BOBBY JINDAL
GOVERNOR

JOEY WATSON
EXECUTIVE DIRECTOR

State of Louisiana
Crime Victims Reparations Board
MINUTES

MEETING DATE: **August 13, 2013**

MEMBERS PRESENT: Ms. Nancy Adcock, Mr. Lamarr Davis, Mr. Carroll DiBenedetto, Sr., Ms. Mary L. Fanara, Mr. Rustin Legendre, Ms. Ann Polak, Ms. Sharon Rodi, Ms. Carolyn Stapleton, Ms. Lucille Williams,

MEMBERS ABSENT: N/A

STAFF PRESENT: Robert Wertz, Carla Trahan, Margaret Watson

GUESTS PRESENT: Erich Duchmann, Jessica Thornhill, Stephanie Minto, Sami Riley, Ms. Davis

I. CALL TO ORDER

Mr. Davis called the monthly Crime Victims Reparations Board meeting for the date of August 13, 2013 to order at 9:15 a.m.

II. APPROVAL OF MINUTES OF PREVIOUS MEETING

Mr. DiBenedetto made a motion to approve the minutes of the previous meeting. Ms. Williams seconded the motion and the motion passed unanimously.

III. APPEALS

A 1. Orleans 13-015

Ms. Polak made a motion to overturn the Board's previous decision and approve eligibility. The motion died for lack of a second. Ms. Stapleton made a motion to uphold the Board's previous decision and to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution). Ms. Fanara seconded the motion and the motion passed 8 to 1 with no abstentions.

A 2. Orleans 13-022

Ms. Stapleton made a motion to overturn the Board's previous decision, approve eligibility, and to award $4,500.00 for FUNERAL. Ms. Adcock seconded the motion and the motion passed unanimously.

IV. EMERGENCY CONFIRM/DENY

Mr. DiBenedetto made a motion to confirm the emergency rulings for the previous month. Ms. Williams seconded the motion and the motion passed unanimously.

V. ITEMS FOR FULL DISCUSSION

F 1. Assumption 13-001

Mr. DiBenedetto made a motion to award $76.18 for MEDICAL. Ms. Fanara seconded the motion and the motion passed unanimously.

F 2. Beauregard 13-001

Ms. Polak made a motion to award $2,250.00 for FUNERAL, $2,500.00 for SUPPORT. The claim amounts were reduced by 50 % for contribution. Ms. Adcock seconded the motion and the motion passed unanimously.

F 3. Bossier 13-009

Ms. Adcock made a motion to award $4,860.00 for WAGE, $5,140.00 for MEDICAL. Mr. Legendre seconded the motion and the motion passed unanimously.

F 4. Caddo 11-058

Ms. Polak made a motion to award $1,167.93 for MEDICAL. Ms. Adcock seconded the motion and the motion passed unanimously.

F 5. Caddo 13-037

Ms. Adcock made a motion to approve the eligibility of this claimant. Ms. Williams seconded the motion and the motion passed unanimously. The Board also requested that a copy of the death certificate be obtained before any claims will be considered for payment.

F 6. Caddo 13-040

Ms. Adcock made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution / illegal activity). Mr. DiBenedetto seconded the motion and the motion passed 8 to 1 with no abstentions.

F 7. Caddo 13-041

Ms. Adcock made a motion to approve the eligibility of this claimant. Ms. Williams seconded the motion and the motion passed unanimously.

V. ITEMS FOR FULL DISCUSSION

F 8. Calcasieu 11-079

Ms. Adcock made a motion to award $150.00 for MENTAL HEALTH. Ms. Stapleton seconded the motion and the motion passed unanimously.

F 9. Calcasieu 12-078

Ms. Stapleton made a motion to deny under authority of R.S. 46:1809 B(1) (not a compensable expense). Ms. Williams seconded the motion and the motion passed 8 to 0 with 1 abstention.

F 10. Calcasieu 13-025

Ms. Polak made a motion to award $300.00 for AMBULANCE TRANSPORT (MEDICAL), $378.40 for MEDICAL. Ms. Fanara seconded the motion and the motion passed unanimously.

