



**OFFICE OF THE DISTRICT ATTORNEY**  
**Michael J. Allen, District Attorney**  
Colorado's 4th Judicial District - Serving El Paso & Teller Counties

**VICTIM COMPENSATION**

John Lydiatt, DDS - Board Chair

K. Patrick McCaffery, D.O. and Emily Bowker, LCSW - Board Members

**VICTIM COMPENSATION BOARD MEETING MINUTES**

**November 2, 2022**

The Victim Compensation Board Meeting was held on November 2, 2022, at 3:00 p.m. in the third-floor conference room of the District Attorney's Office. The following Board Members and Victim Compensation Staff were present: Board Chair John Lydiatt and Board Members Emily Bowker and Patrick McCaffery, Victim Compensation Administrator Amber Holland, and Victim Compensation Claims Specialist Kristina Bentley. The following member of the public was present: Olivia Romero.

The Board meeting was called to order at 3:02 p.m. by John Lydiatt. A quorum of Board Members was in attendance for the meeting.

**Board reviewed the following financial information.**

a. Main CVC Fund Balance:	\$1,289,358.17	(as of September 30, 2022)
b. Deposits:	\$ 218,859.30	(for the month of September 2022)
c. Encumbered Funds:	\$ 736,806.98	(as of October 25, 2022)
d. Victim Disbursements:	\$ 183,678.10	(for the month of September 2022)
e. DA Admin. Fund Balance:	\$ 9,987.52	(as of September 30, 2022)
f. DA Admin Expenditures:	\$ 13,489.50	(for the month of September 2022)
g. JDA Admin Fund Balance:	\$ 21,997.13	(as of September 30, 2022)
h. JDA Admin Expenditures:	\$ 0.00	(for the month of September 2022)
i. Target Fund Balance:	\$ 811,952.36	

**The CVC Board was notified that \$1,800 in fraudulent withdraws were made from the CVC Fund. They were informed that the court finance team is working with the bank on this issue.**

**Review Minutes of Last Meeting – 10/5/22**

- Motion to approve minutes by Patrick McCaffery. Emily Bowker seconded the motion. All Board members voted unanimously to approve the minutes. Meeting minutes approved.

**The Board reviewed the following claims:**

- \* Unless otherwise noted, all Board Members present voted unanimously on each claim.
- \* Unless otherwise noted, all Board Members present voted unanimously to waive the waivable requirements.

Key	
A	Approved
T	Tabled
D	Denied

### Appeal / Reconsiderations

Claim No.	Eligibility Waiver Req.	M H	M ED	LOW	SUP	PROP/RKEY	FUN./BUR.	OT HER	DENIAL NOTES
4-2022-1576								A	

### Previously Tabled

Claim No.	Eligibility Waiver Req.	M H	M ED	LOW	SUP	PROP/RKEY	FUN./BUR.	OT HER	DENIAL NOTES
4-2021-1016			A						
4-2022-1387			A						
4-2022-1388			A						
4-2022-1389			A						
4-2022-1498			A						

### Ongoing Claims Requests

Claim No.	Eligibility Waiver Req.	M H	M ED	LOW	SUP	PROP/RKEY	FUN/BUR	OT HER	DENIAL NOTES
4-2022-1565	72hr reporting				D				CVC Policy XXVII(G)
1010503		A						T	
1010504		A							
4-2021-396	1yr filing; 72hr reporting							A	
4-2022-1341								A	
4-2022-1429		A							
4-2022-1525								A	
4-2022-1527			D						C.R.S. 24-4.1-109(a)
4-2022-1540				A					
4-2022-1621				A					

4-2022-1753					A				
4-2022-1678	1yr filing; 72hr reporting				D				CVC Policy XXVII(G)
4-2022-1682						A		A	
4-2022-1709			A						

### **Bills for Review**

<b>Claim No.</b>	<b>Eligibility Waiver Req.</b>	<b>M H</b>	<b>M ED</b>	<b>LOW</b>	<b>SUP</b>	<b>PROP/RKEY</b>	<b>FUN./BUR.</b>	<b>OT HE R</b>	<b>DENIAL NOTES</b>
4-2022-1530			D						C.R.S. 24-4.1-109(a)
4-2022-1605			D						C.R.S. 24-4.1-109(a)

### **Treatment Plans**

<b>Claim No.</b>	<b>Eligibility Waiver Req.</b>	<b>M H</b>	<b>M ED</b>	<b>LOW</b>	<b>SUP</b>	<b>PROP/RKEY</b>	<b>FUN./BUR.</b>	<b>OT HE R</b>	<b>DENIAL NOTES</b>
999426	72hr reporting	A							
4-2021-397		A	A/T						
4-2021-472		A							
4-2022-1058		A							
4-2022-1167	72hr reporting	A							
4-2022-1441	72hr reporting	A							
4-2022-1551		A						A	
4-2022-1559		A							
4-2022-1680		A						A	
4-2022-1681		A						A	

