

# **M I N U T E S**

**MEETING DATE:** December 11, 2007

**MEMBERS PRESENT:** Mr. Fernest J. Benoit, Mr. Lamarr Davis, Mr. Ben Garris, Dr. Glenn Green, Sr., Mr. Ed Hardin, Ms. Audrey Thibodeaux,

**MEMBERS ABSENT:** Ms. Mickey DeLaup, Ms. Elizabeth Harvey, Ms. Rose G. Montgomery, Ms. Ann Polak, Mr. Bill Willis,

**STAFF PRESENT:** Robert Wertz, Linda Gautier, Carla Domingue

**GUESTS PRESENT:** Erich Duchmann, Ph.D., Carolyn Stapleton, Pauline Latiolais

## **I. CALL TO ORDER**

The meeting was called to order by Mr. Lamarr Davis at 9:35 a.m.

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

Mr. Hardin made a motion to approve the minutes of the previous meeting. Mr. Benoit seconded the motion and the motion passed unanimously.

**III. APPEALS**

**NONE**

**IV. EMERGENCY CONFIRM/DENY**

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

**V. ITEMS FOR FULL DISCUSSION**

**F 1. Allen 07-004**

Mr. Hardin made a motion to award \$9,500.00 for MEDICAL. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 2. Beauregard 07-009**

Mr. Hardin made a motion to award \$1,519.93 for MEDICAL. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

**F 3. Beauregard 07-010**

Mr. Hardin made a motion to award \$2,880.73 for MEDICAL. Dr. Green seconded the motion and the motion passed unanimously.

**F 4. Bossier 07-030**

Ms. Thibodeaux made a motion to award \$715.48 for WAGE, \$1,327.85 for MEDICAL. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 5. Bossier 07-032**

Dr. Green made a motion to award \$140.80 for MEDICAL MILEAGE. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 6. Bossier 07-037**

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

**F 7. Bossier 07-038**

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

**F 8. Bossier 07-040**

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

**F 9. Caddo 07-069**

Mr. Hardin made a motion to award \$2,688.62 for WAGE. Dr. Green seconded the motion and the motion passed unanimously.

**F 10. Caddo 07-083**

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

**V. ITEMS FOR FULL DISCUSSION**

**F 11. Caddo 07-084**

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

**F 12. Caddo 07-085**

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

**F 13. Caddo 07-087**

Mr. Benoit made a motion to award \$3,825.43 for FUNERAL. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

**F 14. Caddo 07-089**

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

**F 15. Caddo 07-090**

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

**F 16. Caddo 07-091**

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

**F 17. Calcasieu 07-015**

Mr. Benoit made a motion to award \$180.00 for MENTAL HEALTH. Mr. Garris seconded the motion and the motion passed unanimously.

**F 18. Calcasieu 07-038**

Mr. Benoit made a motion to award \$120.00 for MENTAL HEALTH and to request an updated mental health treatment plan as of 11/23/07. Mr. Garris seconded the motion and the motion passed unanimously.

**F 19. Calcasieu 07-041**

Dr. Green made a motion to award \$120.00 for MENTAL HEALTH, \$478.93 for MEDICAL. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

**F 20. Calcasieu 07-068**

Mr. Garris made a motion to award \$60.48 for MEDICAL. The claim amounts were reduced by 50 % for contribution. Dr. Green seconded the motion and the motion passed unanimously.

**F 21. Calcasieu 07-073**

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

**F 22. Claiborne 07-005**

Mr. Benoit made a motion to award \$3,663.09 for MEDICAL. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

**V. ITEMS FOR FULL DISCUSSION**

**F 23. Concordia 06-021**

Mr. Hardin made a motion to award \$1,040.00 for CHILD CARE. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

**F 24. Concordia 07-015**

Mr. Benoit made a motion to award \$1,022.58 for MEDICAL. Dr. Green seconded the motion and the motion passed unanimously.

