

**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: **11-29-2023**

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 citations below.		12/15/2023

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12VAC35-115-110. A. - Each individual is entitled to be completely free from any unnecessary use of seclusion, restraint, or time out.	N	Liberty Point Academy This regulation was NOT MET as evidenced by: Provider substantiated based on the following: • Individual #1 knocked Employee #1's hat off and then ran into the bathroom. • Employee #1 followed Individual #1 into the bathroom due to concerns that Individual #1 may clog the sink or toilet due to previous numerous clogs on the unit. • Employee #2 shut the bathroom door, and turned off the lights. When Employee #2 turned the lights back on, Employee #2 saw Employee #1 holding Individual #1 against the wall. • Employee #1 reported that Individual #1 was scared when the lights were off, and that Employee #1 was trying to offer a therapeutic hold to Individual #1; however, this is not in compliance with standards of Entity #1, as the physical hold was unnecessary, and, therefore, unauthorized. Placing an individual in a restraint that is unnecessary is a violation of 12VAC35-115-110(C)(A).	PR) 12/19/2023 Employees #1 and #2 have both been counseled on the importance of these regulations and how to best adhere to them. Both employees have received appropriate training and corrective action. The Director of Training and Staff Development will continue to monitor these employees as well as use this incident as an educational opportunity for current and future staff. OHR/OLR) Accepted 12/20/2023	12/15/2023

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12VAC35-115-60. B. (2) - The provider's duties. 2. Providers shall ensure that all services, including medical services and treatment, are at all times delivered in accordance with sound therapeutic practice. Providers may deny or limit an individual's access to services if sound therapeutic practice requires limiting the service to individuals of the same sex or similar age, disability, or legal status.	N	Liberty Point Academy This regulation was NOT MET as evidenced by: - Individual #1 was attempting to horseplay with Employee #1 despite being redirected to stop. - Individual #1 knocked Employee #1's hat off their head and Individual #1 then ran into the bathroom. - Employee #1 followed Individual #1 into the bathroom concerned that Individual #1 might clog the toilet or sink due to previous numerous clogs on this unit. - Employee #2 then shut the door to the bathroom and turned off the light, reportedly, in an effort to be funny. After reconsideration of this action, Employee #2 turned the light back on and opened the door. - Individual #1 reported being scared when the lights were turned off. Employee #2's actions in response to Individual #1 were not in accordance with sound therapeutic practice and is a violation of 12VAC35-115-60(B)(2).	PR) 12/19/2023 Employees #1 and #2 have both been counseled on the importance of these regulations and how to best adhere to them. Both employees have received appropriate training and corrective action. The Director of Training and Staff Development will continue to monitor these employees as well as use this incident as an educational opportunity for current and future staff. OHR/OLR) Accepted 12/20/2023	12/15/2023

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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				