



**State of Louisiana**  
**Crime Victims Reparations Board**  
**MINUTES**

**MEETING DATE:** December 10, 2013

**MEMBERS PRESENT:** Mr. Lamarr Davis, Mr. Carroll DiBenedetto, Sr., Ms. Mary L. Fanara, Mr. Rustin Legendre, Ms. Ann Polak, Ms. Carolyn Stapleton,

**MEMBERS ABSENT:** Ms. Nancy Adcock, Ms. Sharon Rodi, Ms. Lucille Williams

**STAFF PRESENT:** Robert Wertz, Carla Trahan, Haley Plauche

**GUESTS PRESENT:** Erich Duchmann, Sami Riley, Keva Vessel, Stephanie Minto, Andrea Howard, Erin Day, Donnell Wise and Companion

**I. CALL TO ORDER**

Mr. Davis called the monthly meeting of the Crime Victims Reparations Board for the date of December 10, 2013, to order at 9:10 a.m.

**II. APPROVAL OF MINUTES OF PREVIOUS MEETING**

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

**III. APPEALS**

**A 1. Bossier 13-015**

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

**A 2. East Baton Rouge 13-032**

Ms. Polak made a motion to uphold the appeal, to approve eligibility, and to award \$300.00 for AMBULANCE TRANSPORT (MEDICAL), \$16.50 for MEDICAL. Mr. DiBenedetto seconded the motion and the motion passed unanimously.

**A 3. Jefferson 13-011**

Ms. Stapleton 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.

**A 4. Washington 13-005**

Ms. Fanara made a motion to go into Executive Session. Mr. DiBenedetto seconded the motion. The Board went into Executive Session to discuss the case. Ms. Fanara made a motion to re-enter General Session. Ms. Polak seconded the motion. The Board re-entered General Session. Ms. Fanara made a motion to deny under authority of LAC22: XIII.301(A)(1)(a) (felony convictions). Ms. Stapleton seconded the motion and the motion passed unanimously.

**A 5. West Baton Rouge 13-002**

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

**V. ITEMS FOR FULL DISCUSSION**

**F 1. Acadia 13-004**

Ms. Polak made a motion to approve eligibility but to defer payment of claims until a Claim Form for Funeral/Burial Expenses is received. Mr. Legendre seconded the motion and the motion passed unanimously.

**F 2. Allen 13-002**

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

**F 3. Caddo 13-051**

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

**F 4. Caddo 13-061**

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

V. ITEMS FOR FULL DISCUSSION

**F 5. Caddo 13-062**

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

**F 6. Calcasieu 10-006**

Ms. Polak made a motion to deny the claim from provider "Sam" Armer because the mental health treatment update was never received and to award \$1,412.50 for MENTAL HEALTH and to close the case as it has reached its maximum eligibility for mental health expenses. Mr. DiBenedetto seconded the motion and the motion passed unanimously. The Board also requested that mental health providers be reminded of the importance of filing paperwork (invoices, mental health treatment plans) in a timely manner. The board also agreed to mark the case as "closed."

**F 7. Calcasieu 10-039**

Ms. Polak made a motion to award \$562.50 for MENTAL HEALTH. Ms. Stapleton seconded the motion and the motion passed unanimously.

**F 8. Calcasieu 13-030**

Ms. Polak made a motion to defer claims awaiting Initial Treatment Plan from the mental health provider. Mr. DiBenedetto seconded the motion and the motion passed unanimously.

**F 9. East Baton Rouge 08-033**

Ms. Stapleton made a motion to award \$157.00 for MENTAL HEALTH. Ms. Polak seconded the motion and the motion passed unanimously.

**F 10. East Baton Rouge 11-073**

Ms. Polak made a motion to award \$5,000.00 for WAGE. Mr. DiBenedetto seconded the motion and the motion passed unanimously. The board also agreed to mark the case as "closed".

**F 11. East Baton Rouge 12-070**

Ms. Stapleton made a motion to award \$1,655.00 for MENTAL HEALTH and to defer mental health expense of \$340 until a Mental Health Treatment Update as of 4/2/13 with the patient's status at that date is received. Mr. DiBenedetto seconded the motion and the motion passed unanimously. The Board also agreed to request an Updated Mental Health Treatment Plan as of 04/02/13.

**F 12. East Baton Rouge 12-074**

Ms. Stapleton made a motion to award \$286.61 for MEDICAL, \$860.00 for MENTAL HEALTH. Ms. Polak seconded the motion and the motion passed unanimously. The board also agreed to request an Updated Mental Health Treatment Plan as of 08/01/13 with the patient's status as of that date.

