

FISCAL COMMITTEE OF THE GENERAL COURT
MINUTES
October 20, 2017

The Fiscal Committee of the General Court met on Friday, October 20, 2017 at 10:00 a.m. in Room 210-211 of the Legislative Office Building.

Members in attendance were as follows:

Representative Neal Kurk, Chairman
Representative Ken Weyler
Representative Lynne Ober
Representative Mary Jane Wallner
Representative Daniel Eaton
Representative Frank Byron (Alternate)
Senator Gary Daniels
Senate President Chuck Morse
Senator Lou D'Allesandro
Senator Bob Giuda (Alternate)
Senator John Reagan

Chairman Kurk opened the meeting at 10:01 a.m.

MEETING DATES:

The Chair announced, beginning December 15, 2017 and on the third Friday of each month thereafter through June 30, 2018 the Fiscal Committee will hold their regular meetings at 10:00 a.m.

ACCEPTANCE OF MINUTES:

On a motion by Senator Reagan, seconded by Representative Ober, that the minutes of the September 13, 2017 and September 29, 2017 meetings be accepted as written. MOTION ADOPTED.

NEW BUSINESS:

LATE ITEM:

FIS 17-190 Department of Health and Human Services – Dawn Landry, Administrator, Office of Medicaid and Business Policy, 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 Senator Giuda, that the Committee approve the request of the Department of Health and Human Services for approval of the waiver application for Amendment to the Special Terms and Conditions for the New Hampshire Health

Protection Program Premium Assistance 1115 Demonstration (Project #11-W000298/1).
MOTION ADOPTED. (8-Yes, 2-No)

OLD BUSINESS:

FIS 17-114 and FIS 17-140 Additional Information New Hampshire Insurance Department – On a motion by Senator D’Allesandro, seconded by Senator Morse, that items FIS 17-114 and FIS 17-140 be removed from the table. MOTION ADOPTED. (9-Yes, 1-No)

Roger Sevigny, Commissioner, and Jennifer Patterson, Director, Bureau of Health Policy and Life, Accident and Health Market Conduct, New Hampshire Insurance Department responded to questions of the Committee.

On a motion by Senator Morse, seconded by Representative Eaton, that the Committee approve the requests of the New Hampshire Insurance Department. MOTION ADOPTED. [FIS 17-114 Insurance Department – authorization to; 1) accept and expend \$536,561 in federal funds through October 30, 2018, and 2) establish a Class 046 (Consultants) to enter into contracts for consulting services with various vendors through October 30, 2018, and FIS 17-140 Insurance Department – authorization to retroactively amend FIS 17-028, approved February 17, 2017 by; 1) extending the end date from June 30, 2017 to October 30, 2018, with no increase in funding, and 2) extending the end date from June 30, 2017 to October 30, 2018 for a consultant (Class 046) position]

NEW BUSINESS:

RSA 9:16-a, TRANSFERS AUTHORIZED:

CONSENT CALENDAR

On a motion by Senator D’Allesandro, seconded by Representative Ober, that the Committee approve the request under this section as submitted. MOTION ADOPTED. [FIS 17-175 Department of Health and Human Services – authorization to transfer \$1,794,295 in general funds through June 30, 2018]

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

CONSENT CALENDAR

On a motion by Representative Ober, seconded by Senator D’Allesandro, that the Committee approve the requests under this section as submitted. MOTION ADOPTED. [FIS 17-167 Department of Environmental Services – authorization to transfer \$166,500 in federal funds in and among classes within an accounting unit through June 30, 2018 and FIS 17-168 Department of Safety – authorization to transfer \$298,575 in federal funds through June 30, 2018]

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

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

FIS 17-163 Department of Health and Human Services – Beth Daly, Chief of the Bureau of Infectious Disease Control, Division of Public Health, and Dolores Cooper, Financial Manager, Division of Public Health, Department of Health and Human Services, presented the request and responded to questions of the Committee.

On a motion by Representative Ober, seconded by Senator Giuda, that the Committee **amend** and approve the request of the Department of Health and Human Services, Division of Public Health Services, Bureau of Infectious Disease Control, Infectious Disease Surveillance Section, to accept and expend \$215,302 in federal funds from the Centers for Disease Control and Prevention (CDC) to fund the National Syndromic Surveillance Program through June 30, 2018, **by directing the Department to budget additional funds originally allocated to classes 24 and 30, to classes 37 and 38 in accordance with the Department of Administrative Services' Budget Development Guide for the 2018-2019 Biennium**, as specified in the request dated September 5, 2017. MOTION ADOPTED.

