

FISCAL COMMITTEE OF THE GENERAL COURT  
MINUTES

February 18, 2022

The Fiscal Committee of the General Court met on Friday, February 18, 2022, at 10:00 a.m. in Room 210-211 of the Legislative Office Building.

Members in attendance were as follows:

Representative Karen Umberger, Chairman  
Representative Tracy Emerick  
Representative Keith Erf  
Representative Peter Leishman  
Representative Bob Lynn (Alternate)  
Representative Joseph Pitre (Alternate)  
Senator Gary Daniels  
Senate President Chuck Morse  
Senator Bob Giuda  
Senator Cindy Rosenwald  
Senator Lou D'Allesandro

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

ACCEPTANCE OF MINUTES:

On a motion by Senator D'Allesandro, seconded by Senator Daniels, that the Committee approve the minutes of the January 14, 2022 meeting. MOTION ADOPTED. (8-Yes; 2-Abstained)

On a motion by Senator D'Allesandro, seconded by Senator Daniels, that the Committee approve the minutes of the January 21, 2022 meeting. MOTION ADOPTED. (9-Yes; 1-Abstained)

OLD BUSINESS:

FIS 22-023 Department of Health and Human Services – authorization to accept and expend \$350,000 in other funds through June 30, 2023. Tabled 01/21/2022. No Action Taken.

NEW BUSINESS:

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 9:16-c, I.  
FIS 22-073
- Tab 8 Pursuant to ARPA RSA 14:30-a, VI.  
FIS 22-077, 22-080

Tab 9 Pursuant to ARPA RSA 14:30-a, VI. and RSA 124:15  
FIS 22-081

On a motion by Senator Rosenwald, seconded by Senator D'Allesandro, that the Committee approve the remaining requests under the Consent Calendar as submitted. MOTION ADOPTED. (10-Yes; 0-No) [TAB 3 pursuant to RSA 9:16-a, II, FIS 22-049 Department of Transportation – authorization to transfer \$630,000 between various classes in Turnpike's Renewal and Replacement, \$650,000 between various classes in Turnpike's Toll Collection, and \$205,000 between classes in Turnpike's Toll Collection Equipment for total Turnpike fund transfers of \$1,485,000 through June 30, 2022; TAB 4 pursuant to RSA 9:16-a, II and RSA 14:30-a, VI., FIS 22-044 Department of Health and Human Services – authorization to; 1) transfer \$1,302,767 in general funds required as State Funds matching share for Title III ARP grant funds through June 30, 2022, and 2) contingent upon approval of Request #1, amend FIS 21-290, approved October 22, 2021, by transferring the original federal appropriations of \$6,960,025 through June 30, 2023; TAB 5 pursuant to RSA 9:16-c, I, FIS 22-050 Department of Environmental Services – authorization to transfer \$9,407 in and among classes within an accounting unit through June 30, 2023; TAB 6 pursuant to RSA 14:30-a, VI., FIS 22-051 Department of Corrections – authorization to accept and expend \$218,400 in other funds through September 30, 2022, FIS 22-052 Department of Education – authorization to accept and expend \$23,067,953 in federal additional grant funds through June 30, 2022, FIS 22-053 Department of Environmental Services – authorization to budget and expend \$80,000,000 in other funds through June 30, 2023, FIS 22-054 New Hampshire Fish and Game Department – authorization to accept and expend \$105,226 in federal funds through June 30, 2023, FIS 22-055 Department of Health and Human Services – authorization through June 30, 2022 to; 1) accept and expend \$7,258,417 in other funds and 2) contingent upon approval of Request #1, accept and expend \$7,265,675 in additional federal funds, FIS 22-062 Department of Justice – authorization to accept and expend \$1,402,083 in federal grant funds through June 30, 2023, FIS 22-063 Department of Justice – authorization to accept and expend \$4,710,993 in federal grant funds through June 30, 2023, FIS 22-068 Department of Health and Human Services – authorization to amend FIS 21-242, approved August 20, 2021, by transferring \$45,000 in federal funds between classes and creating a new class line through June 30, 2023, FIS 22-069 Department of Health and Human Services – authorization to amend FIS 21-257, approved September 17, 2021, by transferring \$425,000 in federal funds between class lines through June 30, 2023, FIS 22-070 Department of Health and Human Services – authorization to accept and expend \$224,842 in federal funds through June 30, 2023, FIS 22-072 Department of Health and Human Services – authorization to accept and expend \$42,261,815 in additional federal revenue through June 30, 2023, FIS 22-074 Department of Health and Human Services – authorization to amend FIS 21-212, approved August 20, 2021, by transferring \$149,760 in federal funds through June 30, 2023, and FIS 22-076 Department of Administrative Services – authorization to accept and expend \$250,000 in other funds through June 30, 2022; TAB 7 pursuant to RSA 14:30-a, VI. and RSA 124:15, FIS 22-046 Department of Natural and Cultural Resources – authorization through June 30, 2023 to; 1) budget and expend \$249,288 in other prior-year carry forward funds, and 2) contingent upon approval of Request #1, establish a temporary full-time Environmentalist III (LG 23) position and a year-round part-time temporary Environmental Technician I (LG 9) position, FIS 22-056 Insurance Department – authorization through June 30, 2023 to; 1) accept and expend \$675,466 in federal grant funds for FY 2022, and 2) authorization to establish a Class 046 (Consultants) to enter into contracts for consulting services with various vendors, FIS 22-061 Department of Justice – authorization through June 30, 2023 to; 1) accept and expend \$118,105 in federal grant funds, and 2) contingent upon approval of Request #1, establish one (1) temporary full-time Planning Analyst/Data Systems position, and FIS 22-071 Department of Health and Human Services – authorization through June 30, 2023 to; 1) amend an accept and expend item of federal funds approved by the Governor pursuant to RSA 21-P:43, RSA 4:45,

