schedule any follow up appointments and stated that the recipient could be seen as needed. The facility repeated labs and completed an ultrasound. When the HRA compared what the community physician orders were to what the facility carried out, everything had been followed up. Heather Casner made a motion to not accept the complaint for investigation, Ryan McAllister seconded and it carried.
**18-110-9005 State Operated Facility** – Alleges inadequate treatment due to a behavioral intervention plan/treatment plan not addressing PICA behavior. The chart was reviewed to gather more information and the treatment plan addressed self-injurious behavior and documented that the therapist meets with him frequently. He was also placed on 1:1 supervision after self-reporting he had ingested a screw in December, he was on property restriction and housed in a security room. The May and June treatment plans documented “close monitoring” for self-injurious behavior and the June treatment plan included a chart of triggers, behavior and the preferred interventions. Despite this, the recipient again ingested a screw in July. Another incident of ingesting a screw was documented in July. The previous behavior plan was to place the recipient in restraints immediately and step down to different levels of supervision after the restraint. Ryan McAllister made a motion to accept the complaint for investigation, Kathy Rambeau seconded and it carried.

**18-110-9006 State Operated Facility** – Alleges inadequate and inhumane treatment due to recipients not being allowed adequate outside/fresh air time. This would possibly be a policy review unless releases could be obtained. Kim Conway shared policy examples that other state operated facilities have. Heather Casner made a motion to accept the complaint for investigation, Kay Phillips seconded and it carried.

**Other New Business:** None.

**Unfinished Business:** Linda LaFoon made a motion to enter into closed session at 6:00 p.m. pursuant to Section 21 of the Guardianship and Advocacy Act (20 ILCS 3955/21) and Section 120/2 (c) (4) of the Open Meetings Act (5 ILCS 120/2); the motion was seconded by Kathy Rambeau and it carried. The following summary of items was discussed in the closed session: New Complaint 18-110-9001; Case progress was reviewed for 17-110-9008, 17-110-9013, 17-110-9015, 17-110-9016, 17-110-9017, 17-110-9018, 17-110-9019 and 18-110-9002; The draft reports were reviewed for 17-110-9002, 17-110-9004, 17-110-9005, 17-110-9006, 17-110-9009 and 17-110-9010. Case closures were considered for 16-110-9016, 17-110-9001 and 17-110-9003. Kathy Rambeau made a motion to return to open session at 8:36 p.m. having taken no action in closed session, Linda LaFoon seconded and it carried.

**New Complaint:**

**18-110-9001 Community Day Training Facility** – Alleges that recipients are not being paid appropriately for work at the facility. Clients are required to log their own time in a book and some are not able to do so and staff do not log time for them promptly which can lead to errors. Case opening was tabled at July’s meeting so that more information could be obtained and to possibly pursue informal resolve. The board discussed the details of this complaint and findings from the informal inquiry in closed session to protect confidentiality of those involved. Ryan McAllister left the meeting during this discussion due to a conflict of interest. Upon returning to open session the consensus of the 4 remaining board members was that the issues have been resolved and they agreed to not accept the complaint due to informal resolve. Kim Conway will obtain telephone votes from Chairperson, Paul Jones and another member after the meeting due to not having a quorum without Ryan to conduct a formal vote.
Case Progress Reports:

17-110-9008 Choate Mental Health Center – Alleges inappropriate admission due to being admitted to the mental health unit with only a developmental disability diagnosis. A judge was interviewed regarding the process of detain and evaluate orders. Received sample copies of the detain and evaluate petition and order which was reviewed with the board for feedback. This case is still under investigation.

17-110-9013 Choate Mental Health Center – Alleges a recipient is not being included in his treatment planning. Additional records have been received. The report is in progress and almost finished.

17-110-9015 Lakeview CILA Home/Liberty Enterprises – Ryan McAllister left the meeting during this discussion due to a conflict of interest. Alleges inadequate care and treatment. Also alleges that there are not grab bars in the bathroom area and this recipient has fallen 3 times and had injuries due to this. Additional interviews will be completed. The case is still under investigation.

