

FISCAL COMMITTEE OF THE GENERAL COURT
MINUTES
May 8, 2002

The Fiscal Committee of the General Court met on Wednesday, May 8, 2002 at 9:00 a.m. in Room 210-211 of the Legislative Office Building.

Members in attendance were as follows:

Representative Neal Kurk, Chairman
Representative Kenneth Weyler, Clerk
Representative Keith Herman
Representative Beverly Rodeschin
Representative Mary Jane Wallner
Senator Arthur Klemm, Vice Chairman
Senator John Barnes
Senator Gary Francoeur
Senator Theodore Gatsas
Senator Beverly Hollingworth
Senator Caroline McCarley

Chairman Kurk opened the meeting at 9:18 a.m.

ACCEPTANCE OF MINUTES:

On a motion by Representative Weyler, seconded by Senator Klemm, that the Committee accept the minutes of the April 10, 2002 meeting as written. MOTION ADOPTED.

OLD BUSINESS:

Representative Rodeschin asked if we had heard from the Department of Safety regarding request FIS 02-080 since she had had conversations with officials from Safety noting they were withdrawing the request. Chairman Kurk requested that Mr. Buckley contact the Department prior to the next meeting to inquire if the Department wishes to withdraw this item.

NEW BUSINESS:

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

On a motion by Senator Klemm, seconded by Representative Weyler, that the Committee approve all the requests listed on the agenda under this section be approved as submitted. MOTION ADOPTED. (FIS 02-085, FIS 02-093, FIS 02-095 and FIS 02-097)

RSA 124:15 POSITIONS RESTRICTED - CONSENT CALENDAR:

FIS 02-092 Department of Education - Michael Bieniec and Ed Murdough, Administrators 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 of the Department of Education to hire consultants through June 30, 2003. MOTION ADOPTED.
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RSA 124:15 POSITIONS RESTRICTED - CONSENT CALENDAR (continued):

FIS 02-100 Department of Education - Daniel Cherry presented the request and responded to questions of the Committee.

On a motion by Representative Rodeschin, seconded by Senator Francoeur, that the Committee approve the request from the Department of Education to establish a Consultant position and an Administrator II position through June 30, 2003. MOTION ADOPTED.

FIS 02-102 Department of Justice - On a motion by Representative Wallner, seconded by Senator Klemm, that the Committee approve the request of the Department of Justice to continue a Criminal Justice Program Specialist position through June 30, 2003. MOTION ADOPTED.

CHAPTER 130:9, LAWS OF 2001 - BUDGET PERFORMANCE MEASURES:

FIS 02-096 Department of Transportation - On a motion by Representative Weyler, seconded by Representative Rodeschin, that this request be tabled as there was no one present from the agency to address Committee questions. MOTION ADOPTED.

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

FIS 02-084 Department of Health and Human Services, Office of Community & Public Health - Donald Shumway, Commissioner presented the request and responded to questions of the Committee.

On a motion by Senator Hollingworth, seconded by Representative Wallner, that the Committee approve the request of the Department of Health and Human Services, Office of Community & Public Health to accept and expend \$907,700 in other funds from the Boston Public Health Commission. MOTION ADOPTED.

FIS 02-087 Department of Health and Human Services, Division of Elderly & Adult Services - Donald Shumway, Commissioner presented the request and responded to questions of the Committee.

On a motion by Senator Hollingworth, seconded by Representative Wallner, that the Committee approve the request of the Department of Health and Human Services, Division of Elderly & Adult Services to accept and expend \$76,333 in federal funds. MOTION ADOPTED.

FIS 02-089 Department of Health and Human Services, Division of Elderly & Adult Services - Donald Shumway, Commissioner presented the request and responded to questions of the Committee.

On a motion by Representative Herman, seconded by Senator Hollingworth, that the Committee approve the request of the Department of Health and Human Services, Division of Elderly & Adult Services to accept and expend \$240,131 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 02-098 Department of Health and Human Services, Office of Community & Public Health - Donald Shumway, Commissioner presented the request and responded to questions of the Committee.