RSA 4:47, and Executive Order 2020-04 as extended, to allow DHHS to modify and reallocate the budget by transferring \$872,764 in federal funds between classes, and 2) contingent upon approval of Request #1, authorization to continue nine (9) part-time temporary positions and eleven (11) full-time temporary positions for laboratory, epidemiology and administrative purposes; TAB 8 pursuant to ARPA RSA 14:30-a, VI., FIS 22-045 Department of Health and Human Services – authorization to accept and expend \$1,829,268 in federal Family Violence Prevention and Services Act (FVPSA) Grant – American Rescue Plan Act (ARPA) of 2021; Subtitle E funds through June 30, 2023, FIS 22-058 Department of Transportation – authorization to; 1) to accept and expend a grant retroactive from January 20, 2020 in the amount of \$1,051,081 in federal funds awarded under the American Rescue Plan Act (ARPA) and administered via the Federal Aviation Administration to cover airport operating expenses at the Lebanon Municipal Airport through June 30, 2022, FIS 22-064 Department of Justice – authorization to amend FIS 21-252, approved September 17, 2021, by transferring funds in the amount of \$78,000 in federal funds between classes from the American Rescue Plan Act of 2021 (ARPA) State Fiscal Recovery Funds (SFRF) through June 30, 2023, FIS 22-065 Department of Justice – authorization to amend FIS 21-168, approved June 18, 2021, by transferring \$75,000 in federal funds between classes from the American Rescue Plan Act of 2021 (ARPA) State Fiscal Recovery Funds (SFRF) through June 30, 2023, FIS 22-066 Department of Transportation – authorization to retroactively from January 20, 2020; 1) accept and expend \$1,964,072 in federal grant funds awarded under the American Rescue Plan Act (ARPA) and administered via the Federal Aviation Administration to cover airport operating expenses at the Portsmouth International Airport at Pease through June 30, 2022, FIS 22-067 Department of Transportation – authorization to retroactively from January 20, 2020; 1) accept and expend \$8,735,862 in federal grant funds awarded under the American Rescue Plan Act (ARPA) and administered via the Federal Aviation Administration to cover airport operating expenses at the Manchester-Boston Regional Airport through June 30, 2022, and FIS 22-078 Governor’s Office for Emergency Relief And Recovery – authorization to accept and expend \$45,000,000 in federal American Rescue Plan Act of 2021 (ARPA), Homeowners Assistance Funds (HAF) through June 30, 2023]

