

STATE OF WEST VIRGINIA
THIRTEENTH JUDICIAL CIRCUIT
OFFICE OF THE COURT MONITOR
STATE CAPITOL COMPLEX
BUILDING 6, ROOM 850
CHARLESTON, WEST VIRGINIA 25305



LOUIS H. BLOOM
JUDGE

DAVID G. SUDBECK
COURT MONITOR

MEETING OF THE PARTIES

In E.H., et al., v. Khan Matin, et al.

WEDNESDAY, MARCH 26, 2014

MINUTES

PRESENT: Bill Hicks, Kim Walsh, Vickie Jones, Lydia Milnes, Jeff Foster, David G. Sudbeck, Cindy Beane, Regenia Mayne, Teresa Brown, Kim Stitzinger Jones, dan connery

I. COURT MONITOR REPORT

David Sudbeck explained that a Special Meeting of the Parties had been held at the request of DHHR to re-evaluate and possibly revise the Care Coordination issue in the Agreed Order. Vickie Jones stated that Care Coordination funds were not being utilized to their fullest potential and that the development of Community Engagement Specialists would result in a more effective and accountable means to deliver these services. Lydia Milnes expressed concern over whether the Department would be able to ensure that sufficient applications would be received to ensure placement of Specialists statewide and adequate numbers of specialists in high commitment areas. She additionally asked whether Medley individuals had been removed as part of this development. Kim Walsh explained that this program would be more focused and accountable in areas where services are needed and that Medley clients were not removed from any part of the agreement. Kim will provide counsel for the Petitioners with the most up-to-date version of the proposal as well as the final Funding Announcement. Vickie assured the group that more specific and measurable information would be available at the next Meeting of the Parties.

David distributed the latest list of grievances received by his office and expressed concern over a conflict in the law as to whether patients are responsible for the payment of their dental care if they can afford it. He suggested that some sort of clarification on the matter be investigated. Vickie stated that regardless of the wording of the law, there should be uniformity among the hospitals in delivering dental services to patients and that she would investigate this issue further to achieve a uniform policy.

David stated that he had completed his investigations at Sharpe and Bateman regarding Community Integration and had written Formal Recommendations that were now before Judge Bloom for review. Once the Judge has perused the document, it will be made available to the Parties for their review and comments.

David inquired as to the investigation and licensure of Potomac Center. Bill Hicks replied that the investigation was ongoing and that all questions were to be re-directed to Karen Villanueva-Matkovich.

II. BHHF REPORT

Vickie Jones stated that after numerous complaints coming from employees at Sharpe Hospital, a multi-disciplinary team of individuals from numerous agencies surveyed and interviewed employees of the hospital. This investigation led to the revelation of systemic concerns of safety and use/misuse of overtime. She stated that a formal report would be released, but that major policy and operational changes were being developed and would be implemented in the near future.

III. PETITIONER REPORT

Lydia Milnes inquired as to why the Co-Occurring Unit at Bateman contained some non-co-occurring patients when other units in the facility, not designed for co-occurring patients, contained these patients. Vickie stated that there could be issues of housing and/or transfer, but that she was not aware that this was occurring. She assured the group that she would investigate and report back as to whether this was actually the case.

IV. BMS REPORT

Cindy Beane informed the group that the two Managed Care Workgroups were continuing to meet. She stated that the Process Group was receiving helpful information from the health plan community and that the Quality Group was establishing measureable goals specific to West Virginia. Lydia Milnes inquired as to problems with individuals being refused medications by certain managed care entities. Cindy stated that she was unaware of this and that any issue regarding medication should be sent to her to be resolved as soon as possible.

Cindy also distributed the current TBI waiver report [copy attached below] and stated that the TBI waiver was continuing to be successful in assisting those enrolled. She informed the Parties that Teresa McDonough had been hired as the new TBI Program Manager.

V. OTHER

Next Meeting: Wednesday, June 4, 2014
10:00 a.m.-12:00 noon
Covenant House
600 Shrewsbury Street, Charleston, WV 25301