

Department of Justice (DOJ) Findings at State Resource Centers

As of January 13, 2021

The following is a summary of DOJ findings from their investigation into the State Resource Centers, Glenwood Resource Center (GRC) and Woodward Resource Center (WRC).

Previous Investigation of GRC and WRC: 1999 to 2002

- Remedial Plan spanned 2004-2010 (including extension)
- Provisions around restraint, behavior support plans, integrated support plans, general clinical care, nursing, medical care, and quality assurance (among other things).

Notice of Investigation: November 21, 2019

- Source of Authority:
- 42 USC 1997 (CRIPA – Civil Rights for Institutionalized Persons)
- 42 USC 12101 (ADA – Americans with Disabilities Act)

Findings: December 22, 2020, related to Glenwood Resource Center (ADA, community integration, component remains under investigation)

- Conducting human subjects experimentation without consent
 - Optimal hydration study
- Inadequate physical care
 - Lack of timely and appropriate clinical assessments
 - Concerning medication practices
 - Disjointed clinical care
- Inadequate behavioral supports
 - Overuse and misuse of restraint practices
 - Poor coordination
 - Poorly trained staff
- Lack of Quality Assurance
 - No real oversight
 - Efforts taken to mask findings in mortality reviews
 - No system to report concerns, concerns were reported but were not acted upon

Key provisions to negotiate

- What does “substantial compliance” look like?
 - Date certain for remedial plan to conclude
 - Crisp benchmarks by which to measure compliance
- Opportunity for negotiation and remediation before litigation if noncompliance

Deadline: February 9, 2021

DOJ must file in court if Iowa does not agree to consent decree.