FIS 22-079 (TAB 8) Withdrawn By Agency – Department of Employment Security request, dated February 10, 2022, to withdraw FIS 22-079 Department of Employment Security – seeking authorization to accept and expend \$11,250,000 in federal American Rescue Plan (ARP) State and Local Fiscal Recovery Funds (FRF) through June 30, 2023. Withdrawn By Agency.

RSA 9:16-c, I, TRANSFER OF FEDERAL GRANT FUNDS:

CONSENT CALENDAR

FIS 22-073 Department of Health and Human Services – Kerrin Rounds, Chief Financial Officer, and Katja Fox, Director, Division for Behavioral Health, Department of Health and Human Services responded to questions of the Committee.

The Department will provide the Committee the cost of the Doorways program since its inception. They also responded to questions regarding: the effectiveness of the program; if there is a way to correlate the effects of COVID to the spike in overdoses; and prevention efforts.

Senator Giuda questioned if it was possible for the Department to aggregate the cost of Doorways and any associated programs into a single dollar figure to get an estimate of how much the system is costing, to which the Department responded that they have the figures going back to 2018. He also asked if the Department could pull together the numbers under the broad categories for prevention, treatment, and interdiction, to have a representation of the balance of funding towards these different efforts.

The Chair also felt it would be helpful to get the caseload figures from the Courts to help determine if prevention is working.

On a motion by Senator D'Allesandro, seconded by Senator Rosenwald, that the Committee approve the request of the Department of Health and Human Services to transfer \$4,000,000 in federal funds through September 29, 2022.

A roll call was taken, and the results were as follows:

Representative Emerick – Yes  
Representative Erf – Yes  
Representative Leishman – Yes  
Representative Lynn (Alternate) – Yes  
Senator Daniels – Yes  
Senator Morse – Yes  
Senator Giuda – Yes  
Senator Rosenwald – Yes  
Senator D'Allesandro – Yes  
Representative Umberger – Yes (10-Yes; 0-No)  
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:

AMERICAN RESCUE PLAN 2021  
CONSENT CALENDAR

FIS 22-077 Department of Health and Human Services – Kerrin Rounds, Chief Financial Officer, and Karen Hebert, Director, Division of Economic and Housing Stability, Department of Health and Human Services responded to questions of the Committee.

As requested by Representative Leishman, the Department will provide a more precise percentage of the success rate on recouping funds to the Committee.

On a motion by Senator Giuda, seconded by Senator Rosenwald, that the Committee approve the request of the Department of Health and Human Services to accept and expend \$740,602 in federal grant funds as authorized as part of the Federal American Recovery Plan Act (ARPA) through June 30, 2023.

A roll call was taken, and the results were as follows:

Representative Emerick – Yes  
Representative Erf – Yes  
Representative Leishman – Yes  
Representative Lynn (Alternate) – Yes  
Senator Daniels – Yes  
Senator Morse – Yes  
Senator Giuda – Yes  
Senator Rosenwald – Yes  
Senator D’Allesandro – Yes  
Representative Umberger – Yes (10-Yes; 0-No)  
MOTION ADOPTED.

FIS 22-080 Governor’s Office for Emergency Relief And Recovery – Taylor Caswell, Executive Director, and Chase Hagaman, Deputy Director, Governor’s Office for Emergency Relief and Recovery responded to questions of the Committee. Also present to respond to Committee questions was John Nyhan, President, Hampton Area Chamber of Commerce.

