

**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: **08-22-2023**

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.		

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12VAC35-115-110. C. (9a) - The provider's duties. 9. Providers shall comply with all applicable state and federal laws and regulations, certification and accreditation standards, and third party requirements as they relate to seclusion and restraint. 9a. Whenever an inconsistency exists between this chapter and federal laws or regulations, accreditation or certification standards, or the requirements of third party payers, the provider shall comply with the higher standard.	N	Liberty Point Academy This regulation was NOT MET as evidenced by: CHRIS A#20230071/Incident Date: 8.05.23 Provider substantiated based on the following: - During a routine review of camera footage on 8/8/23, provider discovered that Employee #1 performed a restraint on Individual #1 and utilized improper techniques. - During an interview with Employee #1, Employee #1 recognized that Employee #1 should have repositioned so that Employee #1 could correctly initiate restraint from behind Individual #1, and thus Employee #1 could perform the restraint correctly and in compliance with standards. Failing to perform a restraint correctly and in compliance with standards is a violation of 12VAC35-115-110(C)(9).	PR) 09/12/2023 The staff member reviewed the video with the Facility Risk Manager and the Director of Training and Staff Development. Additionally, the staff member was issued corrective action which will remain part of his permanent employee record at Liberty Point, the staff member has been recertified in Verbal De-Escalation and has been recertified Handle With Care. OHR/OLR) Accepted 09/12/2023	9/12/2023

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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.				
_____ Cassie Purtlebaugh, Human Rights		_____ (Signature of Organization Representative)		_____ Date
C = Substantial Compliance, N = Non Compliance, NS = Non Compliance Systemic, ND = Non Determined				