

JEFF LANDRY
GOVERNOR

State of Louisiana
Office of the Governor
Louisiana Commission on Law Enforcement
and Administration of Criminal Justice
Crime Victims Reparations Board

JIM CRAFT
EXECUTIVE DIRECTOR



LOUISIANA CRIME VICTIMS REPARATIONS PROGRAM

MEETING AGENDA

Tuesday, April 16, 2024
9:00 A.M.

602 North 5th Street – Pensacola Room
Baton Rouge, LA 70802

- I. Call to Order
- II. Roll Call
- III. Public Comments
- IV. Review and Approval of February 20, 2024 Board Meeting Minutes
- V. New Business
 - A. New Applications
 - I. Mental Health
 1. Agenda Items #56, #63, #98, #99, #135, #136, #137, #138
 - II. Emergency Awards
 1. Agenda Items #1-50
 - III. Standard
 1. Agenda Items #51-55, #57-62, #64-97, #100-134, #139-147
 - IV. Void/Reissue
 1. Agenda Items #148-149
 - B. Other Business
 - I. Legislative Updates
 - II. Notice of Intent
- VI. Date and Place of Next Meeting – May 14, 2024 at 9:00 A.M., 602 North 5th Street – Pensacola Room, Baton Rouge, LA 70802
- VII. Adjourn

Please Note: The Louisiana Crime Victims Reparations Board Meeting is conducted in accordance with the Rules of Decorum adopted on October 11, 2022.

The public is invited to attend. Assistance will be provided to those who need special accommodations in order to attend the meeting. Members of the public may submit public comments on an agenda item by sending an email to Kristi.Ambacher@lcle.la.gov or calling (225) 342-9626.

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AGENDA FOR BOARD MEETING *for Publication*

Tuesday, April 16, 2024

Louisiana Commission on Law Enforcement

Pensacola Room

602 N. 5th Street
Baton Rouge, LA

09:00 AM

www.lcle.la.gov/cvr

CRIME VICTIMS REPARATIONS BOARD

Board Agenda - Claim Number Order

Board Date: 04/16/2024

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EMERGENCY

Item	Parish	CVR #	Claim #
1	ACADIA	ACAD24-001	241476
2	BIENVILLE	BIEN24-001	241636
3	CADDO	CADD24-0004	241297
4	CADDO	CADD24-0010	241772
5	CADDO	CADD24-3008	241510
6	CALCASIEU	CALC23-0033	241608
7	CALCASIEU	CALC23-0312	241590
8	CONCORDIA	CONC24-003	241716
9	EAST BATON ROUGE	EBAT24-0017	241303
10	EAST BATON ROUGE	EBAT24-0020	241378
11	EAST BATON ROUGE	EBAT24-0021	241398
12	EAST BATON ROUGE	EBAT24-0022	241392
13	EAST BATON ROUGE	EBAT24-0023	241416
14	EAST BATON ROUGE	EBAT24-0024	241417
15	EAST BATON ROUGE	EBAT24-0025	241511
16	EAST BATON ROUGE	EBAT24-0027	241549
17	EAST BATON ROUGE	EBAT24-0028	241569
18	EAST BATON ROUGE	EBAT24-0029	241572
19	EAST BATON ROUGE	EBAT24-0030	241581
20	EAST BATON ROUGE	EBAT24-0031	241596
21	EAST BATON ROUGE	EBAT24-0032	241615
22	EAST BATON ROUGE	EBAT24-0033	241616
23	EAST BATON ROUGE	EBAT24-0034	241623
24	EAST BATON ROUGE	EBAT24-0035	241672
25	EAST BATON ROUGE	EBAT24-0036	241699
26	EAST BATON ROUGE	EBAT24-0037	241700
27	EAST BATON ROUGE	EBAT24-0038	241701
28	EAST BATON ROUGE	EBAT24-0039	241754
29	EAST BATON ROUGE	EBAT24-0040	241760

