

FISCAL COMMITTEE OF THE GENERAL COURT  
MINUTES  
January 13, 2017

The Fiscal Committee of the General Court met on Friday, January 13, 2017 at 10:00 a.m. in Room 210-211 of the Legislative Office Building.

Members in attendance were as follows:

Representative Neal Kurk, Chairman  
Representative Ken Weyler  
Representative Lynne Ober  
Representative Cindy Rosenwald (Alternate)  
Representative Daniel Eaton  
Representative Frank Byron (Alternate)  
Representative Karen Umberger (Alternate)  
Senator Gary Daniels  
Senate President Chuck Morse  
Senator Lou D'Allesandro  
Senator Andy Sanborn  
Senator John Reagan

Chairman Kurk opened the meeting at 10:02 a.m.

ACCEPTANCE OF MINUTES:

On a motion by Representative Eaton, seconded by Senator Daniels, that the minutes of the November 18, 2016 and December 21, 2016 meetings be accepted as written. MOTION ADOPTED. (9-Yes, 1-Abstain)

NEW BUSINESS:

For the record, Senator Sanborn declared that based upon the new Ethics rules he may or may not have a conflict with policy discussions during this meeting.

RSA 9:16-a, TRANSFERS AUTHORIZED:

FIS 17-007 Department of Revenue Administration – John Beardmore, Commissioner, Department of Revenue Administration responded to questions of the Committee.

On a motion by Senator D'Allesandro, seconded by Representative Eaton, that the Committee approve the request of the Department of Revenue Administration to transfer \$96,419 in general funds in and among accounting units and classes through June 30, 2017. MOTION ADOPTED.

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

The Chair announced that all items on the Consent Calendar would be taken up individually.

FIS 17-001 Department of Health and Human Services – Trish Tilley, Administrator, Division of Public Health Services, and Sheri Rockburn, Chief Financial Officer, Department of Health and Human Services presented the request and responded to questions of the Committee.

On a motion by Representative Eaton, seconded by Senator D’Allesandro, that the Committee approve the request of the Department of Health and Human Services to accept and expend \$315,295 in federal funds through June 30, 2017. MOTION ADOPTED.

FIS 17-009 Department of Environmental Services – On a motion by Representative Rosenwald, seconded by Senator Daniels that the Committee approve the request of the Department of Environmental Services to accept and expend \$900,000 in other (federal pass-thru) funds through June 30, 2017. MOTION ADOPTED.

FIS 17-012 Department of Justice – Joseph Foster, Attorney General, and Kathleen Carr, Director of Administration, Department of Justice, presented the request and responded to questions of the Committee.

On a motion by Representative Eaton, seconded by Senator D’Allesandro, that the Committee approve the request of the Department of Justice to accept and expend \$284,747 in federal funds through June 30, 2017. No Action Taken.

On a motion by Representative Eaton, seconded by Representative Ober, that the Committee table the request of the Department of Justice to accept and expend \$284,747 in federal funds through June 30, 2017. MOTION ADOPTED.

FIS 17-013 Department of Safety – Steven Lavoie, Director of Administration, and Timothy Pifer, Forensic Laboratory Director, Division of State Police, Department of Safety presented the request and responded to questions of the Committee.

On a motion by Senator D’Allesandro, seconded by Representative Eaton, that the Committee approve the request of the Department of Safety to accept and expend \$1,143,205 in other (federal pass-thru) funds through June 30, 2017. MOTION ADOPTED.

FIS 17-014 Department of Safety – On a motion by Senator D’Allesandro, seconded by Representative Eaton, that the Committee approve the request of the Department of Safety to accept and expend \$127,497 in other (federal pass-thru) funds through June 30, 2017. MOTION ADOPTED.

FIS 17-015 Department of Safety – Steven Lavoie, Director of Administration, Department of Safety, presented the request and responded to questions of the Committee.

On a motion by Senator D’Allesandro, seconded by Representative Eaton, that the Committee approve the request of the Department of Safety to accept and expend \$132,410 in other funds through June 30, 2017. No Action Taken.

On a motion by Senator Morse, seconded by Representative Ober, that the Committee table the request of the Department of Safety to accept and expend \$132,410 in other funds through June 30, 2017. MOTION ADOPTED.

FIS 17-016 Department of Safety – Steven Lavoie, Director of Administration, and Captain Matt Shapiro, Division of State Police, Department of Safety, presented the request and responded to questions of the Committee.

On a motion by Senator D’Allesandro, seconded by Representative Eaton, that the Committee approve the request of the Department of Safety to accept and expend \$238,312 in other (federal pass-thru) funds through June 30, 2017. MOTION ADOPTED. (8-Yes, 1-No)

FIS 17-019 Department of Agriculture, Markets and Food – On a motion by Representative Ober, seconded by Senator Reagan, that the Committee approve the request of the Department of Agriculture, Markets and Food to accept and expend \$169,948.66 in federal funds through June 30, 2017. MOTION ADOPTED.