**F 25. Concordia 07-016**

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

**F 26. Desoto 07-005**

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

**F 27. Desoto 07-007**

Mr. Hardin made a motion to award \$1,459.16 for MEDICAL. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 28. East Baton Rouge 07-042**

Mr. Hardin made a motion to award \$1,570.91 for MEDICAL. Mr. Garris seconded the motion and the motion passed unanimously.

**F 29. East Baton Rouge 07-055**

Mr. Hardin made a motion to award \$4,000.00 for FUNERAL. Dr. Green seconded the motion and the motion passed unanimously.

**F 30. East Baton Rouge 07-070**

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

**F 31. East Feliciana 07-008**

Ms. Thibodeaux made a motion to award \$10.03 for MEDICAL, \$640.00 for WAGE. Mr. Hardin seconded the motion and the motion passed unanimously.

**F 32. East Feliciana 07-009**

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

**F 33. Iberia 07-052**

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

**F 34. Iberville 07-009**

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

**F 35. Iberville 07-010**

Ms. Thibodeaux made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i

**V. ITEMS FOR FULL DISCUSSION**

(felony convictions). Dr. Green seconded the motion and the motion passed unanimously.

**F 36. Iberville 07-011**

Dr. Green made a motion to approve the eligibility of this claimant. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

**F 37. Jefferson 07-028**

Dr. Green made a motion to award \$1,906.09 for MEDICAL. Mr. Garris seconded the motion and the motion passed unanimously.

**F 38. Jefferson 07-034**

Dr. Green made a motion to award \$4,500.00 for FUNERAL. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 39. Lafayette 07-008**

Ms. Thibodeaux made a motion to award \$121.80 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Mr. Benoit seconded the motion and the motion passed unanimously.

**F 40. Lafayette 07-009**

Ms. Thibodeaux made a motion to award \$108.64 for MENTAL HEALTH, \$295.20 for MEDICAL MILEAGE. Mr. Garris seconded the motion and the motion passed unanimously.

**F 41. Lafourche 07-020**

Ms. Thibodeaux made a motion to award \$780.00 for MENTAL HEALTH, \$201.60 for MEDICAL MILEAGE and to request an updated mental health treatment plan as of 1/23/08. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 42. Lafourche 07-027**

Ms. Thibodeaux made a motion to award \$240.00 for MENTAL HEALTH, \$119.68 for MEDICAL MILEAGE. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 43. Lafourche 07-055**

Ms. Thibodeaux made a motion to award \$66.33 for MEDICAL. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 44. Lafourche 07-063**

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

**F 45. Lafourche 07-064**

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

**F 46. Lafourche 07-065**

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

**V. ITEMS FOR FULL DISCUSSION**

**F 47. Lafourche 07-067**

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

**F 48. Livingston 07-005**

Mr. Hardin made a motion to award \$1,060.45 for MEDICAL. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 49. Livingston 07-008**

Mr. Hardin made a motion to award \$120.00 for MENTAL HEALTH. Dr. Green seconded the motion and the motion passed unanimously.

**F 50. Livingston 07-011**

Mr. Hardin made a motion to approve the eligibility of this claimant. Dr. Green seconded the motion and the motion passed unanimously.

**F 51. Madison 07-005**

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

**F 52. Orleans 06-070**

Dr. Green made a motion to deny under authority of R.S. 46:1809 B(3)(b) (failed or refused cooperation). Mr. Garris seconded the motion and the motion passed 5 to 1 with no abstentions.

**F 53. Orleans 06-083**

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

**F 54. Orleans 06-099**

Dr. Green made a motion to award \$4,000.00 for FUNERAL. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

**F 55. Orleans 07-001**

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

**F 56. Orleans 07-005**

Dr. Green made a motion to deny under authority of LAC22: XIII.301(A)(1)(a)i (felony convictions). Mr. Garris seconded the motion and the motion passed 5 to 1 with no abstentions.

**F 57. Orleans 07-012**

Dr. Green made a motion to award \$4,064.88 for FUNERAL. Mr. Hardin seconded the motion and the motion passed unanimously.