CRIME VICTIMS REPARATIONS BOARD

Board Agenda - Claim Number Order

Board Date: 04/16/2024

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EMERGENCY

Item	Parish	CVR #	Claim #
30	EAST BATON ROUGE	EBAT24-0041	241770
31	EAST BATON ROUGE	EBAT24-0042	241771
32	EAST BATON ROUGE	EBAT24-0043	241780
33	EAST BATON ROUGE	EBAT24-0044	241781
34	EAST BATON ROUGE	EBAT24-0045	241814
35	EAST BATON ROUGE	EBAT24-0046	241832
36	EAST BATON ROUGE	EBAT24-0047	241845
37	IBERIA	IBER24-003	241550
38	JEFFERSON	JEFF24-004	241513
39	LAFAYETTE	LAF24-0007	241536
40	LIVINGSTON	LIV24-001	241589
41	NATCHITOCHE	NATC23-008	240698
42	ORLEANS	ORLE24-017	241418
43	ORLEANS	ORLE24-031	241570
44	ORLEANS	ORLE24-032	241606
45	ORLEANS	ORLE24-033	241607
46	ORLEANS	ORLE24-039	241698
47	ST. MARTIN	MART22-5004	241260
48	ST. MARTIN	MART22-5004	241509
49	ST. MARTIN	MART24-001	241537
50	WEST BATON ROUGE	WBAT24-001	241551

EMERGENCY Claims: 50

CRIME VICTIMS REPARATIONS BOARD

Board Agenda - Claim Number Order

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STANDARD

Item	Parish	CVR #	Claim #
51	ACADIA	ACAD23-002	241146
52	AVOYELLES	AVOY23-001	241643
53	BOSSIER	BOSS23-016	240899
54	CADDO	CADD23-0018	232573
55	CADDO	CADD23-025	240515
56	CALCASIEU	CALC21-602	220864
57	CALCASIEU	CALC23-0033	241608
58	CALCASIEU	CALC23-0041	240759
59	CALCASIEU	CALC23-0048	240782
60	CALCASIEU	CALC24-0001	241624
61	CALCASIEU	CALC24-0002	241336
62	CALCASIEU	CALC24-1000	241635
63	EAST BATON ROUGE	EBAT20-027	231666
64	EAST BATON ROUGE	EBAT23-0076	232071
65	EAST BATON ROUGE	EBAT23-0078	232086
66	EAST BATON ROUGE	EBAT23-0078	241622
67	EAST BATON ROUGE	EBAT23-0138	240512
68	EAST BATON ROUGE	EBAT23-0141	240631
69	EAST BATON ROUGE	EBAT23-0147	240757
70	EAST BATON ROUGE	EBAT23-0148	240761
71	EAST BATON ROUGE	EBAT23-0152	241619
72	EAST BATON ROUGE	EBAT23-0154	240785
73	EAST BATON ROUGE	EBAT23-0163	240977
74	EAST BATON ROUGE	EBAT24-0007	241017
75	EAST BATON ROUGE	EBAT24-0008	241019
76	EAST BATON ROUGE	EBAT24-0012	241155
77	EAST BATON ROUGE	EBAT24-0019	241758
78	EAST BATON ROUGE	EBAT24-0022	241392
79	EAST BATON ROUGE	EBAT24-0023	241416

CRIME VICTIMS REPARATIONS BOARD

Board Agenda - Claim Number Order

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STANDARD

Item	Parish	CVR #	Claim #
80	EAST BATON ROUGE	EBAT24-0026	241614
81	EVANGELINE	EVAN23-002	240510
82	IBERIA	IBER23-014	241598
83	IBERIA	IBER23-021	241597
84	IBERVILLE	IBEV23-003	241789
85	JEFFERSON	JEFF23-001	231377
86	JEFFERSON	JEFF24-003	241552
87	JEFFERSON	JEFF24-003	241834
88	JEFFERSON	JEFF24-006	241800
89	LAFAYETTE	LAF24-0002	241114
90	LAFAYETTE	LAF24-0003	241173
91	LAFAYETTE	LAF24-0006	241628
92	NATCHITOCHE	NATC23-002	231876
93	NATCHITOCHE	NATC23-008	240698
94	ORLEANS	ORLE22-018	241533
95	ORLEANS	ORLE22-288	230425
96	ORLEANS	ORLE22-937	241835
97	ORLEANS	ORLE23-0300	241407
98	ORLEANS	ORLE23-0600	241246
99	ORLEANS	ORLE23-0600	241346
100	ORLEANS	ORLE23-068	232315
101	ORLEANS	ORLE23-100	232031
102	ORLEANS	ORLE23-102	232035
103	ORLEANS	ORLE23-104	232037
104	ORLEANS	ORLE23-1347	241179
105	ORLEANS	ORLE23-1347	241850
106	ORLEANS	ORLE23-1354	241446
107	ORLEANS	ORLE23-1362	241306
108	ORLEANS	ORLE23-1367	241694

