

Office Of Claims And Appeals
Crime Victims Compensation Board
Minutes

May 14, 2024

Total
Claims: **64**

Executive Director Hardesty reported to the Board that for April 2024:

Crime Victims Compensation:

- 40 claims were received
- 40 claims were set up
- 17 full investigations were completed
- 42 claims were assigned/reassigned to investigators
- 18 claims were awarded
- Total Awarded: \$125,285.08 (including additional and emergency awards)
- 2 additional awards were rendered
- 12 claims were denied
- 1 claim was ordered withdrawn

Restitution and Collections:

- \$12,291.62 received in restitution
- \$550.55 received in donations
- \$0.00 received through subrogation
- \$2,132.70 received through PIECP program
- Total Received: \$14,974.87

The Sexual Assault Examination Program:

- 66 claims were received
- 66 claims were set up
- 35 claims were awarded
- Total Awarded: \$11,168.88
- 16 claims were denied

82 total claims were decided by the Board for April 2024

Member Roberts called the meeting to order at 10:16 AM and conducted roll call.

The following individuals were in attendance at this month's meeting: Members Roberts and Leenerts, Executive Director Hardesty, Staff Attorneys Bevins-Sullivan and Horsman, Executive Staff Advisor Shields, Investigators Hubbard and White, and Restitution/Collections Officer Barrie. Claimant RJ was also in attendance as a guest. Board Chair Parsons was absent.

Member Leenerts motioned to accept the April 2024 minutes. Member Roberts seconded. The motion carried.

Executive Director Hardesty provided the Executive Director's Report to the Board and advised that Member Leenerts' Senate confirmation had gone through successfully.

Executive Director Hardesty advised the Board that the agency will have sufficient funds to handle the expansion of the CVC program due to SB 319 and will be able to hire several new staff members. The goal is to hire eight (8) to nine (9) new staff members for the CVC program, but a tiered approach will be taken to hiring (i.e., four [4] or five [5] will be hired first, then the remainder thereafter). Executive Director Hardesty also outlined the changes that will be forthcoming to the program because of SB 319.

Staff Attorney Horsman provided an update to the Board on the subpoena form that she has been working on.

Member Roberts motioned to go into executive session, pursuant to KRS 61.180(1)(c) and (j) and KRS 61.818, at 10:40 AM to discuss the following claims: CV-2023-00053, CV-2023-00100, CV-2023-00109, CV-2023-00170, CV-2023-00232, CV-2023-00245, CV-2023-00250, CV-2023-00282, CV-2023-00297, CV-2023-00302, CV-2023-00327, CV-2023-00348, CV-2023-00353, CV-2023-00361, CV-2024-00065, CV-2024-00071, CV-2024-00081, CV-2023-00028, CV-2023-00111, CV-2023-00121, CV-2023-00207, CV-2023-00328, CV-2024-00070, and CV-2024-00083. Member Leenerts seconded the motion. The motion carried. The Board officially entered executive session at 10:40 AM.

Member Roberts motioned to exit executive session at 11:33 AM and return to open session. Member Leenerts seconded the motion. The motion carried. The Board officially exited executive session and returned to open session at 11:53 AM.

For Instructions From the Board

SA-2023-00703/Pennyrile Children's Advocacy Center on behalf of [REDACTED] \$894.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$894.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00147/[REDACTED] \$894.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$894.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00148/Pennyrile Children's Advocacy Center on behalf of [REDACTED] \$350.66

Board Action: Board awarded

Comments: Member Roberts motioned to award \$350.66. Member Leenerts seconded the motion. The motion carried.

SA-2024-00149/Pennyrile Children's Advocacy Center on behalf of [REDACTED] \$350.66

Board Action: Board awarded

Comments: Member Roberts motioned to award \$350.66. Member Leenerts seconded the motion. The motion carried.

Recommended Orders - Awards

CV-2023-00053/[REDACTED] \$563.37

Board Action: Board held over until another meeting

Comments: Member Roberts motioned to table this claim until the June docket. Member Leenerts seconded the motion. The motion carried.

CV-2023-00100/[REDACTED] \$30,000.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$30,000.00. Member Leenerts seconded the motion. The motion carried.

CV-2023-00109/[REDACTED] \$4,920.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$4,920.00. Member Leenerts seconded the motion. The motion carried.

CV-2023-00170/[REDACTED] \$598.24

Board Action: Board awarded

Comments: Member Roberts motioned to award \$598.24. Member Leenerts seconded the motion. The motion carried.

