

M I N U T E S

MEETING DATE: September 23, 2008

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

MEMBERS ABSENT: Mr. Raymond Harris

STAFF PRESENT: Robert Wertz, Linda Gautier, Carla Domingue

GUESTS PRESENT: Dr. Erich Duchmann, Mechelle Delahoussaye, Kathleen Stevens, Alice Davis

I. CALL TO ORDER

Mr. Davis called the meeting to order at 10:25 a.m.

II. APPROVAL OF MINUTES OF PREVIOUS MEETING

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

III. APPEALS

A 1. Orleans 08-022

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

IV. EMERGENCY CONFIRM/DENY

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

V. ITEMS FOR FULL DISCUSSION

F 1. Bossier 08-023

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

F 2. Caddo 07-091

Ms. Adcock made a motion to award \$6,263.18 for MEDICAL. Mr. DiBenedetto seconded the motion and the motion passed unanimously.

F 3. Caddo 08-030

Ms. Adcock made a motion to award \$3,042.20 for MEDICAL. Estimate approved for: \$2,500.00 for MEDICAL. Ms. Williams seconded the motion and the motion passed 9 to 0 with 1 abstention.

F 4. Caddo 08-043

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

F 5. Caddo 08-046

Ms. Adcock made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution / illegal activity). Mr. Jones seconded the motion and the motion passed 8 to 1 with 1 abstention.

F 6. Caddo 08-047

Ms. Adcock made a motion to approve the eligibility of this claimant. Ms. Stapleton seconded the motion and the motion passed 9 to 1 with no abstentions.

F 7. Caddo 08-049

Ms. Adcock made a motion to approve the eligibility of this claimant. Ms. Rodi seconded the motion and the motion passed 9 to 0 with 1 abstention.

F 8. Caddo 08-055

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

F 9. Calcasieu 08-006

Ms. Polak made a motion to award \$180.00 for MENTAL HEALTH COUNSELING through 4/15/08 and to defer payment of sessions after that time awaiting an updated mental health treatment plan. Mr. Garris seconded the motion and the motion passed unanimously.

V. ITEMS FOR FULL DISCUSSION

F 10. Calcasieu 08-011

Ms. Polak made a motion to award \$660.00 for MENTAL HEALTH and to request an updated mental health treatment plan as of 6/15/08. Mr. Jones seconded the motion and the motion passed unanimously.

F 11. Calcasieu 08-015

Ms. Polak made a motion to award \$29.68 for MEDICAL. Mr. Garris seconded the motion and the motion passed unanimously.

F 12. Calcasieu 08-034

Ms. Polak made a motion to defer claims awaiting more information. Mr. Jones seconded the motion and the motion passed unanimously.

F 13. Calcasieu 08-035

Ms. Polak made a motion to award \$300.00 for MENTAL HEALTH. Mr. Jones seconded the motion and the motion passed unanimously.

F 14. Calcasieu 08-038

Ms. Fanara made a motion to award \$60.00 for MENTAL HEALTH. Mr. Jones seconded the motion and the motion passed unanimously.

F 15. Calcasieu 08-043

Ms. Polak made a motion to award \$60.00 for MENTAL HEALTH and to close the mental health portion of the case. Mr. Garris seconded the motion and the motion passed unanimously.

F 16. Calcasieu 08-046

Ms. Polak made a motion to award \$1,466.50 for MEDICAL. Mr. Garris seconded the motion and the motion passed unanimously.

F 17. Calcasieu 08-048

Ms. Rodi made a motion to defer ruling awaiting more information. Ms. Adcock seconded the motion and the motion passed 8 to 1 with 1 abstention.

F 18. Calcasieu 08-051

Ms. Polak made a motion to award \$300.00 for MENTAL HEALTH. Ms. Rodi seconded the motion and the motion passed unanimously.

F 19. Calcasieu 08-060

Ms. Polak made a motion to approve the eligibility of this claimant. Ms. Fanara seconded the motion and the motion passed 5 to 4 with 1 abstention.

F 20. Cameron 08-004

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

F 21. Concordia 08-009

Ms. Stapleton made a motion to award \$437.00 for FUNERAL. Ms. Polak seconded the motion and the motion passed unanimously.

V. ITEMS FOR FULL DISCUSSION

F 22. Concordia 08-011

Ms. Fanara made a motion to award \$125.84 for MEDICAL MILEAGE. Mr. Jones seconded the motion and the motion passed 9 to 1 with no abstentions.

