



**STATE OF WEST VIRGINIA
DEPARTMENT OF HEALTH AND HUMAN RESOURCES**

Earl Ray Tomblin
Governor

**Bureau for Children and Families
Office of Children and Family Policy
Division of Children and Adult Services
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Karen L. Bowling
Cabinet Secretary

October 22, 2014

Ms. Linda Dailey, CEO
Fox Run Center for Children and Adolescents
67670 Traco Drive
St. Clairsville, Ohio 43950

Dear Ms. Dailey:

The purpose of this letter is to provide the results from West Virginia's combined review of your education, medical/treatment services, and regulatory performance. Enclosed you will find the three reports that were completed after the review conducted January 22-24, 2014 and March 24-25, 2014. I would like to apologize for the delay in getting this report to you.

First, I would like to extend a hearty thank you for the hospitality that was extended to our reviewers. We very much appreciate the efficiency of your staff in making this process go so smoothly.

Attached you will find three documents which represent the three areas upon which you were evaluated:

1. Regulatory – Child well-being/safety/physical environment – Ms. Cristina Riggs;
2. Education – Ms. Sheila Paitzel; and
3. Medication/Treatment – Ms. Tara Stevens.

Below are a few areas where we saw challenges in Medication/Treatment, Regulatory, and Education. These are further outlined in the attached reports.

Medications/Treatment:

1. Many areas on treatment planning did not meet the minimal requirements.
2. No progress shown in treatment plans or revision of the plan documented.
3. Youth and family not involved in treatment planning.
4. Therapy not provided as often as needed.
5. Modalities and purpose for therapy not being documented in plan.
6. Lacking discharge planning in treatment plans.
7. Weekly evaluations on youth's progress not being completed by psychiatrists.
8. MARs had holes in them with no documentation as to why, and they are not being checked monthly by the RN.
9. Restraint policy allows for restraints to occur for up to one hour.
10. Some placements seem to be for a custodial issue and not due to the youth's psychiatric diagnosis and symptoms related to the diagnosis.
11. Not all youth had a qualifying DSM-IV diagnosis related to the reason for admission.

Regulatory:

1. No policy supporting the completion of fingerprint checks for employees or protective service background checks. The facility indicated that they had been conducting a third party, name-based background check on employees prior to November 2013. In order to meet West Virginia's background check requirements, they have started completing fingerprint checks on all potential employees since November 2013.
2. As indicated above, no policy or process on protective service checks for employees in place.
3. No policy defining and prohibiting corporal and degrading punishment.
4. The agency's policy, protocol, and implementation for "emergency responses" are poorly lacking.
5. The supervision policy/protocol does not provide for supervision of children at all times.
6. The residential units consist of 25 youth per unit, with four units within the facility.

Education:

1. Transition services need to be addressed and implemented in regard to employment goals.
2. Negative behaviors that impede the student's learning or that of others must be addressed through specially designed instruction in the youth's IEP.
3. Lesson plans and teaching instruction must be differentiated for each student to reflect their individual and varied needs.

Additional Recommendations:

1. Transition services to prepare students for college or a career need to be added.
2. Summer activities should include a component addressing individual, identified critical skill areas for those students eligible for Extended School Year services.
3. Positive behavioral support programs should be integrated into the educational component and the youth's appropriate behavior should be addressed in the services section of the IEP.
4. Withholding engaging educational activities should not be used as a punishment.
5. Classroom make-up must follow per period limits, and the students should be grouped appropriately based on WV Policy 2419.

The consolidated review of your facility indicates that significant improvements have been made, especially in regards to the educational program. The team did not identify any safety concerns during the review.

However, the Bureau for Children and Families is focusing on reducing the number of youth who are placed in congregate care. The Department of Health and Human Resources, Bureau for Children and Families, has been granted a federal Title IV-E Waiver to conduct a child welfare demonstration project. This demonstration project will allow the Bureau for Children and Families to use federal funding more flexibly in providing targeted services to children and families to improve outcomes for those families. It allows the Department and Bureau to focus on in-home services using a wraparound model.

Therefore, the Bureau for Children and Families will not be renewing its contractual agreement with Fox Run for children in the Department's custody. We believe we are currently able to provide for the needs of our children through in-state providers and through out-of-state providers who are already under contract. We have not been entering into new contract agreements with out-of-state providers for over six months.

Our agency would like to thank you for the services you provided to our youth in the past and for your continued interest in serving youth from West Virginia.

If you have any questions, please do not hesitate to contact me by phone at (304) 356-4570 or email at Christina.m.bertellicoleman@wv.gov

Ms. Linda Dailey, CEO
October 22, 2014
Page 4

Again, thank you so much for allowing us to visit your facility.

Sincerely,

A handwritten signature in blue ink that reads "Christina Bertelli Coleman, M.S.W." The signature is fluid and cursive.

Christina Bertelli-Coleman, M.S.W.
Program Manager, Licensing Unit

cc: Sue Hage
Sheila Paitzel
Caroline Duckworth
Linda Kennedy
Keith King
Nikki Tennis
Mike Lacy