

FISCAL COMMITTEE OF THE GENERAL COURT
MINUTES
January 19, 2024

The Fiscal Committee of the General Court met on Friday, January 19, 2024, at 10:00 a.m. in Room 210-211 of the Legislative Office Building.

Members in attendance were as follows:

Representative Ken Weyler, Chairman
Representative Keith Erf, Clerk
Representative Jess Edwards
Representative Mary Jane Wallner
Representative Peter Leishman
Representative David Huot (Alternate)
Representative Gerald Griffin (Alternate)
Senator James Gray, Vice Chairman
Senate President Jeb Bradley
Senator Regina Birdsell
Senator Lou D'Allesandro
Senator Cindy Rosenwald

The Chair called the meeting to order at 10:00 a.m.

ACCEPTANCE OF MINUTES:

On a motion by Senator Gray, seconded by Senator D'Allesandro, that the Committee approve the minutes of the December 15, 2023 meeting as written. MOTION ADOPTED. (7-Yes; 0-No; 3-Abstained)

OLD BUSINESS:

FIS 23-344 Department of Business and Economic Affairs – On a motion by Senator Birdsell, seconded by Senator Bradley, that item FIS 23-344 be removed from the table. MOTION ADOPTED.

Taylor Caswell, Commissioner, and Chase Hagaman, Director of Economic Development, Department of Business and Economic Affairs responded to questions of the Committee.

On a motion by Senator Birdsell, seconded by Senator Gray, that the Committee approve the request of the Department of Business and Economic Affairs to accept and expend \$444,366 in federal funds through June 30, 2025. MOTION ADOPTED.

CONSENT CALENDAR

As announced by the Chair, the following items were removed from the Consent Calendar to be acted on individually;

- Tab 5 Pursuant to RSA 14:30-a, VI.
FIS 24-027, 24-032
- Tab 6 Pursuant to RSA 14:30-a, VI. and RSA 9:16-a, II.
FIS 24-033
- Tab 7 Pursuant to RSA 14:30-a, VI. and RSA 124:15
FIS 24-025
- Tab 8 Pursuant to ARPA RSA 14:30-a, VI.
FIS 24-003, 24-005

On a motion by Senator Gray, seconded by Senator D'Allesandro, that the Committee approve all the remaining requests under the Consent Calendar, Tabs 3, 4, 5, 7, 8, and 9 as submitted. MOTION ADOPTED. [TAB 3 pursuant to RSA 9:16-a. II, FIS 24-001 Department of Military Affairs and Veterans Services – authorization to transfer \$110,000 in federal funds through June 30, 2024, and FIS 24-029 Department of Environmental Services – authorization to transfer \$2,000,000 in other funds between classes through June 30, 2025; TAB 4 pursuant to RSA 9:16-c. I, FIS 24-018 Department of Safety – authorization to transfer \$1,483,284 in federal funds in and among classes and to create a new class code within accounting units through June 30, 2025, and FIS 24-030 Department of Natural and Cultural Resources – authorization to transfer \$83,272 in federal funds and establish one new appropriation class through June 30, 2025; TAB 5 pursuant to RSA 14:30-a, VI, FIS 24-004 Department of Health and Human Services – authorization to; 1) amend FIS 21-270, approved September 17, 2021 and subsequently amended (FIS 23-167) on May 19, 2023, by extending the end date from July 31, 2024 to June 30, 2025, and 2) accept and expend \$1,581,240 in federal funds through June 30, 2025, FIS 24-006 Department of Justice – authorization to accept and expend \$1,306,071 in federal funds through June 30, 2025, FIS 24-007 Department of Justice – authorization to accept and expend \$300,000 in federal funds through June 30, 2025, FIS 24-009 Department of Justice – authorization to accept and expend \$1,636,842 in federal funds through June 30, 2025, FIS 24-010 Department of Justice – authorization to accept and expend \$1,017,195 in federal funds through June 30, 2025, FIS 24-011 Department of Military Affairs and Veterans Services – authorization to accept and expend \$9,300,000 in federal funds through June 30, 2025, FIS 24-014 Department of Justice – authorization to accept and expend \$417,000 in federal funds through June 30, 2025, FIS 24-019 Department of Energy – authorization to accept and expend \$2,844,473 in federal funds through June 30, 2025, FIS 24-020 Department of Justice – authorization to amend FIS 22-062, approved February 18, 2022, and further amended (FIS 23-229) on August 11, 2023, by transferring \$52,620 in federal funds between classes through June 30, 2025, FIS 24-021 Department of Safety – authorization to accept and expend \$4,897,051 in federal funds through June 30, 2025, FIS 24-023 Department of Safety – authorization to accept and expend \$1,464,307 in federal funds through June 30, 2025, FIS 24-024 Department of Health and Human Services – authorization to accept and expend \$396,059 in federal funds through June 30, 2025, and FIS 24-028 Department of Health and Human Services – authorization to accept and expend \$1,179,018 in federal funds through June 30, 2025; TAB 7 pursuant to RSA 14:30-a, VI. and RSA 124:15, FIS 24-013 Department of Justice – authorization through June 30, 2025 to; 1) accept and expend \$409,000 in federal funds, and 2) contingent upon approval of Request #1, to establish one (1) temporary full-time Criminal Justice Investigator position #9U756; TAB 8 pursuant to ARPA RSA 14:30-a, VI., FIS 24-002 Department of