FIS 17-169 Department of Health and Human Services – On a motion by Representative Ober, seconded by Senator Giuda, that the Committee **amend** and approve the request of the Department of Health and Human Services, Division of Public Health Services, Bureau of Infectious Disease Control, Infectious Disease Surveillance Section, to accept and expend \$109,686 in federal funds from the Centers for Disease Control and Prevention (CDC) to fund the National HIV Surveillance System Program through June 30, 2018, **by directing the Department to budget additional funds originally allocated to class 24, to class 38 in accordance with the Department of Administrative Services' Budget Development Guide for the 2018-2019 Biennium**, as specified in the request dated September 20, 2017. MOTION ADOPTED.

FIS 17-170 Department of Justice – Ann Rice, Deputy 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 Eaton, seconded by Representative Ober, that the Committee approve the request of the Department of Justice to accept and expend \$283,958 in federal funds through September 30, 2018. MOTION ADOPTED.

FIS 17-171 Department of Transportation – On a motion by Representative Eaton, seconded by Senator D'Allesandro, that the Committee approve the request of the Department of Transportation to accept and expend \$789,750 in federal funds through June 30, 2019. MOTION ADOPTED.

FIS 17-174 Department of Health and Human Services – Michael Fleming, Supervisor, Office of Program Support, Department of Health and Human Services, presented the request and responded to questions of the Committee.

Representative Byron stepped in as an alternate for Representative Kurk for the remainder to the meeting.

On a motion by Senator D’Allesandro, seconded by Representative Eaton, that the Committee approve the request of the Department of Health and Human Services to accept and expend \$106,282 in prior year carry forward federal funds through December 31, 2017. MOTION ADOPTED.

FIS 17-176 New Hampshire Fish and Game Department – On a motion by Representative Eaton, seconded by Representative Ober, that the Committee approve the request of the New Hampshire Fish and Game Department to accept and expend \$2,574,600 in federal funds through June 30, 2018. MOTION ADOPTED. (9-Yes, 1-No)

FIS 17-177 Department of Health and Human Services – Rebecca Lorden, Office of Human Services, and Robert Rodler, Adolescent Program Specialist, Division of Children, Youth and Families, Sununu Youth Services Center, 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 Wallner, that the Committee approve the request of the Department of Health and Human Services to accept and expend \$244,172 in federal funds through June 30, 2018. MOTION ADOPTED.

FIS 17-178 Department of Health and Human Services – Rebecca Lorden, Office of Human Services, and Brady Serafin, Director of Operations, Sununu Youth Services Center, 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 Wallner, that the Committee approve the request of the Department of Health and Human Services to accept and expend \$326,407 in federal funds through June 30, 2018. MOTION FAILED. (5-Yes, 5-No)

On a motion by Representative Eaton, seconded by Senator Giuda, that the Committee table the request of the Department of Health and Human Services to accept and expend \$326,407 in federal funds through June 30, 2018. MOTION ADOPTED.

FIS 17-179 Department of Health and Human Services – Mary Calise, Finance Director, 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 Wallner, that the Committee approve the request of the Department of Health and Human Services to accept and expend \$775,000 in other funds through June 30, 2018. No Action Taken.

On a motion by Senator Giuda, seconded by Representative Ober, that the Committee table the request of the Department of Health and Human Services to accept and expend \$775,000 in other funds through June 30, 2018. MOTION ADOPTED. (7-Yes, 3-No)

FIS 17-180 Department of Health and Human Services – Rebecca Lorden, Office of Human 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 Wallner, that the Committee approve the request of the Department of Health and Human Services to accept and expend \$181,643 in federal funds through June 30, 2018. No Action Taken.

On a motion by Representative Ober, seconded by Senator Giuda, that the Committee **amend** and approve the request of the Department of Health and Human Services, Division for Children, Youth and Families, to accept and expend the Title IV-B, Subpart 2 of the Social Security Act under the Promoting Safe and Stable Families program in the amount of \$181,642 in federal funds through June 30, 2018, **by directing the Department to budget additional funds originally allocated to class 30, to class 37 in accordance with the Department of Administrative Services’ Budget Development Guide for the 2018-2019 Biennium**, as specified in the request dated September 29, 2017. MOTION ADOPTED.