F 23. Concordia 08-013

Mr. Jones made a motion to award \$4,453.31 for FUNERAL. Ms. Williams seconded the motion and the motion passed unanimously.

F 24. Concordia 08-014

Mr. Jones made a motion to award \$4,299.31 for FUNERAL. Ms. Williams seconded the motion and the motion passed unanimously.

F 25. East Baton Rouge 08-026

Ms. Rodi made a motion to award \$1,760.75 for MEDICAL. Ms. Polak seconded the motion and the motion passed 9 to 0 with 1 abstention.

F 26. East Baton Rouge 08-027

Ms. Polak made a motion to award \$4,500.00 for FUNERAL. Mr. Jones seconded the motion and the motion passed 9 to 0 with 1 abstention.

F 27. East Baton Rouge 08-035

Ms. Polak made a motion to award \$4,500.00 for FUNERAL. Mr. Garris seconded the motion and the motion passed 9 to 0 with 1 abstention.

F 28. East Baton Rouge 08-036

Ms. Polak made a motion to award \$4,500.00 for FUNERAL. Mr. Garris seconded the motion and the motion passed 9 to 0 with 1 abstention.

F 29. East Baton Rouge 08-039

Ms. Polak made a motion to approve the eligibility of this claimant. Mr. Jones seconded the motion and the motion passed 9 to 0 with 1 abstention.

F 30. East Baton Rouge 08-040

Ms. Polak made a motion to award \$3,582.75 for FUNERAL. Mr. Garris seconded the motion and the motion passed 9 to 0 with 1 abstention.

F 31. East Baton Rouge 08-041

Mr. Jones made a motion to approve the eligibility of this claimant. Ms. Fanara seconded the motion and the motion passed 9 to 0 with 1 abstention.

F 32. East Baton Rouge 08-044

Ms. Polak made a motion to approve the eligibility of this claimant. Mr. Garris seconded the motion and the motion passed 9 to 0 with 1 abstention.

F 33. East Baton Rouge 08-045

Mr. Jones made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution). Ms. Williams seconded the motion and the motion passed 9 to 0 with 1 abstention.

F 34. East Feliciana 08-004

Ms. Polak made a motion to approve the eligibility of this claimant. Mr. Jones seconded the

V. ITEMS FOR FULL DISCUSSION

motion and the motion passed unanimously.

F 35. Jefferson 08-016

Mr. Jones made a motion to award \$4,500.00 for FUNERAL. Ms. Polak seconded the motion and the motion passed unanimously.

F 36. Lafourche 08-060

Mr. Jones made a motion to award \$991.89 for MEDICAL. Mr. DiBenedetto seconded the motion and the motion passed unanimously.

F 37. Lafourche 08-064

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

F 38. Lafourche 08-065

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

F 39. Lafourche 08-066

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

F 40. Lafourche 08-067

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

F 41. Livingston 08-006

Ms. Rodi made a motion to award \$4,500.00 for FUNERAL. Mr. Garris seconded the motion and the motion passed unanimously.

F 42. Madison 08-006

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

F 43. Orleans 08-042

Ms. Rodi made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim contribution / illegal activity). Mr. Jones seconded the motion and the motion passed 9 to 1 with no abstentions.

F 44. Orleans 08-043

Mr. Jones made a motion to award \$4,500.00 for FUNERAL. Ms. Polak seconded the motion and the motion passed unanimously.

F 45. Orleans 08-045

Mr. Jones 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 46. Orleans 08-051

Mr. Jones made a motion to award \$2,737.36 for FUNERAL. Ms. Polak seconded the motion and the motion passed unanimously.

V. ITEMS FOR FULL DISCUSSION

F 47. Orleans 08-064

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

F 48. Orleans 08-067

Mr. Jones made a motion to deny under authority of R.S. 46:1809 B(4)(a) (career criminal). Mr. DiBenedetto seconded the motion and the motion passed 9 to 1 with no abstentions.

F 49. Orleans 08-079

Ms. Polak made a motion to award \$4,000.00 for FUNERAL. Mr. Jones seconded the motion and the motion passed 8 to 2 with no abstentions.

F 50. Orleans 08-086

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

F 51. Orleans 08-087

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

F 52. Orleans 08-088

Ms. Rodi made a motion to award \$5,392.31 for MEDICAL. Mr. Jones seconded the motion and the motion passed unanimously.