17-110-9016 Chester Mental Health Center – Alleges inappropriate admission due to signing voluntary without the presence of an interpreter. The site investigation was completed. The recipient was interviewed with the assistance of a telephone interpreter. The chart was reviewed. Additional interviews need to be completed. The case is still under investigation.

17-110-9017 Chester Mental Health Center – Alleges inappropriate admission due to a low functioning level and being allowed to sign voluntary after his forensic theim date passed. The site investigation was completed. The recipient was interviewed. His chart was reviewed and the therapist was interviewed. An additional interview needs to be completed. The case is still under investigation.

17-110-9018 Chester Mental Health Center – Alleges facility does not communicate with the recipient’s legal guardian and the recipient is not being allowed unimpeded private phone calls. The chart review was completed. The case is ready for report.

17-110-9019 Chester Mental Health Center – Alleges a recipient is not being served in the least restrictive environment and he is not receiving adequate treatment. An additional interview needs to be completed. The case is still under investigation.

18-110-9002 Chester Mental Health Center – Alleges lack of guardian communication and inadequate internal OIG investigative process for one recipient. Also alleges two other recipients are not being served in the least restrictive environment and there is no active programming for them. The initial chart reviews have been completed. The recipients have been interviewed. Staff interviews need to be completed. The case is still under investigation.

Draft Reports:

17-110-9002 Franklin County Jail – Alleges inadequate treatment of a person with mental illness. Heather Casner made a motion to approve the draft report as stated, Ryan McAllister seconded and it carried.
17-110-9004 Chester Mental Health – Alleges a recipient is not being served in the least restrictive environment. Heather Casner made a motion to approve the draft report as stated, Ryan McAllister seconded and it carried.

17-110-9005 Hamilton Memorial Hospital – Alleges a patient with a disability was discriminated against and received inadequate medical treatment. Heather Casner made a motion to approve the draft report as stated, Ryan McAllister seconded and it carried.

17-110-9006 Oblong Elementary School – Alleges a child’s individualized education plan and behavior intervention plan were not properly followed and the teacher was not properly trained to work with students with disabilities and failed to communicate with the guardian. Heather Casner made a motion to approve the draft report as stated, Ryan McAllister seconded and it carried.

17-110-9009 Chester Mental Health – Alleges telephone privileges have been excessively restricted. Heather Casner made a motion to approve the draft report as stated, Ryan McAllister seconded and it carried.

17-110-9010 Chester Mental Health – Alleges emergency preferences were not followed. Heather Casner made a motion to approve the draft report as revised, Ryan McAllister seconded and it carried.

Closures:

16-110-9016 Chester Mental Health – The facility disagreed with findings regarding third party release of information. The board reviewed discussions that have occurred with legal counsel and are still ongoing. Heather Casner made a motion to table case closure to allow further discussions to continue, Ryan McAllister seconded and it carried.

17-110-9001 Integrity Healthcare of Anna – Alleges inadequate care and treatment due to stroke victim not getting necessary treatment to recover. The facility requested an extension of time to respond to the report of findings. The board discussed this and had no objections. Kathy Rambeau made a motion to table case closure to allow the facility more time to respond, Kay Phillips seconded and it carried.

17-110-9003 Chester Mental Health – Alleges inappropriate seclusion for talking in the lunch line. Kathy Rambeau made a motion to close the case and make the report a part of the public record, Kay Phillips seconded and it carried.

Other Unfinished Business:

The next meeting is scheduled for 5:00 p.m. on November 16, 2017 at Hunan Restaurant (Meeting Room) 710 E. Main St., Carbondale, IL.

Kathy Rambeau made a motion to adjourn the meeting at 8:43 p.m. Linda LaFoon seconded and it carried.

Respectfully Submitted,
Kathy Rambeau, Member