

COMMISSION ON BEHAVIORAL HEALTH

MINUTES

November 13, 2015

VIDEO CONFERENCE MEETING LOCATIONS:

Northern Nevada Adult Mental Health Services (NNAMHS),  
480 Galletti Way, Building 25, Sparks, Nevada

And

Division of Public and Behavioral Health Administration, 4150 Technology Way,  
3<sup>rd</sup> Floor Conference Room 303, Carson City, NV

And

Desert Regional Center, 1391 South Jones Boulevard,  
Training Room, Las Vegas, NV

**COMMISSIONERS PRESENT:**

Valerie “Viki” Kinnikin, Chair – Representing Social Worker (Las Vegas)

Larry Nussbaum, M.D. – Representing Psychiatrist (Sparks)

Marcia Cohen – Representing General Public-MH (Las Vegas)

Paula Squitieri, Ph.D. – Representing Psychologist (Las Vegas)

Pamela Johnson, R.N. – Representing Registered Nurse (Carson City)

Barbara Jackson – Representing Consumer

Capa Casale – Representing Marriage & Family Therapist (Sparks)

**COMMISSIONERS NOT PRESENT:**

Thomas Hunt, M.D. – Representing Physician (Las Vegas)

**STAFF AND GUESTS**

Cody L. Phinney – DPBH

Kevin Filippelli, DPBH

Cara Paoli, ADSD-SRC

Christina Brooks – DPBH

Jo Malay – DPBH/NNAMHS

Tom Durante, NNAMHS

Kambiz Alaei, Ph.D. – NNAMHS

Jane Gruner – Aging and Disability

Shelly Bryant – LCC

Brian Burris - NNAMHS

Julie Slabaugh, DAG

Robin Williams – Rural Regional Center

Jon Kirwan – Rural Clinics  
Leslie Brown - DRC  
Kathryn Baughman – DPBH  
Kevin Quint – DPBH/SAPTA  
Ellen Richardson-Adams – SNAMHS  
Kyle Devine – HCFA  
Barry Lovgren – Public

Chair Kinnikin called the meeting to order at 8:48 a.m. Roll call is reflected above. It was determined that a quorum was present. Introductions were made at all three locations.

**PUBLIC COMMENT:**

Mr. Lovgren stated that in 2009 he came to the Commission to bring to its attention the number of pregnant women receiving SAPTA funded substance abuse treatment had fallen by half with no corresponding fall in the number of pregnancies in Nevada with no evidence that the rate of substance abuse among pregnant women had fallen. Mr. Lovgren stated that the problem of insufficient substance abuse treatment of pregnant women in Nevada is no longer being ignored and thanked the Division and SAPTA for the progress that has been made.

**CONSENT AGENDA**

**APPROVAL OF MINUTES FROM SEPTEMBER 18, 2013 MEETING**

ACTION: A motion was made and seconded by Dr. Nussbaum, to accept the minutes of September 18 2015. Motion carried.

**APPROVAL OF DIRECTOR'S REPORTS**

DISCUSSION: Chairman Kinnikin asked if NNAMHS has a residential program as it is not on the Agency Director's Report. NNAMHS residential program is listed under SLA on the Agency Director's Report. Brian Burris provided an overview of the residential program at NNAMHS to the Commission. There are two Shelter Plus Care grants. Chairperson Kinnikin asked how the waiting list was addressed. Brian reported that is a relatively small number. Vacancies are addressed at a weekly meeting.

Chairperson Kinnikin asked SAPTA if there is a waiting list. Mr. Quint responded we have not collected this data. Mr. Quint reported SAPTA will start collecting this information.

Dr. Squitieri asked DRC if there is a plan regarding individuals who remain hospitalized and/or incarcerated. Ms. Brown responded service coordinators and ISP teams remain heavily involved to determine alternatives. Out-of-state placement is available for some. Ms. Gruner

stated there is a division plan for these individuals. We will be going to IFC to obtain permission to use the funding versus having it reverted. Then more placements will be available.

ACTION: Dr. Squitieri made a motion and Commissioner Casale seconded a motion to accept the Director's reports. Motion carried.

### **Behavioral Health and Prevention Unit (formerly SAPTA) – Kevin Quint**

Mr. Quint gave an update on funding programs in the community that treat co-occurring disorders. This topic relates the need to better integrate mental health and co-occurring disorder treatment. We have set aside money in the Block Grant to provide training to all SAPTA funded treatment programs. We are in the process of using a combination of substance abuse block grant and mental health block grant to fund a regional program called the Forensic Assessment Services Triage Team (FAST). FAST is a collaborative effort between local law enforcement, county and city detention centers (jails), treatment providers, medical professionals, etc. FAST endeavors to identify and target inmates in local detention and jail facilities who have mental health and/or substance abuse disorders. The goal is to provide them with proper medications, treatment, case management, and other services. SAPTA is completing a pilot program for targeted case management with two providers. SAPTA plans to fund this project with any current providers who wish to provide targeted case management.

Dr. Squitieri asked if FAST coordinates with any law enforcement. Mr. Quint responded that training is provided to law enforcement on FAST.

### **Seclusion and Restraint Report Update – Kevin Filippelli**

Mr. Filippelli gave an update of seclusion and restraint. Handouts July, August and September were provided.

Question: Is there a way to determine the number of multiple events. Mr. Filippelli stated this is reflected on a different page of the report.