Agriculture, Markets and Food – authorization to amend FIS 23-209, originally approved August 11, 2023, by transferring \$208,504 in federal funds in and among classes and create new class codes through June 30, 2025, FIS 24-008 Department of Health and Human Services – authorization to amend FIS 21-243, approved August 20, 2021, with subsequent approval (FIS 23-166) on May 19, 2023, by transferring \$4,870 in federal funds between class lines through June 30, 2024, and FIS 24-031 Department of Business and Economic Affairs – authorization to accept and expend \$756,778 in federal funds through June 30, 2025; and TAB 9 pursuant to RSA 14:30-a, VI and RSA 124:15, FIS 24-012 Department of Health and Human Services – authorization to; 1) accept and expend \$715,178 in federal funds through June 30, 2025, and 2) contingent upon approval of Request #1, authorization to continue the full-time temporary position #9T3169 13-1080 PROJECT MGMT SPECS-5 (LG 25) effective July 1, 2024 through June 30, 2025]

RSA 14:30-a, VI FISCAL COMMITTEE APPROVAL REQUIRED FOR ACCEPTANCE AND EXPENDITURE OF FUNDS OVER \$100,000 FROM ANY NON-STATE SOURCE:
CONSENT CALENDAR

FIS 24-027 Department of Health and Human Services – Nathan White, Chief Financial Officer, and Ian Watt, Interim Director, Public Health Services, Department of Health and Human Services responded to questions of the Committee. Susan Carlson, Chief Operating Officer, Department of Environmental Services was also present to respond to questions of the Committee.

The Committee requested the Department of Environmental Services provide the statutory language that allowed appropriated funds to be returned to the Drinking Water and Groundwater Trust Fund.

On a motion by Senator Rosenwald, seconded by Senator Birdsell, that the Committee approve the request of the Department of Health and Human Services to accept and expend \$1,087,404 in other funds through June 30, 2025. MOTION ADOPTED.

FIS 24-032 Department of Environmental Services – Susan Carlson, Chief Operating Officer, Department of Environmental Services responded to questions of the Committee.

On a motion by Senator Bradley, seconded by Senator Gray, that the Committee approve the request of the Department of Environmental Services to accept and expend \$4,262,410 in federal funds through June 30, 2025. MOTION ADOPTED.

The Committee requested the Department provide a list of communities to be served once the process has begun and they have been identified.