F 11. Calcasieu 13-030

Ms. Polak made a motion to approve the eligibility of this claimant. Ms. Williams seconded the motion and the motion passed unanimously.

F 12. East Baton Rouge 07-051

Mr. DiBenedetto made a motion to award $23,732.33 for MEDICAL. Ms. Williams seconded the motion and the motion passed 8 to 0 with 1 abstention. The board also agreed to mark the case as "closed".

F 13. East Baton Rouge 13-005

Mr. DiBenedetto made a motion to award $1,409.62 for WAGE. Ms. Fanara seconded the motion and the motion passed 8 to 0 with 1 abstention. The board also agreed to mark the case as "closed".

F 14. East Baton Rouge 13-008

Ms. Stapleton made a motion to award $1,551.02 for MEDICAL, $101.49 for AMBULANCE TRANSPORT (MEDICAL). Ms. Polak seconded the motion and the motion passed unanimously.

F 15. East Baton Rouge 13-010

Ms. Stapleton made a motion to award $2,300.00 for WAGE. Mr. DiBenedetto seconded the motion and the motion passed 8 to 1 with no abstentions.

F 16. East Baton Rouge 13-023

Ms. Stapleton made a motion to award $5,000.00 for FUNERAL. Ms. Polak seconded the motion and the motion passed unanimously.

F 17. East Baton Rouge 13-028

Ms. Stapleton made a motion to award $5,000.00 for FUNERAL. Mr. DiBenedetto seconded the motion and the motion passed unanimously.

F 18. Iberia 12-026

Ms. Polak made a motion to award $69.85 for MEDICAL. Ms. Stapleton seconded the motion and the motion passed unanimously.

V. ITEMS FOR FULL DISCUSSION

F 19. Jefferson 13-008

Ms. Rodi made a motion to award $5,000.00 for FUNERAL. Ms. Stapleton seconded the motion and the motion passed unanimously.

F 20. Jefferson 13-011

Ms. Rodi made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution / illegal activity). Mr. DiBenedetto seconded the motion and the motion passed unanimously.

F 21. Lafayette 13-008

Mr. DiBenedetto made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution / illegal activity). Ms. Williams seconded the motion and the motion passed unanimously.

F 22. Lafourche 06-050

Ms. Rodi made a motion to award $225.00 for MENTAL HEALTH. Ms. Polak seconded the motion and the motion passed unanimously.

F 23. Lafourche 12-083

Ms. Polak made a motion to award $82.28 for MEDICAL, $20.00 for MEDICAL TRAVEL (MEDICAL). Ms. Rodi seconded the motion and the motion passed 7 to 2 with no abstentions.

F 24. Lafourche 13-007

Mr. DiBenedetto made a motion to approve the eligibility of this claimant. Ms. Williams seconded the motion and the motion passed unanimously.

F 25. Lafourche 13-027

Mr. DiBenedetto made a motion to award $4,500.00 for FUNERAL. Ms. Williams seconded the motion and the motion passed unanimously.

F 26. Lafourche 13-039

Mr. DiBenedetto made a motion to deny under authority of LAC22: XIII.301(A)(1)(a) (felony convictions). Mr. Legendre seconded the motion and the motion passed unanimously.

F 27. Lafourche 13-041

Ms. Rodi made a motion to approve the eligibility of this claimant. Ms. Polak seconded the motion and the motion passed 8 to 1 with no abstentions.

F 28. Madison 13-001

Mr. DiBenedetto made a motion to defer ruling awaiting death certificate, full police report, and grand jury report. Ms. Adcock seconded the motion and the motion passed unanimously.

F 29. Orleans 12-128

Ms. Polak made a motion to award $675.00 for MEDICAL. Ms. Stapleton seconded the motion and the motion passed unanimously.

V. ITEMS FOR FULL DISCUSSION

F 30. Orleans 13-039

Ms. Rodi made a motion to award $5,000.00 for FUNERAL. Mr. Legendre seconded the motion and the motion passed unanimously.