**F 13. East Baton Rouge 13-050**

Ms. Polak made a motion to award \$985.00 for FUNERAL. Ms. Stapleton seconded the motion and the motion passed 5 to 1 with no abstentions.



V. ITEMS FOR FULL DISCUSSION

**F 14. Grant 06-011**

Ms. Polak made a motion to award \$4,577.45 for MEDICAL, \$1,628.58 for MEDICAL MILEAGE. Ms. Stapleton seconded the motion and the motion passed unanimously. The board also agreed to mark the case as "closed".

**F 15. Iberia 13-019**

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

**F 16. Lafayette 13-013**

Ms. Polak made a motion to award \$8,240.00 for MEDICAL, \$1,760.00 for WAGE. Ms. Stapleton seconded the motion and the motion passed unanimously. The board also agreed to mark the case as "closed".

**F 17. Lafourche 13-058**

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

**F 18. Morehouse 13-001**

Ms. Polak made a motion to award \$500.00 for CRIME EVIDENCE, \$5,000.00 for FUNERAL. Mr. Legendre seconded the motion and the motion passed unanimously.

**F 19. Orleans 12-085**

Ms. Fanara made a motion to award \$52.22 for MEDICAL. Estimate approved for: \$735.00 for MEDICAL. Ms. Stapleton seconded the motion and the motion passed unanimously.

**F 20. Orleans 13-028**

Ms. Stapleton made a motion to award \$5,000.00 for WAGE. Ms. Fanara seconded the motion and the motion passed unanimously. The board also agreed to mark the case as "closed".

**F 21. Orleans 13-067**

Ms. Polak made a motion to award \$9,500.00 for MEDICAL. Ms. Fanara seconded the motion and the motion passed unanimously. The board also agreed to mark the case as "closed".

**F 22. Orleans 13-074**

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

**F 23. Orleans 13-075**

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

**F 24. Orleans 13-076**

Ms. Stapleton made a motion to deny under authority of R.S. 46:1809 B(1) (no evidence of crime). Mr. DiBenedetto seconded the motion and the motion passed unanimously.

V. ITEMS FOR FULL DISCUSSION

**F 25. Orleans 13-092**

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

**F 26. Orleans 13-097**

Ms. Polak made a motion to award \$1,700.00 for FUNERAL and to request an itemized invoice and receipt from Brown Mortuary. Mr. DiBenedetto seconded the motion and the motion passed unanimously.

**F 27. Pointe Coupee 13-007**

Ms. Polak made a motion to defer claims awaiting information verifying the mother's necessity to miss work for two weeks. Ms. Stapleton seconded the motion and the motion passed unanimously.

**F 28. St. Charles 13-011**

Mr. DiBenedetto made a motion to defer ruling awaiting clarification of warrants. Ms. Stapleton seconded the motion and the motion passed unanimously.

**F 29. St. Landry 02-008**

Ms. Stapleton made a motion to award \$1,125.00 for MENTAL HEALTH, \$397.80 for MEDICAL MILEAGE. Ms. Fanara seconded the motion and the motion passed unanimously. The board also agreed to request an Updated Mental Health Treatment Plan as of 04/23/13.

**F 30. St. Mary 13-003**

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

**F 31. St. Tammany 12-015**

Ms. Stapleton made a motion to award \$58.45 for MEDICAL MILEAGE. Estimate approved for: \$2,048.75 for MEDICAL. Ms. Fanara seconded the motion and the motion passed unanimously.

**F 32. St. Tammany 13-005**

Ms. Fanara made a motion to award \$2,034.74 for MEDICAL, \$400.00 for WAGE. Ms. Polak seconded the motion and the motion passed unanimously.

**F 33. St. Tammany 13-006**

Ms. Polak made a motion to award \$430.00 for WAGE, \$458.96 for MEDICAL. Ms. Fanara seconded the motion and the motion passed unanimously.

**F 34. Tensas 13-002**

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

**F 35. Terrebonne 13-012**

Ms. Stapleton made a motion to approve eligibility but to deny the claims under authority of R.S. 46:1809 A (claimant had no losses). Ms. Polak seconded the motion and the motion passed unanimously.

**V. ITEMS FOR FULL DISCUSSION**

**F 36. Washington 13-016**

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

**F 37. Washington 13-017**

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

**VI. LATE ADDITIONS**

**L 1. Calcasieu 13-053**

Ms. Polak made a motion to award \$7,500.00 for SUPPORT - SA. Ms. Fanara seconded the motion and the motion passed unanimously.

**VII. OTHER BUSINESS**

FSAs were discussed. The Board suggested that staff find out more information about them and that they be revisited at a future meeting.