FIS 17-020 Department of Health and Human Services – On a motion by Representative Ober, seconded by Senator D’Allesandro, that the Committee approve the request of the Department of Health and Human Services to accept and expend \$97,000 in other funds through June 30, 2017. MOTION ADOPTED.

FIS 17-021 Department of Resources and Economic Development – On a motion by Representative Ober, seconded by Senator D’Allesandro, that the Committee approve the request of the Department of Resources and Economic Development to retroactively amend FIS 15-181, approved August 26, 2015, and subsequently amended on December 18, 2015 (FIS 15-253) and May 20, 2016 (FIS 16-080), by extending the end date from September 30, 2016 to December 31, 2016, with no increase in funding. MOTION ADOPTED.

FIS 17-012 Department of Justice (continued) – Joseph Foster, Attorney General, and Kathleen Carr, Director of Administration, Department of Justice, responded to questions of the Committee.

On a motion by Representative Ober, seconded by Senator D’Allesandro, that the item be removed from the table. MOTION ADOPTED.

On a motion by Representative Ober, seconded by Senator Morse, that the Committee **amend** and approve the request of the Department of Justice **to accept and expend \$41,120 in federal funds for the balance of Fiscal Year 2017**, as specified in the request dated December 22, 2016, and did not approve the Department's original request to accept and expend \$284,747 in federal funds through June 30, 2017. MOTION ADOPTED.

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:

FIS 17-002 Department of Health and Human Services – Trish Tilley, Administrator, Division of Public Health Services, and Sheri Rockburn, Chief Financial Officer, Department of Health and Human Services presented the request and responded to questions of the Committee. Vicki Quiram, Commissioner, and Joseph Bouchard, Assistant Commissioner, Department of Administrative Services, were also present to respond to questions of the Committee.

On a motion by Representative Ober, seconded by Senator D'Allesandro, that the Committee approve the request of the Department of Health and Human Services to; 1) accept and expend \$990,898 in federal funds through June 30, 2017, and contingent upon approval of #1, 2) establish one (1) temporary full-time Systems Development Specialist III (LG 23) position through June 30, 2017. No Action Taken.

On a motion by Senator Daniels, seconded by Representative Ober, that the Committee table the request of the Department of Health and Human Services to; 1) accept and expend \$990,898 in federal funds through June 30, 2017, and contingent upon approval of #1, 2) establish one (1) temporary full-time Systems Development Specialist III (LG 23) position through June 30, 2017. MOTION ADOPTED. (5-Yes, 3-No)

FIS 17-005 New Hampshire Employment Security – George Copadis, Commissioner, and Richard Lavers, Deputy Commissioner, New Hampshire Employment Security, presented the request and responded to questions of the Committee.

On a motion by Senator D'Allesandro, seconded by Representative Eaton, that the Committee approve the request of the New Hampshire Employment Security to; 1) accept and expend \$360,051 in federal funds through June 30, 2017, and further authorization to, 2) establish one (1) temporary full-time Program Specialist II (LG 21) position through June 30, 2017. MOTION ADOPTED. (9-Yes, 1-No)

RSA 7:6-e, DISPOSITION OF FUNDS OBTAINED BY THE ATTORNEY GENERAL:

FIS 17-017 Department of Justice – Joseph Foster, Attorney General, and Kathleen Carr, Director of Administration, Department of Justice, responded to questions of the Committee. James Boffetti, Senior Assistant Attorney General, Division of Public Protection, Department of Justice, was also present to respond to questions of the Committee.

On a motion by Senator Sanborn, seconded by Representative Weyler, that the Committee table the request of the Department of Justice to budget and expend \$6,400,017.56 in general funds from a multistate Volkswagen settlement received on October 28, 2016. MOTION ADOPTED. (8-Yes, 2-No)

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

FIS 17-011 New Hampshire Fish and Game Department – On a motion by Senator Daniels, seconded by Senator Sanborn, that the Committee approve the request of the New Hampshire Fish and Game Department to transfer \$33,000 from the New Hampshire Fish and Game Fund Reserve to the Fish and Game FY 2017 Operating Budget through June 30, 2017. MOTION ADOPTED.

RSA 215-A:23, IX AND RSA 215-C:39, X REGISTRATION FEES:

FIS 17-010 New Hampshire Fish and Game Department – Glenn Normandeau, Executive Director, and Kevin Jordan, Chief of Law Enforcement, New Hampshire Fish and Game Department, presented the request and responded to questions of the Committee.

On a motion by Senator D’Allesandro, seconded by Representative Weyler, that the Committee approve the request of the New Hampshire Fish and Game Department to transfer \$338,300 in unexpended funds from Excess Registration Fees, to the Fish and Game OHRV Fiscal Year 2017 Operating Budget. No Action Taken.

On a motion by Senator Daniels, seconded by Representative Eaton, that the Committee table the request of the New Hampshire Fish and Game Department to transfer \$338,300 in unexpended funds from Excess Registration Fees, to the Fish and Game OHRV Fiscal Year 2017 Operating Budget. MOTION ADOPTED. (6-Yes, 4-No)

RSA 604-A:1-b, ADDITIONAL FUNDING:

FIS 17-018 Judicial Council – On a motion by Representative Ober, seconded by Senator Morse, that the Committee approve the request of the Judicial Council to receive an additional appropriation from funds not otherwise appropriated in the amount of \$500,000 in general funds for the period effective July 1, 2016 through June 30, 2017. MOTION ADOPTED.

