

FISCAL COMMITTEE OF THE GENERAL COURT
MINUTES
October 16, 2002

The Fiscal Committee of the General Court met on Wednesday, October 16, 2002 at 9:00 a.m. in Room 100 of the State House.

Members in attendance were as follows:

Representative Neal Kurk, Chairman
Representative Kenneth Weyler, Clerk
Representative Keith Herman
Representative Beverly Rodeschin
Representative Linda Foster
Senator Arthur Klemm, Vice Chairman
Senator John Barnes
Senator Thomas Eaton
Senator Beverly Hollingworth
Senator Sylvia Larsen

Chairman Kurk opened the meeting at 9:40 a.m.

ACCEPTANCE OF MINUTES:

On a motion by Representative Rodeschin, seconded by Senator Barnes, that the minutes of the September 18, 2002 meeting be accepted as written. MOTION ADOPTED.

OLD BUSINESS:

On a motion by Senator Hollingworth, seconded by Senator Larsen, that request FIS 02-161 from the Department of Health and Human Services be removed from the table. MOTION FAILED.

NEW BUSINESS:

RSA 9:16-a TRANSFER AUTHORIZED - CONSENT CALENDAR:

On a motion by Senator Barnes, seconded by Representative Herman, that the Committee approve all the requests under this section as submitted. MOTION ADOPTED. (FIS 02-204 and FIS 02-205)

RSA 124:15 POSITIONS RESTRICTED - CONSENT CALENDAR:

Chairman Kurk requested that requests FIS 02-191 and FIS 02-216 be removed from the consent calendar for further discussion.

On a motion by Senator Larsen, seconded by Representative Rodeschin, that the Committee approve all the remaining requests listed on the agenda under this section as submitted. MOTION ADOPTED. (FIS 02-200, FIS 02-201, and FIS 02-215)

FIS 02-191 Department of Education - Paul Ezen, Deputy Commissioner and Lorraine Patusky, Administrator, Office of Curriculum Assessment, Accountability and School Improvement presented the request and responded to questions of the Committee.

RSA 124:15 POSITIONS RESTRICTED - CONSENT CALENDAR - (continued):

On a motion by Senator Larsen, seconded by Representative Foster, that the Committee approve the request from the Department of Education to establish consultant positions, one (1) Administrator II position, five (5) Education Consultant II positions, one (1) Accounting Technician position and one (1) Secretary II position through June 30, 2003. MOTION ADOPTED.

FIS 02-216 Department of Safety, Division of Motor Vehicles - John Stephen, Assistant Commissioner and Tim Mason, Director of Administration, Department of Safety presented the request and responded to questions of the Committee.

On a motion by Senator Barnes, seconded by Senator Larsen, that the Committee approve the request from the Department of Safety, Division of Motor Vehicles to establish five (5) Highway Patrol and Enforcement Officer positions through June 30, 2003. MOTION ADOPTED.

CHAPTER 158:43, LAWS OF 2001 - ADDITIONAL REVENUES; DEPARTMENT OF HEALTH AND HUMAN SERVICES:

FIS 02-194 Department of Health and Human Services, Division of Developmental Services - Kathleen Sgambati, Acting Commissioner and John Wallace, Associate Commissioner, Department of Health and Human Services and Michael Wallace, Assistant Attorney General presented the request and responded to questions of the Committee.

On a motion by Representative Herman, seconded by Senator Barnes, that the Committee table this request. MOTION ADOPTED.

FIS 02-210 Department of Health and Human Services, Office of Community & Public Health - On a motion by Senator Barnes, seconded by Representative Foster, that the Committee approve the request of the Department of Health and Human Services, Office of Community & Public Health to accept and expend \$60,000 in federal funds. MOTION ADOPTED.

FIS 02-211 Department of Health and Human Services, Office of Community & Public Health - On a motion by Senator Eaton, seconded by Senator Barnes, that the Committee approve the request of the Department of Health and Human Services, Office of Community & Public Health to accept and expend \$50,000 from Mead Johnson Nutritionals. MOTION ADOPTED.

FIS 02-212 Department of Health and Human Services, Division for Juvenile Justice Services - Kathleen Sgambati, Acting Commissioner, Department of Health and Human Services presented the request and responded to questions of the Committee.

On a motion by Senator Eaton, seconded by Representative Foster, that the Committee approve the request from the Department of Health and Human Services, Division for Juvenile Justice Services to accept and expend \$683,693 in federal funds. MOTION ADOPTED.

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CHAPTER 158:43, LAWS OF 2001 - ADDITIONAL REVENUES; DEPARTMENT OF HEALTH AND HUMAN SERVICES - (continued):

FIS 02-213 Department of Health and Human Services, Division for Children, Youth & Families - On a motion by Senator Barnes, seconded by Representative Foster, that the Committee approve the request from the Department of Health and Human Services, Division for Children, Youth & Families to accept and expend \$237,045 in federal funds. MOTION ADOPTED.