F 31. Orleans 13-049

Mr. DiBenedetto made a motion to deny under authority of LAC22: XIII.301(A)(1)(a) (felony convictions) under authority of R.S. 46:1809 B(4)(a) (victim contribution / illegal activity). Ms. Rodi seconded the motion and the motion passed unanimously.

F 32. Orleans 13-050

Ms. Polak made a motion to deny uunder authority of LAC22: XIII.301(A)(1)(a) (felony convictions) under authority of R.S. 46:1809 B(4)(a) (victim contribution / illegal activity). Ms. Williams seconded the motion and the motion passed unanimously.

F 33. Ouachita 12-006

Ms. Polak made a motion to award $1,960.09 for MEDICAL and $300.00 for AMBULANCE TRANSPORT (MEDICAL), but to defer the MENTAL HEALTH claim of $450 awaiting a Mental Health Initial Treatment Update. Ms. Stapleton seconded the motion and the motion passed unanimously.

F 34. Rapides 09-006

Ms. Polak made a motion to award $5,625.61 for WAGE. Ms. Stapleton seconded the motion and the motion passed unanimously.

F 35. Rapides 13-006

Ms. Polak made a motion to award $5,000.00 for FUNERAL. Ms. Stapleton seconded the motion and the motion passed unanimously.

F 36. St. Bernard 03-010

Ms. Stapleton made a motion to award $1,285.20 for MEDICAL MILEAGE, $1,536.70 for MEDICAL. Ms. Polak seconded the motion and the motion passed unanimously.

F 37. St. Martin 13-003

Ms. Fanara made a motion to award $165.00 for MEDICAL. Ms. Polak seconded the motion and the motion passed unanimously.

F 38. St. Martin 13-005

Ms. Polak made a motion to approve the eligibility of this claimant. Mr. DiBenedetto seconded the motion and the motion passed unanimously.

F 39. St. Martin 13-006

Ms. Polak made a motion to approve the eligibility of this claimant. Mr. DiBenedetto seconded the motion and the motion passed unanimously.

F 40. St. Mary 13-007

Ms. Polak made a motion to defer ruling awaiting death certificate and supplemental police report. Ms. Williams seconded the motion and the motion passed unanimously.

V. ITEMS FOR FULL DISCUSSION

F 41. St. Tammany 12-019

Ms. Fanara made a motion to award $280.60 for MEDICAL MILEAGE. Ms. Stapleton seconded the motion and the motion passed unanimously.

F 42. Tensas 13-001

Mr. DiBenedetto made a motion to defer ruling awaiting full police report. Ms. Fanara seconded the motion and the motion passed unanimously.

F 43. Terrebonne 13-005

Ms. Polak made a motion to award $3,717.51 for MEDICAL, $300.00 for AMBULANCE TRANSPORT (MEDICAL), $2,880.00 for WAGE. Ms. Stapleton seconded the motion and the motion passed unanimously.

F 44. Washington 13-006

Mr. DiBenedetto made a motion to approve the eligibility of this claimant. Mr. Legendre seconded the motion and the motion passed unanimously.

F 45. Washington 13-007

Mr. DiBenedetto made a motion to approve the eligibility of this claimant. Ms. Polak seconded the motion and the motion passed unanimously.

F 46. Washington 13-009

Ms. Polak made a motion to approve the eligibility of this claimant. Ms. Fanara seconded the motion and the motion passed unanimously.

F 47. Washington 13-013

Ms. Fanara made a motion to award $452.50 for MEDICAL. Ms. Williams seconded the motion and the motion passed unanimously.

F 48. West Baton Rouge 13-002

Ms. Stapleton made a motion to deny under authority of LAC22: XIII.301(A)(1)(a) (felony convictions). Mr. Legendre seconded the motion and the motion passed unanimously.

VI. LATE ADDITIONS

L 1. Caddo 03-050

Ms. Adcock made a motion to approve the eligibility of this claimant. Ms. Stapleton seconded the motion and the motion passed unanimously.

L 2. Caddo 13-030

Ms. Adcock made a motion to approve the eligibility of this claimant. Ms. Williams seconded the motion and the motion passed unanimously.