On a motion by Senator Giuda, seconded by Senator Morse, that the Committee approve the request of the Governor’s Office for Emergency Relief and Recovery to accept and expend \$345,395 in federal American Rescue Plan Act (ARPA) State Fiscal Recovery Funds (SFRF) through June 30, 2023.

A roll call was taken, and the results were as follows:

Representative Emerick – Yes  
Representative Erf – Yes  
Representative Leishman – Yes  
Representative Lynn (Alternate) – Yes  
Senator Daniels – Yes  
Senator Morse – Yes  
Senator Giuda – Yes  
Senator Rosenwald – Yes  
Senator D’Allesandro – Yes  
Representative Umberger – Yes (10-Yes; 0-No)  
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:

AMERICAN RESCUE PLAN 2021  
CONSENT CALENDAR

FIS 22-081 Department of Administrative Services – Charles Arlinghaus, Commissioner, Department of Administrative Services, responded to questions of the Committee.

Senator Morse requested the LBA work with the Department of Administrative Services to determine what the 19% vacancy rate equates to in dollars, and how much of those funds have been transferred into other lines.

The Department asked to be given a month to 1½ months to fill the requested positions, and another 3 months to determine if these positions are successful.

On a motion by Representative Leishman, seconded by Senator Morse, that the Committee approve the request of the Department of Administrative Services through June 30, 2023 to; 1) accept and expend \$526,208 in federal American Rescue Plan (ARP) State and Local Recovery Funds (FRF), and 2) contingent upon approval of Request #1, authorization to establish three (3) temporary full-time positions to include a Human Resources Specialist (LG 27) and two Human Resource Coordinators (LG 24).

A roll call was taken, and the results were as follows:

Representative Emerick – Yes  
Representative Erf – Yes  
Representative Leishman – Yes  
Representative Lynn (Alternate) – Yes  
Senator Daniels – Yes  
Senator Morse – Yes  
Senator Giuda – Yes  
Senator Rosenwald – Yes  
Senator D’Allesandro – Yes  
Representative Umberger – Yes (10-Yes; 0-No)  
MOTION ADOPTED.

RSA 106-H:9, I. (e) FUNDING; FUND ESTABLISHED:

FIS 22-075 Department of Safety – On a motion by Senator D’Allesandro, seconded by Representative Lynn, that the Committee approve the request of the Department of Safety to budget and expend \$657,500 in other funds from the Prior Year Carry Forward Balance of the Enhanced 911 System fund through June 30, 2022.

A roll call was taken, and the results were as follows:

Representative Emerick – Yes  
Representative Erf – Yes  
Representative Leishman – Yes  
Representative Lynn (Alternate) – Yes  
Senator Daniels – Yes  
Senator Morse – Yes  
Senator Giuda – Yes  
Senator Rosenwald – Yes  
Senator D’Allesandro – Yes  
Representative Umberger – Yes (10-Yes; 0-No)  
MOTION ADOPTED.

RSA 228:12 TRANSFERS FROM HIGHWAY SURPLUS ACCOUNT:

FIS 22-057 Department of Transportation – On a motion by Senator D’Allesandro, seconded by Representative Leishman, that the Committee approve the request of the Department of Transportation to transfer \$1,645,000 in highway funds from the Highway Surplus Account to fund winter maintenance activities through June 30, 2022.

A roll call was taken, and the results were as follows:

Representative Emerick – Yes  
Representative Erf – Yes  
Representative Leishman – Yes  
Representative Lynn (Alternate) – Yes  
Senator Daniels – Yes  
Senator Morse – Yes  
Senator Giuda – Yes  
Senator Rosenwald – Yes  
Senator D’Allesandro – Yes  
Representative Umberger – Yes (10-Yes; 0-No)  
MOTION ADOPTED.

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

FIS 22-059 Judicial Council – On a motion by Representative Lynn, seconded by Senator D’Allesandro, that the Committee approve the request to the Judicial Council to receive an additional appropriation from funds not otherwise appropriated in the amount of \$775,000 in general funds through June 30, 2022.