**F 58. Orleans 07-015**

Dr. Green made a motion to award \$4,000.00 for FUNERAL. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

**V. ITEMS FOR FULL DISCUSSION**

**F 59. Orleans 07-028**

Dr. Green made a motion to award \$2,726.30 for MEDICAL. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

**F 60. Orleans 07-037**

Dr. Green made a motion to approve the eligibility of this claimant. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 61. Orleans 07-039**

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

**F 62. Orleans 07-056**

Dr. Green made a motion to award \$4,500.00 for FUNERAL. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 63. Orleans 07-059**

Dr. Green made a motion to award \$4,000.00 for FUNERAL. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 64. Orleans 07-062**

Dr. Green made a motion to award \$2,025.40 for FUNERAL. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 65. Orleans 07-063**

Dr. Green made a motion to award \$1,341.90 for FUNERAL. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 66. Orleans 07-070**

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

**F 67. Orleans 07-071**

Dr. Green made a motion to award \$2,112.00 for WAGE, \$254.80 for MEDICAL. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 68. Orleans 07-073**

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

**F 69. Orleans 07-074**

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

**F 70. Orleans 07-079**

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

**F 71. Orleans 07-084**

Dr. Green made a motion to award \$4,500.00 for FUNERAL. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

**V. ITEMS FOR FULL DISCUSSION**

**F 72. Orleans 07-092**

Dr. Green made a motion to defer ruling awaiting more information. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 73. Orleans 07-093**

Dr. Green made a motion to defer ruling awaiting more information. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

**F 74. Orleans 07-097**

Dr. Green made a motion to award \$1,152.00 for WAGE, \$8,848.00 for MEDICAL. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

**F 75. Orleans 07-100**

Dr. Green made a motion to approve the eligibility of this claimant. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 76. Orleans 07-107**

Dr. Green made a motion to award \$4,500.00 for FUNERAL. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 77. Ouachita 07-018**

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

**F 78. Ouachita 07-019**

Mr. Benoit made a motion to award \$4,692.28 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Mr. Hardin seconded the motion and the motion passed unanimously.

**F 79. Rapides 07-013**

Ms. Thibodeaux made a motion to award \$10,000.00 for MEDICAL. Mr. Benoit seconded the motion and the motion passed unanimously. The CVR Board has now paid the maximum of \$10,000 allowed by state law for this case.

**F 80. St. Bernard 07-003**

Mr. Hardin made a motion to award \$575.00 for MENTAL HEALTH. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 81. St. John The Baptist 07-003**

Ms. Thibodeaux made a motion to award \$3,346.00 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Mr. Benoit seconded the motion and the motion passed unanimously.

**F 82. St. John The Baptist 07-007**

Ms. Thibodeaux made a motion to award \$761.60 for MEDICAL. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 83. St. Landry 07-023**

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

**V. ITEMS FOR FULL DISCUSSION**

**F 84. St. Martin 07-030**

Ms. Thibodeaux made a motion to award \$4,500.00 for FUNERAL. Dr. Green seconded the motion and the motion passed unanimously.

**F 85. St. Martin 07-035**

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

**F 86. St. Martin 07-036**

Ms. Thibodeaux made a motion to approve the eligibility of this claimant. Dr. Green seconded the motion and the motion passed unanimously.

**F 87. St. Martin 07-037**

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

**F 88. St. Mary 07-010**

Ms. Thibodeaux made a motion to award \$1,400.00 for FUNERAL. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 89. St. Tammany 07-024**

Mr. Hardin made a motion to award \$4,500.00 for FUNERAL. Mr. Benoit seconded the motion and the motion passed unanimously.

**F 90. Vermilion 04-006**

Mr. Benoit made a motion to award \$75.00 for MENTAL HEALTH. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

**F 91. Vermilion 07-007**

Mr. Hardin made a motion to approve the eligibility of this claimant. Dr. Green seconded the motion and the motion passed unanimously.

**F 92. Webster 05-116**

Mr. Hardin made a motion to award \$1,500.00 for MENTAL HEALTH and to request an updated mental health treatment plan as of 10/20/07. Mr. Benoit seconded the motion and the motion passed unanimously.

