

FISCAL COMMITTEE OF THE GENERAL COURT

MINUTES

January 4, 2019

The Fiscal Committee of the General Court met on Friday, January 4, 2019 at 10:00 a.m. in Room 210-211 of the Legislative Office Building.

Members in attendance were as follows:

Representative Mary Jane Wallner, Chairman
Representative Ken Weyler
Representative Peter Leishman
Representative Lynne Ober
Representative Susan Ford
Representative Patricia Lovejoy (Alternate)
Senator Lou D'Allesandro
Senator Dan Feltes
Senator Chuck Morse
Senator Cindy Rosenwald
Senator Jay Kahn (Alternate)

Chairman Wallner opened the meeting at 10:08 a.m.

ORGANIZATION OF COMMITTEE:

On a motion by Senator Feltes, seconded by Senator Morse, that Senator D'Allesandro be nominated as Vice Chairman of the Fiscal Committee.

No other nominations were received. The Chairman closed nominations and by unanimous vote Senator D'Allesandro was duly elected Vice Chairman of the Fiscal Committee.

On a motion by Representative Ford, seconded by Senator Rosenwald, that Representative Weyler be nominated as Clerk of the Fiscal Committee.

No other nominations were received. The Chairman closed nominations and by unanimous vote Representative Weyler was duly elected Clerk of the Fiscal Committee.

RSA 14:30 APPOINTMENT AND COMPENSATION OF LEGISLATIVE BUDGET ASSISTANT:

On a motion by Representative Wallner, seconded by Senator Feltes, that Michael Kane be appointed as the Legislative Budget Assistant, pursuant to the provisions of RSA 14:30, for a two-year term. MOTION ADOPTED.

ADOPTION OF FISCAL COMMITTEE RULES AND PROCEDURES:

On a motion by Representative Ober, seconded by Senator D'Allesandro, that the Committee adopt the Fiscal Committee rules and procedures consistent with past practices as outlined in Appendix A, which will be attached to the minutes as part of the official record. MOTION ADOPTED.

ACCEPTANCE OF MINUTES:

On a motion by Representative Ober, seconded by Senator D'Allesandro, that the minutes of the November 16, 2018 meeting be accepted as written. MOTION ADOPTED. (6-Yes, 4-Abstained)

NEW BUSINESS:

RSA 9:16-a, TRANSFERS AUTHORIZED:

CONSENT CALENDAR

On a motion by Representative Ober, seconded by Senator Feltes, that the Committee approve the requests under this section as submitted. MOTION ADOPTED. [FIS 19-001 Department of Safety – authorization to transfer \$5,850 in highway/general funds and establish a new expenditure class code through June 30, 2019 and FIS 19-009 Department of Information Technology – authorization to transfer \$175,000 in other funds through June 30, 2019]

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

At the request of the Committee FIS 19-003 Department of Transportation, FIS 19-010 Department of Justice, FIS 19-016 Department of Health and Human Services, and FIS 19-020 Department of Justice were removed from the Consent Calendar.

On a motion by Senator Rosenwald, seconded by Senator D'Allesandro, that the Committee approve the remaining requests under this section as submitted. MOTION ADOPTED. [FIS 19-002 Department of Education – authorization to accept and expend \$256,266 in federal funds through June 30, 2019, FIS 19-011 Department of Justice – authorization to accept and expend \$897,079 in federal funds through June 30, 2019, FIS 19-012 Department of Justice – authorization to accept and expend \$152,202 in federal funds through June 30, 2019, FIS 19-017 Department of Health and Human Services – authorization to accept and expend \$3,003,000 in federal funds through June 30, 2019, FIS 19-021 Department of Health and Human Services – authorization to accept and expend \$1,806,305 in federal funds through June 30, 2019, FIS 19-022 Department of Health and Human Services – authorization to accept and expend \$3,383,089 in federal funds through June 30, 2019, and FIS 19-023 Department of Health and Human Services – authorization to accept and expend \$141,000 in federal funds through June 30, 2019]

FIS 19-003 Department of Transportation – Victoria Sheehan, Commissioner, Christopher Waszczuk, Deputy Commissioner, and Marie Mullen, Director of Finance, Department of Transportation presented the request and responded to questions of the Committee.