RSA 124:15 POSITIONS AUTHORIZED:

CONSENT CALENDAR

FIS 17-181 Department of Safety – Steven Lavoie, Director of Administration, and Christopher Casco, Administrator of Hearings and Prosecution, Department of Safety, 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 Department of Safety to establish two (2) temporary full-time Hearings Paralegal (LG 16) positions through September 30, 2018. MOTION ADOPTED. (9-Yes, 1-No)

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 17-182 Department of Safety – Steven Lavoie, Director of Administration, Department of Safety, 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 Department of Safety to retroactively; 1) accept and

expend \$284,426 in other funds for the period of October 1, 2017 through September 30, 2018, and contingent upon approval of #1, 2) continue two (2) temporary full-time Hearings Examiner Prosecutor (LG 31) positions for the period of October 1, 2017 through September 30, 2018 (FIS 17-130, originally approved August 25, 2017). MOTION ADOPTED.

FIS 17-183 Department of Health and Human Services – Dolores Cooper, Financial Manager, Division of Public Health, 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 Senator Giuda, that the Committee approve the request of the Department of Health and Human Services to retroactively; 1) accept and expend \$162,881 in federal funds effective July 1, 2017 through June 30, 2019, and contingent upon approval of #1, 2) continue one (1) temporary full-time Public Health Nurse Coordinator (LG 23) position from June 30, 2017 through June 30, 2019 (FIS 16-178, originally approved November 18, 2016). 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 228:69, I (b), APPROPRIATION AND USE OF SPECIAL RAILROAD FUND:

FIS 17-172 Department of Transportation – On a motion by Senator D’Allesandro, seconded by Representative Eaton, that the Committee approve the request of the Department of Transportation to; 1) accept and expend \$325,000 in other funds through June 30, 2018, and 2) enter into agreements with Railroad Operators, for an amount not to exceed \$310,000 from the Special Railroad Fund for the maintenance and repair of State-owned railroad lines through June 30, 2018. MOTION ADOPTED.

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

FIS 17-173 Department of Safety – On a motion by Representative Eaton, seconded by Senator D’Allesandro, that the Committee approve the request of the Department of Safety to budget and expend \$209,500 in other funds from the prior year carry forward balance of the enhanced E-911 System Fund through June 30, 2018. MOTION ADOPTED.

LATE ITEM:

FIS 17-191 Department of Health and Human Services – Mary Calise, Finance Director, Department of Health and Human Services, responded to questions of the Committee.

On a motion by Senator D’Allesandro, seconded by Senator Reagan, that the Committee approve the request of the Department of Health and Human Services to fill nine (9) unfunded positions effective upon Fiscal Committee approval through the biennium ending June 30, 2019. MOTION ADOPTED.

LATE INFORMATIONAL ITEM:

FIS 17-192 Department of Health and Human Services – There was no discussion regarding the Monthly Operating Statistics Dashboard SFY18 report through August 31, 2017.

MISCELLANEOUS:

Michael Kane, Legislative Budget Assistant, requested approval to fill one (1) vacant budget analyst position in the Office of Legislative Budget Assistant, Budget Division.

On a motion by Representative Eaton, seconded by Representative Ober, that the Committee approve the request of the Office of Legislative Budget Assistant to fill one (1) vacant budget analyst position in the Office of Legislative Budget Assistant, Budget Division. MOTION ADOPTED.

INFORMATIONAL MATERIALS:

The informational items were accepted and placed on file.

AUDITS:

State of New Hampshire, Internal Control Review, State Procurement Card Program, October 2017 – Stephen Smith, Director of Audits, and William Mitchell, Financial Audit Supervisor, Audit Division, Office of Legislative Budget Assistant presented the report and responded to questions of the Committee. Charles Arlinghaus, Commissioner, Department of Administrative Services, was also present to respond to Committee questions.

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.

INFORMATIONAL MATERIALS:

FIS 17-187 Office of Legislative Budget Assistant – Stephen Smith, Director of Audits, Office of Legislative Budget Assistant, addressed the Committee regarding the External Peer Review Report, dated October 6, 2017, as performed by the National State Auditors Association for the period July 1, 2016 through June 30, 2017.

DATE OF NEXT MEETING AND ADJOURNMENT:

On a motion by Senator Giuda, seconded by Senator D'Allesandro that the Committee adjourn. (Whereupon the meeting adjourned at 11:36 a.m.)

The next regular meeting of the Fiscal Committee is scheduled for Friday, December 15, 2017 at 10:00 a.m.

A handwritten signature in cursive script that reads "Ken Weyler". The signature is written in black ink and is positioned above a horizontal line.

Representative Ken Weyler, Clerk