CRIME VICTIMS REPARATIONS BOARD

Board Agenda - Claim Number Order

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STANDARD

Item	Parish	CVR #	Claim #
109	ORLEANS	ORLE23-172	240335
110	ORLEANS	ORLE23-222	232757
111	ORLEANS	ORLE23-261	240065
112	ORLEANS	ORLE23-281	240672
113	ORLEANS	ORLE23-299	241406
114	ORLEANS	ORLE23-615	241405
115	ORLEANS	ORLE24-012	241483
116	ORLEANS	ORLE24-014	241484
117	ORLEANS	ORLE24-015	241482
118	ORLEANS	ORLE24-018	241481
119	ORLEANS	ORLE24-019	241485
120	ORLEANS	ORLE24-020	241486
121	ORLEANS	ORLE24-021	241478
122	ORLEANS	ORLE24-022	241479
123	ORLEANS	ORLE24-023	241480
124	ORLEANS	ORLE24-025	241492
125	ORLEANS	ORLE24-026	241487
126	ORLEANS	ORLE24-027	241489
127	ORLEANS	ORLE24-034	241662
128	ORLEANS	ORLE24-037	241695
129	ORLEANS	ORLE24-038	241697
130	ORLEANS	ORLE24-041	241761
131	ORLEANS	ORLE24-043	241762
132	ORLEANS	ORLE24-045	241768
133	ORLEANS	ORLE24-3032	241493
134	POINTE COUPEE	POIN23-002	240341
135	ST. CHARLES	CHAR23-0005	232396
136	ST. CHARLES	CHAR23-0008	232703
137	ST. CHARLES	CHAR23-0010	233025

CRIME VICTIMS REPARATIONS BOARD

Board Agenda - Claim Number Order

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STANDARD

Item	Parish	CVR #	Claim #
138	ST. CHARLES	CHAR23-0011	233094
139	ST. CHARLES	CHAR24-0003	241169
140	ST. JOHN THE BAPTIST	JOHN24-200	241629
141	ST. JOHN THE BAPTIST	JOHN24-202	241668
142	ST. LANDRY	LAND24-001	241726
143	ST. MARTIN	MART23-016	240071
144	ST. TAMMANY	TAMM24-003	241490
145	TERREBONNE	TERR23-002	241739
146	TERREBONNE	TERR24-001	241380
147	TERREBONNE	TERR24-001	241397

STANDARD Claims: 97

CRIME VICTIMS REPARATIONS BOARD

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VOID/REISSUE

Item	Parish	CVR #	Claim #
148	ORLEANS	ORLE22-192	232481
149	VERNON	VERN23-0002	240974

VOID/REISSUE Claims: 2

Total Claims: 149

NOTICE OF INTENT

Office of the Governor
Crime Victims Reparations Board

Compensation to Victims (LAC 22:XIII. 301)

In accordance with the provisions of R.S. 49:950 et seq., which is the Administrative Procedure Act, and R.S. 46:1801 et seq., which is the Crime Victims Reparations Act, the Crime Victims Reparations Board hereby gives notice of its intent to promulgate rules and regulations regarding the awarding of compensation to applicants. There will be no impact on family earnings or the family budget as set forth in R.S. 49:972.

Title 22
CORRECTIONS, CRIMINAL JUSTICE AND LAW ENFORCEMENT
Part XIII. Crime Victims Reparations Board

Chapter 1. Authority and Definitions

§ 103. Definitions

A. – g.

Dependent -- . . .

Healthcare facility -- means a facility or institution providing healthcare services, including but not limited to a hospital or other licensed inpatient center; ambulatory surgical or treatment center; skilled nursing facility; inpatient hospice facility; residential treatment center; diagnostic, laboratory, or imaging center; or rehabilitation or other therapeutic health setting.