On a motion by Senator D’Allesandro, seconded by Senator Morse, that the Committee approve the request of the Department of Transportation to accept and expend \$3,270,000 in other funds through June 30, 2019. MOTION ADOPTED.

FIS 19-010 Department of Justice – Gordon MacDonald, 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 Ober, seconded by Senator Kahn, that the Committee approve the request of the Department of Justice to accept and expend \$240,408 in federal funds through June 30, 2019. MOTION ADOPTED.

FIS 19-016 Department of Health and Human Services – Kerrin Rounds, Chief Financial Officer, Christine Santaniello, Director, Division of Long-Term Supports and Services, and Wendi Aultman, Bureau Chief of Elderly and Adult Services, Department of Health and Human Services presented the request and 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 accept and expend \$323,967 in federal funds through June 30, 2019. MOTION ADOPTED. (9-Yes, 1-No)

FIS 19-020 Department of Justice – Gordon MacDonald, Attorney General, Department of Justice requested to withdraw the item seeking authorization to accept and expend \$100,000 in other funds through June 30, 2019. WITHDRAWN BY AGENCY.

RSA 124:15 POSITIONS AUTHORIZED:

CONSENT CALENDAR

On a motion by Representative Ober, seconded by Senator Feltes, that the Committee approve the request under this section as submitted. MOTION ADOPTED. [FIS 19-005 Department of Information Technology – authorization to; 1) increase Class 046 Consultants for the purpose of hiring consultants through June 30, 2019, contingent upon G&C approval of requested action #2]

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

The requests under this section were removed from the Consent Calendar.

FIS 19-006 Department of Safety – On a motion by Representative Leishman, seconded by Senator Feltes, that the Committee approve the request of the Department of Safety for authorization through June 30, 2019 to; 1) accept and expend \$176,000 in other funds, and 2) establish class 046 consultant positions. MOTION ADOPTED.

FIS 19-013 Department of Justice – On a motion by Representative Ober, seconded by Representative Ford, that the Committee approve the request of the Department of Justice for authorization through June 30, 2019 to; 1) accept and expend \$104,215 in federal funds and 2) contingent upon approval of request #1, establish one (1) full-time temporary Program Specialist IV (LG 25) position. MOTION ADOPTED.

FIS 19-018 Department of Health and Human Services – 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 for authorization through June 30, 2019 to; 1) accept and expend \$445,000 in federal funds, and 2) contingent upon approval of request #1, establish a full-time temporary Program Specialist III (LG 23) position. MOTION ADOPTED.

FIS 19-025 Department of Health and Human Services – Patricia Tilley, Deputy Director, Division of Public Health Services, and Kerrin Rounds, Chief Financial Officer, Department of Health and Human Services responded to questions of the Committee.

On a motion by Representative Ober, seconded by Representative Ford, that the Committee approve the request of the Department of Health and Human Services for authorization through June 30, 2019 to; 1) accept and expend \$550,000 in federal funds retroactive to January 1, 2019, and 2) contingent upon approval of request #1, establish a full-time temporary Program Specialist IV (LG 25) position. MOTION ADOPTED.

RSA 198:15-y, III, PUBLIC SCHOOL INFRASTRUCTURE FUND:

FIS 19-014 Office of The Governor – On a motion by Representative Ober, seconded by Senator D’Allesandro, that the Committee approve the request of the Office of The Governor for approval through June 30, 2019 to; 1) authorize general fund expenditures from the Public School Infrastructure Fund in the amount of \$1,442,472, and 2) contingent upon the availability of funds remaining from closed projects previously approved, authorization to repurpose \$271,920 in general funds already authorized for expenditures from the Public School Infrastructure Fund, and 3) authorization for a project name change previously approved (FIS 18-139) June 15, 2018. MOTION ADOPTED.

RSA 228:12 TRANSFERS FROM HIGHWAY SURPLUS ACCOUNT:

FIS 19-007 Department of Transportation – Victoria Sheehan, Commissioner, Christopher Waszczuk, Deputy Commissioner, and Marie Mullen, Director of Finance, Department of Transportation presented the request and responded to questions of the Committee.