**VI. LATE ADDITIONS**

**L 1. Beauregard 07-008**

Mr. Hardin made a motion to award \$159.60 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Ms. Thibodeaux seconded the motion and the motion passed unanimously.

**L 2. Beauregard 07-018**

Dr. Green made a motion to award \$4,400.00 for WAGE, \$183.97 for MEDICAL. Mr. Hardin seconded the motion and the motion passed unanimously.

## **V. ITEMS FOR FULL DISCUSSION**

### **L 3. Bossier 07-034**

Mr. Benoit made a motion to award \$590.00 for MENTAL HEALTH. Dr. Green seconded the motion and the motion passed unanimously.

### **L 4. Bossier 07-035**

Mr. Benoit made a motion to award \$360.00 for MENTAL HEALTH. Dr. Green seconded the motion and the motion passed unanimously.

## **VI. LATE ADDITIONS**

### **L 5. Bossier 07-039**

Mr. Hardin made a motion to award \$540.00 for MENTAL HEALTH. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

### **L 6. Caddo 07-007**

Mr. Benoit made a motion to award \$1,132.64 for MEDICAL, \$300.00 for AMBULANCE TRANSPORT (MEDICAL). Dr. Green seconded the motion and the motion passed unanimously.

### **L 7. Calcasieu 07-020**

Dr. Green made a motion to award \$300.00 for MENTAL HEALTH. Mr. Hardin seconded the motion and the motion passed unanimously.

### **L 8. Calcasieu 07-071**

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

### **L 9. East Feliciana 07-006**

Mr. Hardin made a motion to award \$415.22 for MEDICAL, \$498.00 for MEDICAL MILEAGE. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

### **L 10. Lafourche 07-068**

Ms. Thibodeaux made a motion to approve the eligibility of this claimant. Dr. Green seconded the motion and the motion passed unanimously.

### **L 11. Orleans 07-043**

Dr. Green made a motion to award \$4,500.00 for FUNERAL. Mr. Benoit seconded the motion and the motion passed unanimously.

### **L 12. Orleans 07-058**

Dr. Green made a motion to award \$4,500.00 for FUNERAL. Mr. Benoit seconded the motion and the motion passed unanimously.

### **L 13. Orleans 07-075**

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

### **L 14. Orleans 07-075**

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

**VI. LATE ADDITIONS**

**L 15. Orleans 07-115**

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

**L 16. Orleans 07-122**

Dr. Green made a motion to award \$4,500.00 for FUNERAL. Mr. Hardin seconded the motion and the motion passed unanimously.

**L 17. Orleans 07-125**

Dr. Green made a motion to approve the eligibility of this claimant. Mr. Hardin seconded the motion and the motion passed unanimously.

**L 18. St. Tammany 07-025**

Mr. Hardin made a motion to award \$2,720.00 for WAGE. Dr. Green seconded the motion and the motion passed unanimously.

**L 19. Tangipahoa 07-040**

Mr. Hardin made a motion to award \$297.92 for MEDICAL MILEAGE. Dr. Green seconded the motion and the motion passed unanimously.

**L 20. Terrebonne 03-002**

Ms. Thibodeaux made a motion to award \$873.72 for MEDICAL. Mr. Hardin seconded the motion and the motion passed unanimously.

**L 21. Terrebonne 07-007**

Mr. Hardin made a motion to award \$1,143.62 for MEDICAL. Mr. Garris seconded the motion and the motion passed unanimously.

**L 22. Terrebonne 07-009**

Mr. Benoit made a motion to award \$6,857.03 for MEDICAL. Ms. Thibodeaux seconded the motion and the motion passed unanimously.

## **VII. OTHER BUSINESS**

Cpl. Carolyn Stapleton of the East Baton Rouge Parish Sheriff's Office brought up the need for changes in payments to Domestic Abuse victims.

Also discussed was including a disclaimer in the letter to claimants when the board approves raising the eligibility of a victim. Mr. Davis suggested to Robert Wertz that he put together a formal paragraph to present to the board for approval at a later date.

Dr. Green made a motion to adjourn the meeting. Mr. Garris seconded the motion. Mr. Davis adjourned the meeting at 11:30 a.m.