Healthcare provider -- means a physician or other healthcare practitioner licensed, certified, registered, or otherwise authorized to perform specified healthcare services consistent with state law.

A. – *Healthcare Services* . . .

AUTHORITY NOTE: Promulgated in accordance with R.S. 46:1801 et seq.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Crime Victims Reparations Board, LR 20:538 (May 1994), amended LR 22:709 (August 1996), LR 23:861 (July 1997), LR 24:327 (February 1998), LR 37:1605 (June 2011), LR 42:569 (April 2016), LR

Chapter 3 Eligibility and Application Process

§ 301. Eligibility

A. – 2.b. Insurance

i. The victim/claimant must process any potential insurance before applying for reimbursement of mental health claims, ~~except for victims of sexually oriented criminal offenses.~~

ii. ~~For claims that pertain to victims of sexually oriented criminal offenses, the victim has the discretion to choose whether or not to file for private insurance or Medicaid coverage.~~

3.a. – g.

AUTHORITY NOTE: Promulgated in accordance with R.S. 46:1801 et seq.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Crime Victims Reparations Board, LR 20:538 (May 1994), amended LR 22:709 (August 1996), LR 31:2009 (August 2005), LR 35:65 (January 2009), LR 36:2278 (October 2010), LR 37:1605 (June 2011), LR 41:1487 (August 2015), amended LR 44:2143 (December 2018), LR 47:364 (March 2021), LR 49:922 (May 2023), LR

§ 303. Application Process

A. Claimant Responsibility

1. – 2a. . . .

~~A.b. (Repealed) b. Victims of sexual assault may assign their right to collect medical expenses associated with the sexual assault to a hospital/health care facility. The hospital/health care facility may then apply for reparations.~~

A.c. – 4.

5. All invoices, bills, etc. must indicate the victim/claimant as the guarantor and indicate balances owed. Except for victims of a sexually oriented criminal offense. —Victims of a sexually oriented criminal offense cannot be billed for costs associated with a forensic medical exam. For claims that pertain to victims of sexually oriented criminal offenses, the victim has the discretion to choose whether or not to file for private insurance or Medicaid coverage.

AUTHORITY NOTE: Promulgated in accordance with R.S. 46:1801 et seq.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Commission on Law Enforcement and Administration of Criminal Justice, Crime Victims Reparations Board, LR 20:539 (May 1994), amended LR 22:710 (August 1996), amended by the Office of the Governor, Crime Victims Reparations Board, LR 41:1668 (September 2015), LR 42:570 (April 2016), LR 42:743 (May 2016), LR 49:922 (May 2023), LR

Chapter 5. Awards

§ 501. Payments of Awards

A. – C. Claimant Responsibility

~~D. (Repealed) All checks to providers when paid at less than the full balance owing are marked "paid in full."~~

E. – F.4.

AUTHORITY NOTE: Promulgated in accordance with R.S. 46:1801 et seq.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Commission on Law Enforcement and Administration of Criminal Justice, Crime Victims Reparations Board, LR 20:539 (May 1994), repromulgated LR 22:710 (August 1996), amended LR 24:328 (February 1998), LR

* * *

§503. Limits on Awards

A. – D. 8.f.

g. Nurse practitioner or physician assistant (under supervision of licensed physician)

D. 9.8. – G.5.

G. 6. Rates for Reimbursement

a. ~~Only~~ Physicians, psychiatrists, state-certified or state-licensed psychologists,

licensed professional counselors, and board-certified social workers are eligible for reimbursement. In addition, a provisionally licensed mental health provider, who is under the supervision of a licensed mental health provider, is eligible for reimbursement. The session notes submitted to the board for review must be signed by the supervising mental health provider.

- 6.b. – i – ii . . .
- G.6.b.— iii_____ . . . All in-patient mental health service charges are reimbursed at the same session rate as out-patient mental health services, that is:
- (a) Doctoral Level Providers (e.g. M.D. PhD., PsyD.), \$ 110/~~hr~~/session).
 - (b) Master’s Level Providers (e.g., L.P.C., L.C.S.W., L.M.F.T., P.L.P.C. P.L.C.S.W, P.L.M.F.T., D.S.W.) \$ 90/~~hr~~/session.
 - (c) Group Therapy rates (90 minutes)(\$ 50/~~hr~~/ session).