F 53. Orleans 08-089

Ms. Rodi made a motion to award \$1,950.40 for WAGE, \$1,261.36 for MEDICAL TRAVEL (MEDICAL), \$6,788.24 for MEDICAL. Mr. Jones seconded the motion and the motion passed unanimously.

F 54. Orleans 08-091

Mr. Jones made a motion to award \$4,292.00 for FUNERAL. Ms. Williams seconded the motion and the motion passed unanimously.

F 55. Orleans 08-094

Ms. Stapleton made a motion to deny under authority of R.S. 46:1809 B(1) (not a compensable expense). Mr. Jones seconded the motion and the motion passed unanimously.

F 56. Orleans 08-097

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

F 57. Ouachita 08-015

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

F 58. Ouachita 08-017

Ms. Fanara made a motion to defer ruling awaiting more information. Mr. Garris seconded the motion and the motion passed unanimously.

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F 59. Pointe Coupee 08-001

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

F 60. Rapides 08-013

Ms. Fanara made a motion to award \$2,446.46 for MEDICAL. Mr. Jones seconded the motion and the motion passed unanimously.

F 61. Red River 08-001

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

F 62. St. Charles 08-004

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

F 63. St. Charles 08-007

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

F 64. St. Charles 08-009

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

F 65. St. Charles 08-011

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

F 66. St. Charles 08-012

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

F 67. St. John The Baptist 08-002

Mr. Jones made a motion to defer ruling awaiting the death certificate and the investigative report. Ms. Stapleton seconded the motion and the motion passed unanimously.

F 68. St. John The Baptist 08-006

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

F 69. St. Landry 08-014

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

F 70. St. Martin 07-037

Mr. DiBenedetto made a motion to award \$225.00 for MENTAL HEALTH, \$11.96 for MEDICAL MILEAGE. Ms. Polak seconded the motion and the motion passed unanimously.

F 71. St. Martin 08-013

Ms. Stapleton made a motion to deny under authority of R.S. 46:1809 B(4)(a) (victim

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contribution / illegal activity). Mr. DiBenedetto seconded the motion and the motion passed 9 to 1 with no abstentions.

F 72. St. Martin 08-014

Ms. Polak made a motion to approve the eligibility of this claimant. Mr. Jones seconded the motion and the motion passed 9 to 1 with no abstentions.

F 73. St. Martin 08-015

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

F 74. St. Mary 08-001

Ms. Polak made a motion to award \$319.10 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Ms. Stapleton seconded the motion and the motion passed unanimously.

F 75. St. Mary 08-006

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

F 76. St. Mary 08-007

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

F 77. St. Mary 08-008

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

F 78. St. Tammany 08-024

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

F 79. Tangipahoa 08-020

Ms. Stapleton made a motion to defer ruling awaiting DNA results. Ms. Williams seconded the motion and the motion passed unanimously.

F 80. Vermilion 08-005

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

F 81. Vermilion 08-006

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

F 82. Vermilion 08-007

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

F 83. Vermilion 08-008

Ms. Rodi made a motion to approve the eligibility of this claimant. Ms. Williams seconded the motion and the motion passed 7 to 1 with no abstentions.

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F 84. Vermilion 08-009

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

F 85. Vermilion 08-011

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

F 86. Washington 08-007

Ms. Stapleton made a motion to award \$4,500.00 for FUNERAL. Mr. Jones seconded the motion and the motion passed unanimously.

F 87. Washington 08-011

Ms. Stapleton made a motion to defer ruling awaiting investigative report. Mr. Jones seconded the motion and the motion passed unanimously.

F 88. Washington 08-012

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

F 89. West Baton Rouge 08-003

Ms. Stapleton made a motion to award \$4,500.00 for FUNERAL. Mr. Garris seconded the motion and the motion passed unanimously.

VI. LATE ADDITIONS

L 1. Caddo 08-014

Ms. Adcock made a motion to award \$10,000.00 for WAGE. Ms. Williams seconded the motion and the motion passed unanimously.

L 2. East Baton Rouge 07-061

Ms. Polak made a motion to award \$5,133.96 for MEDICAL, \$442.65 for MEDICAL MILEAGE. Mr. Jones seconded the motion and the motion passed 7 to 0 with 1 abstention.

L 3. Rapides 08-008

Ms. Adcock made a motion to award \$1,667.52 for WAGE. Ms. Stapleton seconded the motion and the motion passed unanimously.

VII. OTHER BUSINESS