

Meeting Minutes
South Dakota Crime Victims' Compensation Commission
In-person at 118 W. Capitol Ave. Pierre, SD 57501 and via Teams Meeting
September 5, 2024
1:30 PM (CST) – 3:14 PM (CST)

Commission Members Present:

Keith Hansen (via Teams)
Becky Rasmussen (via Teams)
Lisa Heth (via Teams)

Commission Members Absent:

Rebecca Kiesow-Knudsen
Dustin Morrison

Department of Public Safety Staff Present:

Anette Beasley, SDVS Program Director (in-person)
Laura Quasney, SDVS Program Specialist (via Teams)
Heather Meyers, SDVS Assistant Program Specialist (via Teams)
Randi Spaid, CVC Claims Specialist (in-person)
Nicci Rancy, CVC Claims Specialist (in-person)

Others in Attendance:

Paul Bachand, Hearing Examiner (in-person)
Makenzie Huber, South Dakota Searchlight (via Teams)
Alexandra Robertson, Pennington County State's Attorney's Office (via Teams)

Purpose: 1. Hear and determine claims for compensation 2. Promulgate rules; 3. Assist department in publicizing the availability of and procedures for obtaining compensation; and 4. Assist the department in developing, implementing and evaluating effective crime victim compensation policies and procedures.

1. Call to Order and Roll Call

Anette Beasley called the meeting to order at 1:30 PM and called the roll. A quorum was present.

2. Approval of Agenda

Keith Hansen made a motion to approve the meeting agenda. Becky Rasmussen seconded the motion. Anette Beasley called the roll. All members in favor. **MOTION PASSED.**

3. Approval of Minutes

Keith Hansen made a motion to approve the May 23, 2024 meeting minutes. Lisa Heth seconded the motion. Anette Beasley called the roll. All members in favor. **MOTION PASSED.**

4. Program Update Report

Anette Beasley conveyed Paul Bachand is the commissioned attorney for this meeting.

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5. **Public Comment (SDCL 1-25-1)**

None

6. **Designation of Hearing Officer**

Keith Hansen made a motion to designate Paul Bachand as the Hearing Officer for this meeting. Becky Rasmussen seconded the motion. Anette Beasley called the roll. All members in favor. **MOTION PASSED.**

7. **Hearing for Claim # 2024-00119**

Paul Bachand began hearing at 1:36 PM and inquired if any commission members believed this should be a closed commission hearing for claim 2024-00119. No recommendations for a closed hearing. Paul Bachand read the applicable statutes regarding the compensation application and denial process. Anette Beasley provided overview of the circumstances surrounding the denial of the claim due to failure to cooperate fully with any appropriate enforcement officer or agency or other department as defined by 23A-28B-25(2)(c). The claimant was sworn in under oath by Paul Bachand to provide statements and testimony regarding claim. Nicci Rancy was sworn in under oath to answer questions regarding documents received and attempts to collect required documents from claimant. Paul Bachand requested if questions from commission and there were none.

Executive Session (SDCL 1-25-2(3))

Keith Hansen made a motion to go into executive session pursuant to SDCL 1-25-2(3) for the purpose of consulting with legal counsel. Becky Rasmussen seconded the motion. Anette Beasley called the roll. All members in favor. **MOTION PASSED.** Executive session started at 1:56 PM and Keith Hansen declared the end of executive session at 2:02 PM.

Commission Decision

Keith Hansen made a motion to uphold the Department's denial for claim # 2024-00119. Becky Rasmussen seconded the motion. Anette Beasley called the roll. All members in favor. **MOTION PASSED.**

8. **Hearing for Claim # 2024-00226**

Paul Bachand began hearing at 2:04 PM and inquired if any commission members believed this should be a closed commission hearing for claim 2024-00226. No recommendations for a closed hearing. Paul Bachand read the applicable statutes regarding the compensation application and denial process. Anette Beasley provided overview of the circumstances surrounding the denial of the claim due to contributory conduct as defined by SDCL 23A-28B-25(2)(a)&(b). The claimant was sworn in under oath by Paul Bachand to provide statements and testimony regarding the claim. Paul Bachand inquired if questions from commission regarding claim # 2024-00226 and discussion by commission regarding specifics of situation and the investigation.

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Executive Session (SDCL 1-25-2(3))

Keith Hansen made a motion to go into executive session pursuant to SDCL 1-25-2(3) for the purpose of consulting with legal counsel. Becky Rasmussen seconded the motion. Anette Beasley called the roll. All members in favor. **MOTION PASSED.** Executive session started at 2:20 PM and Keith Hansen declared the end of executive session at 2:28 PM.

Commission Decision

Keith Hansen made a motion to uphold the Department's denial for claim # 2024-00226. Becky Rasmussen seconded the motion. Anette Beasley called the roll. All members in favor. **MOTION PASSED.**

9. Hearing for Claim # 2024-00179

Paul Bachand began hearing at 2:32 PM and inquired if any commission members believed this should be a closed commission hearing for claim 2024-00226. No recommendations for a closed hearing. Paul Bachand read the applicable statues regarding the compensation application and denial process. Anette Beasley provided overview of the circumstances surrounding the denial of the claim due to contributory conduct as defined by SDCL 23A-28B-25(2)(a)&(b). The claimant was sworn in under oath by Paul Bachand to provide statements and testimony regarding the claim. Paul Bachand inquired if questions from commission regarding claim # 2024-00179 and discussion by commission regarding specifics of situation and the investigation.

Executive Session (SDCL 1-25-2(3))

Keith Hansen made a motion to go into executive session pursuant to SDCL 1-25-2(3) for the purpose of consulting with legal counsel. Becky Rasmussen seconded the motion. Anette Beasley called the roll. All members in favor. **MOTION PASSED.** Executive session started at 2:47 PM and Keith Hansen declared the end of executive session at 3:12 PM.

Commission Decision

Keith Hansen made a motion to uphold the Department's denial for claim # 2024-00179. Lisa Heth seconded the motion. Anette Beasley called the roll. All members in favor. **MOTION PASSED.**

10. Additional Business

None.

11. Adjourn

Keith Hansen made a motion to adjourn the meeting at 3:14 PM. Becky Rasmussen seconded the motion. Anette Beasley called the roll. All members in favor. **MOTION PASSED.**

Meeting Adjourned at 3:14 PM.