Mr. Filippelli stated that this information is uploaded to the National Research Institute. NRI data shows we are a little above the national level for seclusion and within the national range for restraints.

### **Local Governing Board (LGB) Update – COMMISSION**

- NNAMH & LCC - Pam Johnson, Commissioner, reported that LGB meetings were held for NNAMHS and Lake's Crossing Center November 4, 2015. LCC continues to have challenges with construction of the Stein Hospital in Las Vegas. LCC continues to have challenges with being able to get competency reports completed. The number of requests have increases dramatically and LCC is working on a system with counties to be able to get the reports completed in an appropriate length of time and get the patients treated.

At NNAMHS staffing transition is going well.

- SNAMHS – Continues to be staffing changes. Recruitment for physicians continues to be difficult. Staff are working on training nursing staff on documentation on seclusion/restraint. Dr. Ravin has been appointed the Statewide Medical Coordinator.

Stein Hospital continues to hire staff. We have received the final Fire Marshall Inspection report. Stein will open November 19, 2015 with six patients. Ms. Phinney thanked everyone for their help with this project. Ms. Phinney stated we will continue to monitor the need for this service at Stein. The entire country is seeing an increase in the need for forensic services. The drop-in center is open and can provide help with services for consumers.

### **Report on Aging and Disability Services Division – Jane Gruner**

Ms. Gruner reported that SB 514 was approved at the 2015 Legislative session. Embedded was the Enabling of Managed Care for the Aged, Blind and Disabled. It enables that monies be switched to Managed Care but prior to that there is a requirement that a report of the feasibility of moving these populations to managed care be produced. We will be conducting listening session with staff in December. We will be going to communities within the state in January and meeting with consumer groups, advocates and providers as well as the county leadership to get feedback on what they would like to see in Managed Care, what their fears are about managed care. This information will be in a report to the Governor and the IFC. They will determined if Managed Care goes forward. If it does go forward, Medicaid will do a SPA to be able to have it pushed forward. It would not be possible to do it because of the funding until the 2017 session. We have studied 26 States that have gone to managed care. Managed care for seniors seems to be ok. For intellectual disabilities it has not been very successful. Much is due to the fact that most of the services are non-traditional services. They have not looked at habilitative services for intellectual disabilities. Ms. Gruner would appreciate any feedback. It has not been determined how this will effect rural areas but these areas will be included. Part of the process will be what happens to State employees.

Ms. Gruner reported we have become part of the National Core Indicators for both disability side and aging sides. This will allow us to judge across 46 states that have already joined. This is funded through our administrative fee for Medicaid. Major areas they are looking at are individual outcomes; how well the system is supporting people in their homes and work opportunities and exercising their rights; system performance; staff stability; family indicator.

The intellectual disabilities side will start their first survey. Five hundred people will be interviewed. Next year the aging side will be involved.

Dr. Squitieri asked that this information be available for inclusion into the Annual Governor's Letter.

Ms. Gruner asked if the Commission would like an ongoing report from the Alzheimer's Taskforce. Chairperson Kinnikin reply that an ongoing report would be appreciated.

SRC is providing a training on dementia and quality of life, December 3, 2015.

Ms. Gruner reported that starting in January children with Autism and have Medicaid will have the option to have Applied Behavioral Analysis treatment as a Medicaid option.

Several concerns were brought up related to the intellectual disabilities side. One issue is access to psychiatrists. Another issue is the budget deficit at DRC. Another issue is data. We want to make sure data is useful.

### **HCQC Regulation Report – Kyle Devine**

Mr. Devine provided an overview of the complaint process. HCQC is the regulatory agency over compliance. HCQC oversees child care licensing. HCQC also investigates complaints. HCQC receives complaints from many areas. When complaints are received they are triaged. Each allegation is reviewed to see if there are any regulations that have been violated. We do refer out if we do not have authority to review the complaint. After complaints are triaged they are sent to surveyors. Dr. Nussbaum asked if there was an appeal process. Mr. Devine stated there is no appeal process in State regulations. If someone feels the determination is incorrect, an administration review can be conducted. For agencies that are CMS certified there are federal processes available. Commissioner Cohen asked if Mr. Devine knew how many complaints were received annually/monthly and what type of facilities receive the majority of complaints. Mr. Devine stated that annually 1200-1300 complaints are received. A third of the complaints come from skilled nursing facilities, hospitals and then residential facilities for groups.

### **Intercept Model – Kathryn Baughman**

Commissioners reviewed the handout provided by Ms. Baughman on the process

#### **Policies**

- Governance Policy – this policy was reviewed by Commissioners.
  - Action: Revisions will be made and sent to Julie Slabaugh
- Statewide Residential Policy – This policy was reviewed by Commissioners.

#### **Seclusion and Restraint Process**

Mr. Filipelli reported that the new process for Commissioners receiving S/R reports by FedEx is going well. Mr. Filipelli will conduct a test email to ensure Commissioners are receiving the information. Dr. Squitieri reported she was unable to open her email.

**Annual Governor's Letter**

Committee members for the development of the Annual Governor's Letter will be:

Commissioner Casale

Commissioner Johnson

Dr. Squitieri

Chairperson Kinnikin

Action: Pat Wendell, Executive Assistant will schedule an open Subcommittee meeting and provide copies of the 2015 Governor's Letter to the committee.

**Future Agenda Items - Commission**

- Keep current agenda items

**PUBLIC COMMENTS**

No further public comments were received.

The regular meeting adjourned at 11:00 a.m.