

FISCAL COMMITTEE OF THE GENERAL COURT  
MINUTES

January 15, 2008

The Fiscal Committee of the General Court met on Tuesday, January 15, 2008 at 9:00 a.m. in Room 210-211 of the Legislative Office Building.

Members in attendance were as follows:

Representative Marjorie Smith, Chairman  
Representative Neal Kurk  
Representative Daniel Eaton, Alternate  
Representative Kenneth Weyler, Alternate  
Representative Peter Franklin  
Senator Lou D'Allesandro  
Senate President Sylvia Larsen  
Senator Kathleen Sgambati  
Senator Theodore Gatsas  
Senator John Gallus

Chairman Smith opened the meeting at 9:25 a.m.

ACCEPTANCE OF MINUTES:

On a motion by Representative Eaton, seconded by Representative Franklin, that the minutes of the December 13, 2007 be accepted as written. MOTION ADOPTED.

OLD BUSINESS:

FIS 07-111 Department of Health and Human Services, Office of Medicaid Business and Policy – for authorization to clarify physician services reimbursements to comply with recent instructions from the federal Centers for Medicare and Medicaid Services (CMS). **Tabled 4/19/07 and 5/15/07.** No action taken.

FIS 07-238 Department of Health and Human Services – authorization to complete the bid process for the GraniteCare Selective Contracting Program. **Tabled 7/24/07.** No action taken.

FIS 07-342 Department of Administrative Services – request for various departments to retain state owned passenger automobiles with FY 2007 reported mileage less than 12,000 miles. **Tabled 11/14/07.** No action taken.

FIS 07-360 Department of Health and Human Services – requests approval of one of four options for a new rate structure for pediatric specialty care **Tabled 11/14/07.** Replacement Item submitted for approval of one of five options for a new rate structure for pediatric specialty care. **Tabled 12/13/07.** No action taken.

AUDITS:

**Note: Presentation of these reports were postponed at the December 13, 2007 Fiscal Committee meeting.** No action taken.

State of New Hampshire, Adjutant General's Department, Revenues Collected and Expenditures Paid, Financial and Compliance Audit Report, For the Nine Months Ended March 31, 2007 and State of New Hampshire, Department of Cultural Resources, Revenues Collected and Expenditures Paid, Financial and Compliance Audit Report, For the Nine Months Ended March 31, 2007

RSA 9:16-a, TRANSFERS AUTHORIZED:

**CONSENT CALENDAR**

Item FIS 08-002 Department of Safety – transfer \$150,000 was removed from the Consent Calendar at the request of Representative Kurk.

Wesley Colby, Director of Administration, Department of Safety, responded to questions of the Committee.

On a motion by Senator Larsen, seconded by Representative Franklin, that the Committee approve the request of the Department of Safety to transfer \$150,000. MOTION ADOPTED.

RSA 14:30-a, VI FISCAL COMMITTEE APPROVAL REQUIRED FOR ACCEPTANCE AND EXPENDITURE OF FUNDS OVER \$50,000 FROM ANY NON-STATE SOURCE:

**CONSENT CALENDAR**

Item FIS 08-004 Department of Safety – accept and expend \$106,013 was removed from the Consent Calendar at the request of Representative Kurk.

On a motion by Senator D'Allesandro, seconded by Representative Eaton, that the Committee approve the remainder of the requests on the agenda under this section as submitted. MOTION ADOPTED. [FIS 07-405 Department of Environmental Services – accept and expend \$1,953,697, FIS 08-005 Department of Safety – accept and expend \$43,674.44 in federal funds as the second year funding of a five year cooperative agreement with the U.S. Department of Transportation National Highway Traffic Safety Agency, FIS 08-007 Department of Education – accept and expend \$770,000 and FIS 08-008 Office of The Adjutant General – accept and expend \$100,000]

FIS 08-004 Department of Safety – Wesley Colby, Director of Administration, Department of Safety, presented the request and responded to questions of the Committee.

On a motion by Representative Kurk, seconded by Senator D'Allesandro, that the Committee approve the request of the Department of Safety to accept and expend \$106,013. MOTION ADOPTED.

RSA 14:30-a, VI FISCAL COMMITTEE APPROVAL REQUIRED FOR ACCEPTANCE AND EXPENDITURE OF FUNDS OVER \$50,000 FROM ANY NON-STATE SOURCE AND RSA 124:15 POSITIONS RESTRICTED:

FIS 07-406 Department of Environmental Services – On a motion by Representative Eaton, seconded by Senator D'Allesandro, that the Committee approve the request of the Department of Environmental Services to accept and expend \$59,000 in federal funds and further authorization to enter into a \$50,000 contract with SEA Consultants, Inc., Concord, New Hampshire. MOTION ADOPTED.

