

**DEPARTMENT OF BEHAVIORAL HEALTH AND DEVELOPMENTAL SERVICES
CORRECTIVE ACTION PLAN**

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License #: **780-14-001**

Organization Name: **Liberty Point Behavioral Healthcare, LLC**

Date of Inspection: **06-29-2022**

Program Type/Facility Name: **14-001 Liberty Point Academy**

<u>Standard(s) Cited</u>	<u>Comp</u>	<u>Description of Noncompliance</u>	<u>Actions to be Taken</u>	<u>Planned Comp. Date</u>
12VAC35-46-70. - Each provider shall guarantee resident rights as outlined in § 37.2-400 of the Code of Virginia and in the Rules and Regulations to Assure the Rights of Individuals Receiving Services from Providers Licensed, Funded, or Operated by the Department of Mental Health, Mental Retardation and Substance Abuse Services (12VAC35-115).	N	Liberty Point Academy This regulation was NOT MET as evidenced by: See OHR citation below.	PR) 07/28/2022 See response below OLR) Accepted 08/04/2022	7/8/2022

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12VAC35-115-50. B. (2) - In receiving all services, each individual has the right to: 2. Be protected from harm including abuse, neglect, and exploitation.	N	Liberty Point Academy This regulation was NOT MET as evidenced by: "Abuse" means any act or failure to act by an employee or other person responsible for the care of an individual in a facility or program operated, licensed, or funded by the department, excluding those operated by the Department of Corrections, that was performed or was failed to be performed knowingly, recklessly, or intentionally, and that caused or might have caused physical or psychological harm, injury, or death to a person receiving care or treatment for mental illness, intellectual disability, or substance abuse. CHRIS Abuse #20220372/Incident Date: 6.23.22 Provider has substantiated for physical abuse based on the following: • Video footage revealed: ◦ Employee #1 choking Individual #1. ◦ Another employee (not accused) wrapping their arms around Employee #1's waist in an effort to pull Employee #1 off of Individual #1. • In a photo received from the provider, the following was revealed: ◦ Individual #1, immediately after Employee #1 choked Individual #1, had three scratches located at the base of the left side of the neck.	PR) 07/28/2022 This allegation was founded for abuse by Employee #1. Employee #1 did not return to work and was released from employment on 7/8/22. All employees are trained in the identificatrion and reporting of abuse and neglect upon orientation and annually thereafter. Staff members reported this event as required. OHR/OLR) Accepted 07/28/2022	7/8/2022

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General Comments / Recommendations:				
I understand it is my right to request a conference with the reviewer and the reviewer's supervisor should I desire further discussion of these findings. By my signature on the Corrective Action Plan, I pledge that the actions to be taken will be completed as identified by the date indicated.				
Tonya Carr, Legal Operations Manager		(Signature of Organization Representative)		Date
C = Substantial Compliance, N = Non Compliance, NS = Non Compliance Systemic, ND = Non Determined				