CHAPTER 275, LAWS OF 2015, AGENCY FOOTNOTE:

FIS 17-003 Department of Administrative Services – Vicki Quiram, Commissioner, and Joseph Bouchard, Assistant Commissioner, Department of Administrative Services, presented the request and responded to questions of the Committee.

On a motion by Representative Ober, seconded by Senator D'Allesandro, that the Committee approve the request of the Department of Administrative Services that a warrant be drawn from money in the Treasury not otherwise appropriated in the amount of \$1,000,000 to cover an anticipated utility appropriation shortfall through June 30, 2017. MOTION ADOPTED.

CHAPTER 276:23, LAWS OF 2015, JUDICIAL BRANCH; TRANSFERS:

FIS 17-023 Administrative Office of The Courts – Christopher Keating, Director, and Donna Raymond, Fiscal Manager, Administrative Office of The Courts, presented the request and responded to questions of the Committee.

On a motion by Senator D'Allesandro, seconded by Senator Reagan, that the Committee approve the request of the Administrative Office of The Courts to transfer \$299,810 in general and other funds between expenditure classes through June 30, 2017. MOTION ADOPTED.

CHAPTER 276:143, LAWS OF 2015, DEPARTMENT OF HEALTH AND HUMAN SERVICES; TRANSFER AMONG ACCOUNTS AND RSA 14:30-a, VI FISCAL COMMITTEE APPROVAL REQUIRED FOR ACCEPTANCE AND EXPENDITURE OF FUNDS OVER \$100,000 FROM ANY NON-STATE SOURCE:

FIS 17-022 Department of Health and Human Services – Jeffrey Meyers, Commissioner, and Sheri Rockburn, Chief Financial Officer, Department of Health and Human Services presented the request and responded to questions of the Committee.

On a motion by Senator Daniels, seconded by Senator D'Allesandro, that the Committee **amend** and approve the request of the Department of Health and Human Services to **transfer and accept non-matching federal funds in the amount of \$4.6M only through June 30, 2017**, as specified in the request dated December 28, 2016, and did not approve the original request to transfer general funds in the amount of \$17,253,649, increase federal revenues in the amount of \$6,626,590, and increase related other revenues in the amount of \$201,526 through June 30, 2017. MOTION ADOPTED.

CHAPTER 276:219, LAWS OF 2015, DEPARTMENT OF CORRECTIONS; TRANSFERS:

FIS 17-004 Department of Corrections – Robin Maddaus, Director, Division of Administration, Department of Corrections presented the request and responded to questions of the Committee.

The Committee postponed action to allow the Department to verify information regarding payment for electronic health records vendor services.

LATE INFORMATIONAL ITEM:

FIS 17-025 Department of Health and Human Services – Jeffrey Meyers, Commissioner, and Sheri Rockburn, Chief Financial Officer, Department of Health and Human Services responded to questions of the Committee regarding the December 31, 2016 Operating Statistics Dashboard report for the fiscal year ending June 30, 2017.

INFORMATIONAL MATERIALS:

The informational items were accepted and placed on file.

AUDITS:

State of New Hampshire, Department of Transportation, Turnpike System, Annual Financial Report For the Fiscal Year Ended June 30, 2016 – Stephen Smith, Director of Audits, Audit Division, Office of Legislative Budget Assistant, and Karen Farrell, Senior Manager, KPMG, presented the report and responded to questions of the Committee. Marie Mullen, Director of Finance, Department of Transportation, was present to respond to questions of the Committee.

This report was accepted, placed on file and released at the November 18, 2016 meeting of the Fiscal Committee.

New Hampshire Lottery Commission, A Department of The State of New Hampshire, Comprehensive Annual Financial Report For the Fiscal Year Ended June 30, 2016 – Stephen Smith, 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. Charles McIntyre, Executive Director, New Hampshire Lottery Commission, was present to respond to questions of the Committee.

This report was accepted, placed on file and released at the November 18, 2016 meeting of the Fiscal Committee.

CHAPTER 276:219, LAWS OF 2015, DEPARTMENT OF CORRECTIONS; TRANSFERS  
(Continued):

FIS 17-004 Department of Corrections – Robin Maddaus, Director, Division of Administration, Department of Corrections, responded to questions of the Committee.

On a motion by Representative Ober, seconded by Senator Daniels, that the Committee table the request of the Department of Corrections to transfer \$360,000 in general funds among accounts through June 30, 2017. MOTION ADOPTED.

DATE OF NEXT MEETING:

The next regular meeting of the Fiscal Committee was set for Friday, February 17, 2017 at 10:00 a.m. (Whereupon the meeting adjourned at 1:30 p.m.)



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Representative Ken Weyler, Clerk