RSA 12-G:42, XI PEASE DEVELOPMENT AUTHORITY, ADOPTION OF RULES:

FIS 07-407 Pease Development Authority – Geno Marconi, Director of Ports and Harbors, Pease Development Authority and Captain Richard Holt, Jr., representing Portsmouth Pilots, 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 Pease Development Authority for approval of the proposed Schedule of Pilotage Fees and Pilotage Unit Rates. MOTION ADOPTED.

RSA 215-A:23, IX REGISTRATION FEES:

FIS 08-010 New Hampshire Fish and Game Department – Timothy Acerno, Assistant Chief, Law Enforcement Division, and Kathy Labonte, Chief, Support Services Division, Fish and Game Department presented the request and responded to questions of the Committee.

On a motion by Representative Franklin, seconded by Senator D'Allesandro, that the Committee approve the request of the New Hampshire Fish and Game Department to transfer \$258,824 of unexpended Excess Registration Fees to the Fish and Game OHRV Fiscal Year 2008 Operating Budget. No Action Taken.

On a motion by Representative Kurk, seconded by Representative Franklin, that the Committee table the request of the New Hampshire Fish and Game Department to transfer \$258,824 of unexpended Excess Registration Fees to the Fish and Game OHRV Fiscal Year 2008 Operating Budget. MOTION ADOPTED.

CHAPTER 263:42, LAWS OF 2007, TRANSFERS AMONG ACCOUNTS; OFFICE OF INFORMATION TECHNOLOGY:

FIS 08-011 Office of Information Technology – On a motion by Representative Eaton, seconded by Senator D'Allesandro, that the Committee approve the request of the Office of Information Technology to transfer \$149,409. MOTION ADOPTED.

FIS 08-012 Office of Information Technology – On a motion by Representative Eaton, seconded by Representative Franklin, that the Committee approve the request of the Office of Information Technology to transfer \$29,927. MOTION ADOPTED.

LATE ITEM:

FIS 08-014 Office of Energy and Planning - Amy Ignatius, Director, Donna Raymond, Business Director, and Celeste Lovett, Fuel Assistance Program Manager, Office of Energy and Planning 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 Office of Energy and Planning to accept and expend \$4,183,584.39 in federal funds for the Low Income Home Energy Assistance Program (LIHEAP) through June 30, 2008. MOTION ADOPTED.

INFORMATIONAL MATERIALS:

FIS 07-403 Department of Administrative Services – Chapter 319:32, Laws of 2003 – State Employees Health Insurance Report as of November 30, 2007.

At the request of Representative Kurk, Donald Hill, Commissioner, Department of Administrative Services responded to questions of the Committee.

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, 2007 – Richard Mahoney, Director, Audit Division, Office of Legislative Budget Assistant, Steve Smith, Administrator, Bureau of Financial Reporting, Department of Administrative Services, and Shawn Warren, Partner, and Scott Warnetski, Audit Manager, representing KPMG presented the report and responded to questions of the Committee.

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

State of New Hampshire, Department of Transportation, Turnpike System, Comprehensive Annual Financial Report, For the Fiscal Year Ended June 30, 2007 – Thomas Martin, Director of Finance, Department of Transportation, and Shawn Warren, Partner, and Scott Warnetski, Audit Manager, representing KPMG presented the report and responded to questions of the Committee.

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

New Hampshire Lottery Commission, A Department of the State of New Hampshire, Comprehensive Annual Financial Report, For the Fiscal Year Ended June 30, 2007 – Rick Wisler, Director, New Hampshire Lottery Commission, and Shawn Warren, Partner, and Scott Warnetski, Audit Manager, representing KPMG presented the report and responded to questions of the Committee.

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

The Fidelity Advisor 529 Plan, Annual Report, September 30, 2007 and The Unique College Investing Plan, Annual Report, September 30, 2007 – On a motion by Representative Weyler, seconded by Representative Eaton, that the reports be accepted, placed on file and released in the usual manner and, due to meeting time constraints, be presented at a future meeting. MOTION ADOPTED.

State of New Hampshire, Fish and Game Department, Performance Audit Report, January 2008 – Richard Mahoney, Director of Audits and Vilay Diccico, Audit Manager, Audit Division, Office of Legislative Budget Assistant presented the reports and responded to questions of the Committee. Donald Clarke, Acting Executive Director, and Kathy Labonte, Chief of Support Services Division, New Hampshire Fish and Game Department, were also present to respond to questions of the Committee. Also present, at the invitation of the Committee, was Representative Dennis Abbott, Chair of House Fish and Game, who addressed the Committee.

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

ADJOURNMENT:

The next regular meeting of the Fiscal Committee was set for Friday, February 22, 2008 at 9:00 a.m. (Whereupon the meeting adjourned at 11:55 a.m.)

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Representative Neal Kurk, Clerk