A roll call was taken, and the results were as follows:

Representative Emerick – Yes  
Representative Erf – Yes  
Representative Leishman – Yes  
Representative Lynn (Alternate) – Yes  
Senator Daniels – Yes  
Senator Morse – Yes  
Senator Giuda – Yes  
Senator Rosenwald – Yes  
Senator D’Allesandro – Yes  
Representative Umberger – Yes (10-Yes; 0-No)  
MOTION ADOPTED.

CHAPTER 91:70, LAWS OF 2021, DEPARTMENT OF CORRECTIONS; TRANSFER  
AUTHORITY:

FIS 22-060 Department of Corrections – Helen Hanks, Commissioner, Department of Corrections, responded to questions of the Committee. Also present was Jonathan Hanson, Director of Administration, Department of Corrections.

On a motion by Senator D’Allesandro, seconded by Senator Giuda, that the Committee approve the request of the Department of Corrections to transfer \$7,830,768 in general funds among accounts to reallocate appropriations and cover overtime shortfalls through June 30, 2022.

A roll call was taken, and the results were as follows:

Representative Emerick – Yes  
Representative Erf – Yes  
Representative Leishman – Yes  
Representative Lynn (Alternate) – Yes  
Senator Daniels – Yes  
Senator Morse – Yes  
Senator Giuda – Yes  
Senator Rosenwald – Yes  
Senator D’Allesandro – Yes  
Representative Umberger – Yes (10-Yes; 0-No)  
MOTION ADOPTED.



LATE ITEMS:

FIS 22-082 Department of Natural and Cultural Resources – On a motion by Senator Rosenwald, seconded by Senator D’Allesandro, that the Committee approve the request of the Department of Natural and Cultural Resources to accept and expend \$1,011,000 in federal American Rescue Plan Act (ARPA) funds through June 30, 2023.

A roll call was taken, and the results were as follows:

Representative Emerick – Yes  
Representative Erf – Yes  
Representative Leishman – Yes  
Representative Lynn (Alternate) – Yes  
Senator Daniels – Yes  
Senator Morse – Yes  
Senator Giuda – Yes  
Senator Rosenwald – Yes  
Senator D’Allesandro – Yes  
Representative Umberger – Yes (10-Yes; 0-No)  
MOTION ADOPTED.

FIS 22-083 Department of Health and Human Services – Kerrin Rounds, Chief Financial Officer, and Morissa Henn, Associate Commissioner, Department of Health and Human Services responded to questions of the Committee. Lori Shibinette, Commissioner, Department of Health and Human Services was also present to address the Committee and respond to questions.

On a motion by Representative Leishman, seconded by Senator Daniels, that the Committee table the request of the Department of Health and Human Services through June 30, 2023 to; 1) accept and expend \$1,763,253 in federal American Rescue Plan Act (ARPA) funds, and 2) establish six (6) full-time non-classified positions.

A roll call was taken, and the results were as follows:

Representative Emerick – No  
Representative Erf – No  
Representative Leishman – Yes  
Representative Lynn (Alternate) – No  
Senator Daniels – Yes  
Senator Morse – No  
Senator Giuda – No  
Senator Rosenwald – No  
Senator D’Allesandro – No  
Representative Umberger – No (2-Yes; 8-No)  
MOTION FAILED.

On a motion by Senator Morse, seconded by Representative Lynn, that the Committee approve the request of the Department of Health and Human Services through June 30, 2023 to; 1) accept and expend \$1,763,253 in federal American Rescue Plan Act (ARPA) funds, and 2) establish six (6) full-time non-classified positions.

A roll call was taken, and the results were as follows:

Representative Emerick – Yes  
Representative Erf – Yes  
Representative Leishman – Yes  
Representative Lynn (Alternate) – Yes  
Senator Daniels – No  
Senator Morse – Yes  
Senator Giuda – Yes  
Senator Rosenwald – Yes  
Senator D’Allesandro – Yes  
Representative Umberger – Yes (9-Yes; 1-No)  
MOTION ADOPTED.