On a motion by Senator Morse, seconded by Senator Feltes, that the Committee approve the request of the Department of Transportation to transfer \$6,480,000 from the Highway Surplus Account to fund winter maintenance activities through June 30, 2019. MOTION ADOPTED.

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

FIS 19-008 Judicial Council – On a motion by Representative Leishman, seconded by Senator D’Allesandro, that the Committee approve the request of the Judicial Council to receive an additional appropriation from funds not otherwise appropriated in the amount of \$250,000 in general funds through June 30, 2019. MOTION ADOPTED.

CHAPTER 355:3, LAWS OF 2018 TRANSFER; DEPARTMENT OF HEALTH AND HUMAN SERVICES:

FIS 19-024 Department of Health and Human Services – Kerrin Rounds, Chief Financial Officer, Joseph Ribsam, Director, Division of Children, Youth, and Families, and Christine Tappan, Associate Commissioner, Division of Human Services and Behavioral Health Services, Department of Health and Human Services presented a handout (FIS 19-024 Additional Information) and responded to questions of the Committee.

On a motion by Senator D’Allesandro, seconded by Senator Feltes, that the Committee approve the request of the Department of Health and Human Services to transfer \$900,000 in general funds through June 30, 2019. MOTION ADOPTED.

The Committee requested the Department provide in writing the policies impacted by the changes being made and meet with Division III of House Finance.

INFORMATIONAL MATERIALS:

The informational items were accepted and placed on file.

AUDITS:

State of New Hampshire, Comprehensive Annual Financial Report For the Fiscal Year Ended June 30, 2018 – Stephen Smith, Director of Audits, Audit Division, Office of Legislative Budget Assistant and Brock Romano, Audit Partner, KPMG, and Jennifer Renaud, Manager, 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 Committee questions.

This report was accepted, placed on file and released at the November 16, 2018 meeting of the Fiscal Committee.

DATE OF NEXT MEETING AND ADJOURNMENT:

The next regular meeting of the Fiscal Committee was scheduled for Friday, February 8, 2019 at 10:00 a.m. and will be scheduled on the second Friday of each month thereafter. (Whereupon the meeting adjourned at 11:35 a.m.)



Representative Ken Weyler, Clerk

FISCAL COMMITTEE RULES AND PROCEDURES

January 2019

As it relates to items submitted to the Committee for action:

- 1) The Committee requires that any requested action made pursuant to RSA 124:15, establishing any new position or continuation of an existing position, either full-time or part-time, or the hiring of consultants be for the current biennium only.
- 2) The Committee requires that any requested action made pursuant to RSA 14:30-a,VI, the Acceptance and Expenditure of Funds Over \$100,000 from any Non-State Source be for the current biennium only.
- 3) That any request made to the Committee under the following statutes, either individually or a combination thereof will be placed on a consent calendar and voted on as a block.

*******Any member may request that any item be removed from the consent calendar for further discussion and/or clarification prior to or during the Fiscal Committee meeting.*******

- RSA 9:16-a - Transfers Authorized,
- RSA 9:16-c - Transfer of Federal Grant Funds,
- RSA 9:17-d - Transfer of Appropriations, Judicial Branch,
- RSA 14:30-a,VI - Acceptance and Expenditure of Funds Over \$100,000 from any Non-State Source and
- RSA 124:15 - Positions Restricted

- 4) Acceptance of a late item requires approval of the Chairman.

As it relates to the Office of Legislative Budget Assistant:

- 5) Authorize the Legislative Budget Assistant to;
 - Effective December 1, 2018, grant step increases for employees of the LBA Office on the employee's anniversary dates, and at such other times for exceptional service, as determined by the Legislative Budget Assistant. The Legislative Budget Assistant will inform the Fiscal Committee in writing, when these step increases have been granted;
 - Promote an LBA employee or reclassify a position, with prior approval of the Chairman of the Fiscal Committee;
 - Fill a vacancy in the LBA Office with the prior approval of the full Fiscal Committee.