CV-2023-00232/[REDACTED] \$3,162.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$3,162.00 buy deny expense from Radiology Group of Paducah with leave to refile because it cannot be determined to be necessary as a direct result of the crime. Member Leenerts seconded the motion. The motion carried.

CV-2023-00245/[REDACTED] on behalf of [REDACTED] \$7,500.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$7,500.00. Member Leenerts seconded the motion. The motion carried.

CV-2023-00250/[REDACTED] on behalf of [REDACTED] \$4,831.17

Board Action: Board awarded

Comments: Member Roberts motioned to award \$4,831.17 for F/B but deny LOE because the Claimant does not meet the eligibility criteria for receiving such compensation pursuant to KRS 49.280(3) and KRS 49.310(1). Member Leenerts seconded the motion. The motion carried.

CV-2023-00282/[REDACTED] \$2,882.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$2,882.00. Member Leenerts seconded the motion. The motion carried.

CV-2023-00297/ [REDACTED] on behalf of [REDACTED] \$827.41

Board Action: Board ordered dismissed

Comments: Member Roberts motioned to order the claim withdrawn per the Claimant's request. Member Leenerts seconded the motion. The motion carried.

CV-2023-00302/ [REDACTED] \$150.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$150.00. Member Leenerts seconded the motion. The motion carried.

CV-2023-00327/ [REDACTED] \$6,802.42

Board Action: Board awarded

Comments: Member Roberts motioned to accept and adopt the Recommended Order but modify it to award \$12,401.21. Member Leenerts seconded the motion. The motion carried.

CV-2023-00348/ [REDACTED] on behalf of [REDACTED] \$7,500.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$7,500.00. Member Leenerts seconded the motion. The motion carried.

CV-2023-00353/ [REDACTED] on behalf of [REDACTED] \$7,500.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$7,500.00. Member Leenerts seconded the motion. The motion carried.

CV-2023-00361/ [REDACTED] on behalf of [REDACTED] \$7,500.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$7,500.00. Member Leenerts seconded the motion. The motion carried.

CV-2024-00065/ [REDACTED] on behalf of [REDACTED] \$7,500.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$7,500.00. Member Leenerts seconded the motion. The motion carried.

CV-2024-00071/ [REDACTED] on behalf of [REDACTED] \$208.82

Board Action: Board awarded

Comments: Member Roberts motioned to award an additional \$208.82. Member Leenerts seconded the motion. The motion carried.

CV-2024-00081/ [REDACTED] on behalf of [REDACTED] tie \$3,852.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$3,852.00. Member Leenerts seconded the motion. The motion carried.

Recommended Orders - Denials

CV-2023-00028/ [REDACTED] \$0.00

Board Action: Board ordered dismissed

Comments: Member Roberts motioned to deny the claim with leave to refile. Member Leenerts seconded the motion. The motion carried.

CV-2023-00111/ [REDACTED] on behalf of [REDACTED] \$0.00

Board Action: Board ordered dismissed

Comments: Member Roberts motioned to deny the claim with leave to refile. Member Leenerts seconded the motion. The motion carried.

CV-2023-00121/ [REDACTED] on behalf of [REDACTED] \$0.00

Board Action: Board ordered dismissed

Comments: Member Roberts motioned to deny. Member Leenerts seconded the motion. The motion carried.

CV-2023-00207/ [REDACTED] \$0.00

Board Action: Board ordered dismissed

Comments: Member Roberts motioned to deny. Member Leenerts seconded the motion. The motion carried.

CV-2023-00328/ [REDACTED] \$0.00

Board Action: Board ordered dismissed

Comments: Member Roberts motioned to deny with leave to refile. Member Leenerts seconded the motion. The motion carried.

CV-2024-00070/ [REDACTED] on behalf of [REDACTED] \$0.00

Board Action: Board ordered dismissed

Comments: Member Roberts motioned to deny. Member Leenerts seconded the motion. The motion carried.

CV-2024-00083/ [REDACTED] \$0.00

Board Action: Board ordered dismissed

Comments: Member Roberts motioned to deny. Member Leenerts seconded the motion. The motion carried.

Sexual Assault Examination Awards

SA-2023-00567/LOTUS on behalf of [REDACTED] \$894.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$894.00. Member Leenerts seconded the motion. The motion carried.

SA-2023-00700/Pennyrile Children's Advocacy Center on behalf of [REDACTED] \$894.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$894.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00052/Baptist Health Hardin Hospital on behalf of [REDACTED] \$308.84

Board Action: Board awarded

Comments: Member Roberts motioned to award \$308.84. Member Leenerts seconded the motion. The motion carried.