**New Claims – Administrative Approval**

Claim No.	Eligibility Waiver Req.	MH	MED	LOW	SUP	PROP /RKEY	FUN. /BUR.	OTHER	DENIAL NOTES
4-2022-1638	72hr reporting	A							
4-2022-1639	72hr reporting	A							
4-2022-1640	72hr reporting	A							
4-2022-1698		A							
4-2022-1716		A		A					
4-2022-1754								A	
4-2022-1774		A							
4-2022-1775			A				A		
4-2022-1780		A							
4-2022-1781		A							
4-2022-1784							A		
4-2022-1785		A							
4-2022-1786		A							
4-2022-1789							A	A	
4-2022-1790		A				A			
4-2022-1791							A		
4-2022-1792		A							
4-2022-1798			A						
4-2022-1808	72hr reporting	A	A						
4-2022-1810		A							
4-2022-1803		A							
4-2022-1804		A							

4-2022-1805		A							
4-2022-1806		A							
4-2022-1819							A		
4-2022-1824	72hr reporting	A	A						
4-2022-1828						A		A	
4-2022-1832							A		
4-2022-1839	72hr reporting					A			
4-2022-1845			A						
4-2022-1846		A							
4-2022-1847		A							
4-2022-1848		A							
4-2022-1852							A		
4-2022-1853		A							
4-2022-1854		A							
4-2022-1855		A							
4-2022-1856		A							

Patrick McCaffery motioned to approve all claims in this category. Emily Bowker seconded the motion. All Board members voted in favor of approving all claims.

**New Claims – Administrative Denial**

Claim No.	Eligibility Waiver Req.	MH	MED	LOW	SUP	PROP /RKEY	FUN. /BUR.	OTHER	DENIAL NOTES
4-2022-1787						D			CVC Policy XXVII(J)
4-2022-1799						D			CVC Policy XXVII(J)
4-2022-1814						D			CVC Policy XXVII(E )
4-2022-1815						D			CVC Policy XXVII(E )
4-2022-1816						D			CVC Policy XXVII(E )

4-2022-1818	Wrongful Act		D	D					C.R.S. 24-4.1-108(a)
4-2022-1829			A			D			CVC Policy XXVII(J)

The Board unanimously voted to deny all claims in this category except for claim 4-2022-1829. Emily Bowker motioned, and Patrick McCaffery seconded the motion.

**New Claims – Consent Agenda**

Claim No.	Eligibility Waiver Req.	MH	MED	LOW	SUP	PROP /RKEY	FUN. /BUR.	OTHER	DENIAL NOTES
4-2022-1728				A		D			CVC Policy XXVII(J)
4-2022-1752			A					D	CVC Policy XXVII(M)
4-2022-1764							A		
4-2022-1820	1yr filing	D							C.R.S. 24-4.1-108(f)
4-2022-1788			A						
4-2022-1792		A			A				
4-2022-1793		A	T		D	A		A	CVC Policy XXVII(G)
4-2022-1797		A	D			D			C.R.S. 24-4.1-109(a)
4-2022-1801		A	A/T						
4-2022-1807			A/D					A	C.R.S. 24-4.1-109(a)
4-2022-1809			D						C.R.S. 24-4.1-109(a)
4-2022-1811		A	A		A				
4-2022-1812	1 yr filing	A							
4-2022-1817		D							CVC Policy XXVII(A)
4-2022-1822		A	A					A	
4-2022-1823	Wrongful Act	D	D						C.R.S. 24-4.1-108(e)
4-2022-1830	72hr reporting	A						A	
4-2022-1831		A						A	
4-2022-1836		A				D			C.R.S. 24-4.1-109(1.5)(I)(A)

4-2022-1837			T						
4-2022-1838	1 yr filing	A							
4-2022-1840			A				A		
4-2022-1843	6 month filing	A				D		D	C.R.S. 24-4.1-108(1.5)(d); C.R.S. 24-4.1-109(a)
4-2022-1849	Wrongful Act						A		
4-2022-1850	Wrongful Act	A							
4-2022-1851	Wrongful Act	A							
4-2022-1858			A						

**Add-Ons**

Claim No.	Eligibility Waiver Req.	MH	MED	LOW	SUP	PROP /RKEY	FUN. /BUR	OTHER	DENIAL NOTES
4-2022-1795	6 Month filing; 72hr reporting		A			D		A	C.R.S. 24-4.1-108(1.5)(d)

**Other Business:**

- Sign Policy:
  - **Chiropractic: The CVC Administrator forgot to put the previously approved chiropractic policy into the policy manual. The Board signed an updated policy manual to include the approved chiropractic policy.**
- **Rent/Relocation Funding: The Board discussed the potential of providing rent and relocation funding to assist COVA as they do not have enough funding for the remaining 2 months of the year. The Board discussed the fact that our jurisdiction does not currently have a policy in place for these services nor do we have an emergency review or payment procedure in place. The CVC Administrator was advised that COVA covers expenses for approximately 5 victims in the 4<sup>th</sup> Judicial District per month. Considering the administrative lift, the Board decided not to provide rent/relocation funding to supplement COVA at this time.**
- **Safe Passage Medical Exams: The Board ask the CVC Administrator to continue working on this issue to try to find a resolution. The Board asked if a Safe Passage representative could attend a meeting with medical exam stats.**
- **Distribute Check Summary: The check summary was reviewed and signed by the Board members.**
- **Executive Session:**

**Set Next Meeting Date:** December 7, 2022, at 3:00 p.m.

Meeting Adjourned at 4:35 p.m.