CHAPTER 158:43, LAWS OF 2001 - ADDITIONAL REVENUES; DEPARTMENT OF HEALTH AND HUMAN SERVICES AND RSA 124:15 POSITIONS RESTRICTED:

FIS 02-214 Department of Health and Human Services, Office of Program Support - On a motion by Senator Larsen, seconded Representative Foster, that the Committee approve the request from the Department of Health and Human Services, Office of Program Support to accept and expend \$281,556 in federal funds, and continue one (1) Program Specialist IV position, one (1) Program Specialist III position, two (2) Supervisor III positions, and two (2) Health Care Facility Program Reviewer positions and continue the use of a Pharmacist and Registered Nurse consultants through June 30, 2003. MOTION ADOPTED.

RSA 21-P:7-a, I AS INSERTED BY CHAPTER 220:10, LAWS OF 2002 DEPUTY DIRECTOR OF STATE POLICE AND CHAPTER 220:12, LAWS OF 2002 DEPUTY DIRECTOR OF STATE POLICE; SALARY OF POSITION:

FIS 02-203 Department of Safety - Tim Mason, Director of Administration presented the request and responded to questions of the Committee.

On a motion by Senator Eaton, seconded by Representative Rodeschin, that the Committee approve the request of the Department of Safety to establish the unclassified position of Deputy Director of State Police and set a salary at Grade HH (\$61,940-\$82,580). MOTION ADOPTED.

RSA 21-P:23 - HIGHWAY FUND SURPLUS:

FIS 02-202 Department of Safety - Tim Mason, Director of Administration presented the request and responded to questions of the Committee.

On a motion by Senator Barnes, seconded by Representative Weyler, that the Committee approve the request from the Department of Safety to transfer \$42,442 from the Highway Fund Surplus Account. MOTION ADOPTED.

RSA 622:28-a, V INDUSTRIES INVENTORY ACCOUNT:

FIS 02-207 Department of Corrections - On a motion by Senator Barnes, seconded by Representative Foster, that the Committee approve the request of the Department of Corrections to expend an amount not to exceed \$12,000 from the Correctional Industries Revolving Account
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RSA 622:28-a,V INDUSTRIES INVENTORY ACCOUNT - (continued):

to purchase a used 1988 International S2500, 10-wheel dump truck.
MOTION ADOPTED.

LATE ITEM:

FIS 02-220 Department of Environmental Services - Rene Pelletier presented the request and responded to questions of the Committee.

On a motion by Senator Barnes, seconded by Representative Foster, that the Committee approve the request from the Department of Environmental Services to establish one (1) Secretary II position and one (1) Environmentalist III position through June 30, 2003. MOTION ADOPTED.

INFORMATIONAL ITEMS:

The informational items were accepted and placed on file.

AUDIT:

State of New Hampshire, Department of Corrections, Sexual Harassment and Misconduct Performance Audit Report October 2002 - Steven Fox, Performance Audit Supervisor, Office of Legislative Budget Assistant presented the audit report and responded to questions of the Committee. Commissioner Philip Stanley was also present to respond to questions of the Committee.

On a motion by Representative Weyler, seconded by Senator Klemm, that this report be accepted, placed on file and released in the usual manner. MOTION ADOPTED.

MISCELLANEOUS:

Charles River Associates Update:

Michael Buckley, Legislative Budget Assistant gave the Committee an update on the status of the Charles River Associates contract. Mr. Buckley explained that we are now in the critical and final phase of the project. Charles River Associates delivered the system in August and the next milestone was the training of state staff, which occurred last week on Wednesday, Thursday and Friday. They met the hour obligation to provide training to the LBA Office, Revenue Administration and Administrative Services. At the completion of this training, the acceptance period began and runs for 45 calendar days, which brings us to the end of November. During training, a number of issues were discovered and those are going to be summarized in a memo that will be delivered to Mr. Buckley. When that memo is received Mr. Buckley will share it with the Fiscal Committee subcommittee monitoring this project. This subcommittee will go out of existence the first week of December, and the issue right now is will the subcommittee still be in existence or in a position to really take final action on the contract; thus authorizing the \$350,000 payment - the final installment due to Charles River. Mr. Buckley also reported

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MISCELLANEOUS - (continued):

that KPMG has assigned two individuals to this project, they attended the training last week and they are finishing phase one, which is kind of a scoping phase to understand the system and see what kind of acceptance testing is appropriate. Mr. Buckley noted that by the end of the day he would have some idea what their acceptance options might be. Therefor, Mr. Buckley would like to set up a meeting of the subcommittee as soon as possible to accept that report and decide which way the subcommittee wishes to go.

Peer Review of the LBA Audit Division:

Mr. Buckley reported that the LBA Audit Division is undergoing a three-year peer review. The peer review team is in Concord reviewing the Audit Division's procedures, and a report is expected to be issued at the January Fiscal Committee meeting.

DATE OF NEXT MEETING AND ADJOURNMENT:

The next meeting of the Fiscal Committee will be held on Tuesday, November 19, 2002 at 1:00 p.m. in the Legislative Office Building, Room 210-211.

(Whereupon the Committee adjourned.)

Representative Kenneth Weyler, Clerk