SA-2024-00074/Tristar Greenview Regional Hospital on behalf of [REDACTED] \$350.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$350.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00079/Tristar Greenview Regional Hospital on behalf of [REDACTED] \$650.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$650.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00096/Lexington SANE Program on behalf of [REDACTED] \$200.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00097/Kentucky Clinic Pharmacy on behalf of [REDACTED] \$230.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$230.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00100/CAC of the Bluegrass on behalf of [REDACTED] \$894.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$894.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00101/Baptist Health Hardin Hospital on behalf of [REDACTED] \$1,830.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$1,830.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00109/University of Louisville Hospital on behalf of [REDACTED] \$450.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$450.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00110/University of Louisville Hospital on behalf of [REDACTED] \$550.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$550.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00111/University of Louisville Hospital on behalf of [REDACTED] \$650.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$650.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00112/University of Louisville Hospital on behalf of [REDACTED] \$87.16

Board Action: Board awarded

Comments: Member Roberts motioned to award \$87.16. Member Leenerts seconded the motion. The motion carried.

SA-2024-00113/University of Louisville Hospital on behalf of [REDACTED] \$550.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$550.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00114/Still Waters Center at Ampersand on behalf of [REDACTED] \$200.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00115/Still Waters Center at Ampersand on behalf of [REDACTED] \$200.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00116/Baptist Health Hardin Hospital on behalf of [REDACTED] \$650.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$650.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00117/Still Waters Center at Ampersand on behalf of [REDACTED] \$200.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00119/CAC of the Bluegrass on behalf of [REDACTED] \$894.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$894.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00120/CAC of the Bluegrass on behalf of [REDACTED] \$894.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$894.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00121/CAC of the Bluegrass on behalf of [REDACTED] \$894.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$894.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00122/CAC of the Bluegrass on behalf of [REDACTED] \$894.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$894.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00123/Still Waters Center at Ampersand on behalf of [REDACTED] \$200.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00125/Cincinnati Children's Hospital Medical Center on behalf of [REDACTED] \$450.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$450.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00126/Cincinnati Children's Hospital Medical Center on behalf of [REDACTED] \$450.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$450.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00127/Frankfort Regional Medical Center on behalf of [REDACTED] \$650.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$650.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00128/St. Elizabeth Healthcare on behalf of [REDACTED] \$450.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$450.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00142/Spring View Hospital on behalf of [REDACTED] \$321.85

Board Action: Board awarded

Comments: Member Roberts motioned to award \$321.85. Member Leenerts seconded the motion. The motion carried.

SA-2024-00143/Still Waters Center at Ampersand on behalf of [REDACTED] \$200.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. The motion carried.

SA-2024-00144/Still Waters Center at Ampersand on behalf of [REDACTED] \$200.00

Board Action: Board awarded

Comments: Member Roberts motioned to award \$200.00. Member Leenerts seconded the motion. The motion carried.

Sexual Assault Examination Denials

SA-2023-00712/Russell County Hospital on behalf of [REDACTED] \$0.00

Board Action: Board ordered dismissed

Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the motion. The motion carried.

SA-2023-00767/Owensboro Health Regional Hospital on behalf of [REDACTED] \$0.00

Board Action: Board ordered dismissed

Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the motion. The motion carried.

SA-2024-00021/Clark Regional Medical Center on behalf of [REDACTED] \$0.00

Board Action: Board ordered dismissed

Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the motion. The motion carried.

SA-2024-00076/Lake Cumberland Regional Hospital on behalf of [REDACTED] \$0.00
Aracelia

Board Action: Board ordered dismissed

Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the motion. The motion carried.

SA-2024-00084/Clark Regional Medical Center on behalf of [REDACTED] \$0.00

Board Action: Board ordered dismissed

Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the motion. The motion carried.

SA-2024-00095/Saint Joseph London on behalf of [REDACTED] \$0.00

Board Action: Board ordered dismissed

Comments: Member Roberts motioned to deny the claim. Member Leenerts seconded the motion. The motion carried.

The Board set its next meeting for June 11, 2024 at 10:00 AM to be held at the Board's offices located at 500 Mero Street, Frankfort, KY in conference room 259SW. A Microsoft Teams option will be provided.

Member Roberts motioned to adjourn this month's meeting at 11:58 AM. Member Leenerts seconded the motion. The motioned carried. The May 2024 meeting of the Crime Victims Compensation Board was officially adjourned at 11:58 AM.