- 6.c. – H. . . .
- I. – 1.6.b. The rates for reimbursement shall be the same as authorized in §503. Limits on Awards G.6.b.
- ~~i. doctoral level providers (e.g. M.D., PhD. PsyD) \$ 110/hr/session) . . .~~
 - ~~ii. Master’s Level Providers (e.g., L.P.C., L.C.S.W., L.M.F.T.) \$ 90/hr session.~~
 - ~~iii. Group Therapy rates: (90 minutes)(\$ 50/hr session).~~
7. – 8. . . .
- J. – N.4. . . .

O. Crime Scene Cleanup

- 1. – . . .
- 2. Expenses submitted for cleaning the residential crime scene cleanup of the victim may not exceed \$ 2500.00.
- 3. – . . .
- 4. Expenses for crime scene cleanup cannot be used for:
 - a. ~~property~~ repair of property damaged in the crime
 - b – c. . . .

P. Loss of Support for Victim in Sexual Crimes

- 1. – 3. . . .

Q. Payment for relocation expenses is for those claimants who must have to relocate from their residence as a result of the crime for reasons of imminent danger, personal safety, or threat of injury.

- 1. “Threat of injury” is :
 - a. Where a victim/claimant is directly threatened and there is a reasonable probability that physical and/or emotional injury would result if the threat were carried out, and/or
 - b. A victim was within sight and range of proximity of a person brandishing a weapon or other dangerous instrument and who felt reasonably threatened for their own safety.
- 2. Reimbursement for relocation expenses is limited up to \$ 5,000 per household of the claimant.
- 3. A police/incident report must be submitted with the application to verify the basis for relocation.

AUTHORITY NOTE: Promulgated in accordance with R.S. 46:1801 et seq.
HISTORICAL NOTE: Promulgated by the Office of the Governor, Crime Victims Reparations Board, LR 20:539 (May 1994), amended LR 22:710 (August 1996), LR 24:328 (February 1998), LR 25:26 (January 1999), LR 26:1019 (May 2000), LR

29:577 (April 2003), LR 31:1330 (June 2005), LR 32:242 (February 2006), LR 35:65 (January 2009), LR:37:1605 (June 2011), LR 39:1042 (April 2013), LR 41:1668 (September 2015), LR 42:570 (April 2016), LR 42:743 (May 2016), LR 44:270 (February 2018), LR 48:40 (January 2022), LR: 49:922(May 2023), LR:

Family Impact Statement

In compliance with Act 1183 of the 1999 Regular Session of the Louisiana Legislature, the impact of this proposed rule has been considered. This proposed rule will have no impact on family functioning, stability, or autonomy as described in R.S. 49:972 since it only clarifies the procedures for applying for reparations.

Poverty Impact Statement

The proposed Rule should not have any known or foreseeable impact on any child, individual or family as defined by R.S. 49:973.B. In particular, there should be no known or foreseeable effect on: (1) the effect on household income, assets, and financial security; (2) the effect on early childhood development and preschool through post-secondary education development; (3) the effect on employment and workforce development; (4) the effect on taxes and tax credits; (5) the effect on child and dependent care, housing, health care, nutrition, transportation, and utilities assistance.

Small Business Analysis

In compliance with Act 820 of the 2008 Regular Session of the Louisiana Legislature, the economic impact of this proposed Rule on small businesses has been considered. It is anticipated that this proposed Rule will have no impact on small businesses, as described in R.S. 49:978.1 et seq.

Provider Impact Statement

The proposed Rule should not have any known or foreseeable impact on providers as defined by HCR 170 of 2014 Regular Legislative Session. In particular, there should be no known or foreseeable effect on: (1) the effect of the staffing level requirement or qualifications required to provide the same level of service; (2) the total direct and indirect effect on the cost to the providers to provide the same level of service; or (3) the overall effect on the ability of the provider to provide the same level of service.

Public Comments

Interested persons may submit written comments on this proposed rule no later than June 20th, 2024, at 5 p.m. to Bob Wertz, Louisiana Commission on Law Enforcement, P.O. Box 3133, Baton Rouge, LA 70821.

Judy Dupuy
Chair