L 3. Caddo 13-031

Ms. Adcock made a motion to deny under authority of LAC22: XIII.301(A)(1)(a) (felony convictions) under authority of R.S. 46:1809 B(4)(a) (victim contribution / illegal activity). Ms. Williams seconded the motion and the motion passed unanimously.

VI. LATE ADDITIONS

L 4. Caddo 13-032

Ms. Adcock made a motion to approve the eligibility of this claimant. Ms. Williams seconded the motion and the motion passed unanimously.

L 5. Caddo 13-032

Ms. Williams made a motion to approve the eligibility of this claimant. Ms. Adcock seconded the motion and the motion passed unanimously.

L 6. Calcasieu 13-045

Ms. Polak made a motion to approve the eligibility of this claimant. Ms. Stapleton seconded the motion and the motion passed 8 to 1 with no abstentions.

L 7. Concordia 12-007

Ms. Williams made a motion to award $25,000.00 for WAGE. Ms. Rodi seconded the motion and the motion passed unanimously. The board agreed to increase the case maximum to $25,000.

L 8. East Baton Rouge 13-026

Ms. Polak made a motion to defer ruling awaiting passport or other information confirming legal status in the United States. Ms. Williams seconded the motion and the motion passed unanimously.

L 9. East Baton Rouge 13-030

Ms. Stapleton made a motion to approve the eligibility of this claimant. Mr. DiBenedetto seconded the motion and the motion passed unanimously.

L 10. Iberia 13-013

Ms. Polak made a motion to approve the eligibility of this claimant. Ms. Stapleton seconded the motion and the motion passed unanimously.

L 11. Iberia 13-015

Ms. Polak made a motion to approve the eligibility of this claimant. Ms. Rodi seconded the motion and the motion passed unanimously.

L 12. Jefferson 13-005

Ms. Rodi made a motion to award $5,000.00 for FUNERAL. Mr. Legendre seconded the motion and the motion passed unanimously.

L 13. Lafourche 13-022

Mr. DiBenedetto made a motion to approve the eligibility of this claimant. Ms. Fanara seconded the motion and the motion passed unanimously.

L 14. Lafourche 13-023

Mr. DiBenedetto made a motion to approve the eligibility of this claimant. Ms. Fanara seconded the motion and the motion passed unanimously.

L 15. Lafourche 13-024

Ms. Stapleton made a motion to award $681.86 for MEDICAL, $300.00 for AMBULANCE TRANSPORT (MEDICAL). Ms. Polak seconded the motion and the

VI. LATE ADDITIONS

motion passed unanimously.

L 16. Lafourche 13-025

Mr. DiBenedetto made a motion to approve the eligibility of this claimant. Ms. Fanara seconded the motion and the motion passed unanimously.

L 17. Lafourche 13-026

Ms. Stapleton made a motion to award $300.00 for AMBULANCE TRANSPORT (MEDICAL), $4,790.21 for MEDICAL. Ms. Fanara seconded the motion and the motion passed unanimously.

L 18. Natchitoches 13-001

Ms. Adcock made a motion to deny under authority of LAC22: XIII.301(A)(1)(a) (felony convictions). Ms. Williams seconded the motion and the motion passed unanimously.

L 19. St. Charles 12-021

Ms. Rodi made a motion to award $225.00 for MENTAL HEALTH. Ms. Adcock seconded the motion and the motion passed unanimously.

L 20. St. Mary 13-003

Ms. Rodi made a motion to award $225.00 for MENTAL HEALTH. Ms. Fanara seconded the motion and the motion passed unanimously.

L 21. St. Tammany 13-009

Mr. Legendre made a motion to defer ruling awaiting supplemental police report. Ms. Rodi seconded the motion and the motion passed unanimously.

VII. OTHER BUSINESS

The Board agreed to change the date of the September meeting date from the 10th to the 17th due to the conflict with the NACVCB national conference.

Ms. Williams made a motion to adjourn the meeting. Ms. Adcock seconded the motion. Mr. Davis adjourned the meeting at 10:45.