On a motion by Representative Weyler, seconded by Senator Hollingworth, that the Committee approve the request of the Department of Health and Human Services, Office of Community & Public Health to accept and expend \$728,751 in federal funds. MOTION ADOPTED.

RSA 186-C:20 - ADDITIONAL REVENUES:

FIS 02-099 Department of Health and Human Services, Division for Juvenile Justice Services - Donald Shumway, Commissioner presented the request and responded to questions of the Committee.

On a motion by Senator Hollingworth, seconded by Representative Wallner, that the Committee approve the request from the Department of Health and Human Services, Division for Juvenile Justice Services for authorization to expend \$304,000 in agency income derived from special education revenues. MOTION ADOPTED.

LATE ITEM:

FIS 02-106 Department of Health and Human Services - Donald Shumway, Commissioner 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 of the Department of Health and Human Services to accept and expend \$12,612,600 in federal funds. MOTION ADOPTED.

CHAPTER 130:9, LAWS OF 2001 - BUDGET PERFORMANCE MEASURES:

FIS 02-096 Department of Transportation - On a motion by Representative Weyler, seconded by Senator Barnes, that this request be removed from the table. MOTION ADOPTED.

Butch Nolin, Director, Operations and Harvey Goodwin, Administrator, DOT presented the request and responded to questions of the Committee.

On a motion by Representative Weyler, seconded by Senator Barnes, that the Committee approve the request from the Department of Transportation, Bureau of Turnpikes to make changes to budget performance measures, as a result of the audit by the Office of Legislative Budget Assistant. MOTION ADOPTED.

LATE INFORMATIONAL ITEM:

FIS 02-105 Office of the Governor - Listing of waivers approved by the Governor under Executive Order 2002-2.

Chairman Kurk requested that Mr. Buckley contact the Governor's Office and request that this information be provided prior to the agenda mailing to enable members time to review the list prior to the Fiscal Committee meeting.

INFORMATIONAL ITEMS:

The informational items were accepted and placed on file.

AUDIT:

State of New Hampshire Department of Transportation, Bureau of Mechanical Services, Fuel Distribution Section Financial and Compliance Audit Report for the Year Ended June 30, 2001 - Catherine Provencher, Director of Audits, Office of Legislative Budget Assistant presented the report and responded to questions of the Committee. Douglas Scamman, Director of Administration and Tom Jelley, Administrator, Bureau of Mechanical Services were present to address the report and respond to questions of the Committee.

On a motion by Representative Weyler, seconded by Senator Barnes, that the Committee accept, release and place on file the State of New Hampshire Department of Transportation, Bureau of Mechanical Services, Fuel Distribution Section Financial and Compliance Audit Report for the Year Ended June 30, 2001. MOTION ADOPTED.

EXECUTIVE SESSION:

The Committee was polled and voted unanimously to convene in executive session to discuss a legal matter related to the contract between the State and Charles River Associates.

The Committee came out of executive session, Chairman Kurk announced the Committee would then reconvene in public session, and that no actions were taken in executive session.

On a motion by Representative Weyler, seconded by Senator Francoeur, that the Committee authorize the LBA to sign a contract with the firm KPMG for an amount not to exceed the sum of \$100,000 for the purpose of assisting the State in acceptance testing of the tax modeling software to be delivered by the firm of Charles River Associates, and further that the LBA first obtain concurrence of the Fiscal Subcommittee prior to execution of the contract. MOTION ADOPTED.

DATE OF NEXT MEETING AND ADJOURNMENT:

The next meeting of the Fiscal Committee will be held on Wednesday, June 12, 2002 at 9:00 a.m. in the Legislative Office Building, Room 210-211. There will be no meeting in July in deference to the Speaker's request that we not meet during July. The August meeting date will be determined at a later date. (Whereupon the Committee adjourned.)

Representative Kenneth Weyler, Clerk