RSA 14:30-a. VI FISCAL COMMITTEE APPROVAL REQUIRED FOR ACCEPTANCE AND EXPENDITURE OF FUNDS OVER \$100,000 FROM ANY NON-STATE SOURCE, AND RSA 9:16-a. II. TRANSFERS AUTHORIZED:

CONSENT CALENDAR

FIS 24-033 Department of Environmental Services – Susan Carlson, Chief Operating Officer, Department of Environmental Services responded to questions of the Committee.

On a motion by Representative Erf, seconded by Senator D’Allesandro, that the Committee approve the request of the Department of Environmental Services through June 30, 2025 to; 1) accept and expend \$2,557,158 in federal funds, and 2) transfer \$200,800 in federal funds. MOTION ADOPTED.

The Committee requested the Department provide a list of communities to be served once the process has begun and they have been identified.

RSA 14:30-a. VI FISCAL COMMITTEE APPROVAL REQUIRED FOR ACCEPTANCE AND EXPENDITURE OF FUNDS OVER \$100,000 FROM ANY NON-STATE SOURCE, AND RSA 124:15 POSITIONS AUTHORIZED:

CONSENT CALENDAR

FIS 24-025 Department of Health and Human Services – Nathan White, Chief Financial Officer, Ian Watt, Interim Director, Public Health Services, and Patricia Tilley, Associate Commissioner, Department of Health and Human Services responded to questions of the Committee.

On a motion by Senator D’Allesandro, seconded by Representative Leishman, that the Committee approve the request of the Department of Health and Human Services to; 1) amend FIS 22-102, approved March 18, 2022, with subsequent approval (FIS 23-167) on May 19, 2023, by extending the end date from July 31, 2024 to June 30, 2025, and 2) contingent upon approval of Request #1, authorization to continue the full-time temporary position #9T3077, 11-9110 MED-HLTH SVCS MGRS-2 (LG 25) effective August 1, 2024 through June 30, 2025, and 3) accept and expend \$770,622 in federal funds through June 30, 2025. MOTION ADOPTED.

The Committee asked if the Department could provide details of the contracts for Program Services at the appropriate time, specifically a list of the contractors.

RSA 14:30-a. VI FISCAL COMMITTEE APPROVAL REQUIRED FOR ACCEPTANCE AND EXPENDITURE OF FUNDS OVER \$100,000 FROM ANY NON-STATE SOURCE:

AMERICAN RESCUE PLAN 2021
CONSENT CALENDAR

FIS 24-003 Department of Business and Economic Affairs – Taylor Caswell, Commissioner, Department of Business and Economic Affairs responded to questions of the Committee.

On a motion by Representative Leishman, seconded by Senator Gray, that the Committee approve the request of the Department of Business and Economic Affairs to accept and expend \$737,228 in federal American Rescue Plan Programs Travel, Tourism, and Outdoor Recreation grant program funds through June 30, 2025. MOTION ADOPTED.

FIS 24-005 Department of Health and Human Services – Nathan White, Chief Financial Officer, and Henry Lipman, Director, Division of Medicaid Services, Department of Health and Human Services responded to question of the Committee.

On a motion by Senator Bradley, seconded by Senator Rosenwald, that the Committee approve the request of the Department of Health and Human Services through June 30, 2025 to; 1) accept and expend \$39,013,305 in other funds, and 2) contingent upon approval of Request #1, accept and expend \$39,052,318 in matching federal funds. MOTION ADOPTED.

RSA 206-33-b TRANSFERS FROM FISH AND GAME FUND:

REGULAR CALENDAR

FIS 24-015 New Hampshire Fish and Game Department – On a motion by Representative Leishman, seconded by Senator D’Allesandro, that the Committee approve the request of the New Hampshire Fish and Game Department to transfer \$55,650 from the New Hampshire Fish and Game Fund Reserve to the Fish and Game Fiscal Year 2024 Operating Budget through June 30, 2024. MOTION ADOPTED.

MISCELLANEOUS:

Jennifer Foley, General Counsel for Youth Development Center Claims Administration Settlement Fund, and Jennifer Ramsey, Assistant Attorney General, Department of Justice, presented an update and responded to Committee questions pertaining to; FIS 24-034 New Hampshire Youth Development Center Claims Administration and Settlement Fund – Update and presentation of Administrator’s Quarterly Report for the YDC Claims Administration and Settlement Fund 2023 (Copies not available at the time of mailing). No action required as this is an informational item.