FIS 22-084 Department of Health and Human Services – Lori Shibinette Commissioner, and Joseph Caristi, Chief Financial Officer, NH Hospital and Glencliff, Department of Health and Human Services responded to questions of the Committee.

On a motion by Senator D’Allesandro, seconded by Senator Giuda, that the Committee approve the request of the Department of Health and Human Services to accept and expend \$300,300 in federal American Rescue Plan Act (ARPA) funds through June 30, 2023.

A roll call was taken, and the results were as follows:

Representative Emerick – Yes  
Representative Erf – Yes  
Representative Leishman – Yes  
Representative Lynn (Alternate) – Yes  
Senator Daniels – No  
Senator Morse – Yes  
Senator Giuda – Yes  
Senator Rosenwald – Yes  
Senator D’Allesandro – Yes  
Representative Umberger – Yes (9-Yes; 1-No)  
MOTION ADOPTED.

FIS 22-086 Governor's Office for Emergency Relief and Recovery – Taylor Caswell, Executive Director, and Chase Hagaman, Deputy Director, Governor's Office for Emergency Relief and Recovery responded to questions of the Committee. Also present to respond to Committee question was Robert Dapice, Executive Director, New Hampshire Housing Finance Authority.

On a motion by Senator D'Allesandro, seconded by Representative Emerick, that the Committee approve the request of the Governor's Office for Emergency Relief and Recovery to accept and expend \$30,032,503 in federal American Rescue Plan Act (ARPA) Emergency Rental Assistance (ERA2) financial assistant funds through June 30, 2023.

A roll call was taken, and the results were as follows:

Representative Emerick – Yes  
Representative Erf – Yes  
Representative Leishman – Yes  
Representative Lynn (Alternate) – Yes  
Senator Daniels – Yes  
Senator Morse – Yes  
Senator Giuda – No  
Senator Rosenwald – Yes  
Senator D'Allesandro – Yes  
Representative Umberger – Yes (9-Yes; 1-No)  
MOTION ADOPTED.

CARES FUNDING UPDATE:

Governor's Office for Emergency Relief And Recovery – Taylor Caswell, Executive Director, and Chase Hagaman, Deputy Executive Director, Governor's Office for Emergency Relief and Recovery presented a CARES Funding Update. Handouts were distributed prior to the meeting.

LATE INFORMATIONAL ITEM:

FIS 22-085 Department of Health and Human Services – Operating Statistics Dashboard SFY22 report through December 31, 2021. No discussion occurred.

INFORMATIONAL MATERIALS:

The informational items were accepted and placed on file.

AUDITS:

The Unique College Investing Plan, Annual Report, September 30, 2021 and The Fidelity Advisor 529 Plan, Annual Report, September 30, 2021 – Stephen Smith, Director of Audits, Audit Division, Office of Legislative Budget Assistant, Declan Byrne, Partner, PricewaterhouseCoopers, and Monica Mezzapelle, State Treasurer, Treasury Department, presented the reports and responded to questions of the Committee.


These reports were accepted, placed on file, and released at the November 19, 2021 meeting of the Fiscal Committee.

State of New Hampshire, Child Care Licensing Unit, Performance Audit, February 2022 – Stephen Smith, Director of Audits, and Vilay Skidds, Senior Audit Manager, Audit Division, Office of Legislative Budget Assistant presented the report and responded to questions of the Committee. Melissa Clement, Supervisor, Office of Program Support, Department of Health and Human Services was also present to respond to Committee questions.

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

DATE OF NEXT MEETING AND ADJOURNMENT:

The Chair scheduled the next regular meeting of the Fiscal Committee for Friday, March 18, 2022 at 10:00 a.m. to be held in Room 210-211 of the Legislative Office Building. (Whereupon the meeting adjourned at 12:50 p.m.)

  
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Representative Tracy Emerick, Clerk