The Committee requested a breakdown of settled claim sizes.

INFORMATIONAL MATERIALS:

Nathan White, Chief Financial Officer, and Chris Santaniello, Associate Commissioner, Department of Health and Human Services responding to question of the Committee pertaining to; FIS 24-016 Department of Health and Human Services – Chapter 79:392, Laws of 2023 – Quarterly report on funds expended on employment-related childcare services for the quarter ending September 30, 2023.

Nathan White, Chief Financial Officer, Melissa Hardy, Director, Division of Long Term Supports and Services, and Morissa Henn, Deputy Commissioner, Department of Health and Human Service responded to questions of the Committee pertaining to; FIS 24-026 Department of Health and Human Services – Operating Statistics Dashboard SFY24 report through November 30, 2023, with the exception of data for the Division for Children, Youth and Families staffing, and Mental Health and Substance Use Disorder (SUD) Caseloads, which is through October 31, 2023, and further data for the Developmental Disabilities, Acquired Brain Disorders, and In-Home Supports waitlist through June 30, 2023.

John Formella, Attorney General, and Kathleen Carr, Director of Administration, Department of Justice responded to questions of the Committee pertaining to; FIS 24-017 Department of Justice – RSA 21-M:5, VI. – Report of litigation expenditures approved under RSA 7:12 for the period of July 1, 2021 through June 30, 2023.

The informational items were accepted and placed on file.

AUDITS:

The following audit reports were accepted, placed on file and released at the December 15, 2023 meeting of the Fiscal Committee.

State of New Hampshire, Annual Comprehensive Financial Report, For the Fiscal Year Ended June 30, 2023 – Christine Young, Director of Audits, Audit Division, Office of Legislative Budget Assistant, and Marie Zimmerman, Lead Audit Partner, KPMG, presented the report and responded to questions of the Committee. Charles Arlinghaus, Commissioner, and Dana Call, State Comptroller, Department of Administrative Services were also present to respond to questions of the Committee.

New Hampshire Department of Transportation, Turnpike System, Annual Financial Report, For the Fiscal Year Ended June 30, 2023 – Christine Young, Director of Audits, Audit Division, Office of Legislative Budget Assistant, and Bob Mahoney, Audit Partner, KPMG, presented the report and responded to questions of the Committee. Danielle Chandonnet, Director of Finance, Department of Transportation was present to respond to questions of the Committee.

Annual Comprehensive Financial Report, For the Fiscal Year Ended June 30, 2023, New Hampshire Lottery Commission, A Department of the State of New Hampshire – Christine Young, Director of Audits, and Kimberly Bisson, Senior Audit Manager, Audit Division, Office of Legislative Budget Assistant, presented the report and responded to questions of the Committee. Charles McIntyre, Executive Director, and James Duris, Chief Financial Officer, New Hampshire Lottery Commission, were present to respond to questions of the Committee.

Annual Comprehensive Financial Report, For the Fiscal Year Ended June 30, 2023, New Hampshire Liquor Commission, A Department of the State of New Hampshire – Christine Young, Director of Audits, and James LaRiviere, Senior Audit Manager, Audit Division, Office of Legislative Budget Assistant, presented the report and responded to questions of the Committee. Joseph Mollica, Chairman, Christina Demers, Chief Financial Officer, and James Vara, Chief Operating Officer, New Hampshire Liquor Commission, were present to respond to questions of the Committee.

DATE OF NEXT MEETING:

The next regular meeting of the Fiscal Committee was scheduled for Friday, February 16, 2024 at 10:00 a.m. to be held in the Legislative Office Building, Room 210-211.

On a motion by Senator D'Allesandro, seconded by Senator Bradley, that the meeting adjourn. (Whereupon the meeting adjourned at 11:34 a.m.)



Representative Keith Erf, Clerk