

FISCAL COMMITTEE OF THE GENERAL COURT  
MINUTES  
September 29, 2017

The Fiscal Committee of the General Court met on Friday, September 29, 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 Cindy Rosenwald (Alternate)  
Representative Daniel Eaton  
Representative Karen Umberger (Alternate)  
Senator Gary Daniels  
Senate President Chuck Morse  
Senator Lou D'Allesandro  
Senator Andy Sanborn  
Senator John Reagan

Chairman Kurk opened the meeting at 10:07 a.m.

ACCEPTANCE OF MINUTES:

On a motion by Representative Eaton, seconded by Representative Ober, that the minutes of the August 25, 2017 meeting be accepted as written. MOTION ADOPTED.

OLD BUSINESS:

FIS 17-114 and FIS 17-140 Additional Information New Hampshire Insurance Department – On a motion by Representative Rosenwald, seconded by Representative Eaton, that items FIS 17-114 and FIS 17-140 be removed from the table. MOTION ADOPTED.

John Elias, Assistant Commissioner, and Jennifer Patterson, Director of Health Policy and Life, Accident and Health Market Conduct, New Hampshire Insurance Department presented the request and responded to questions of the Committee.

The Committee requested the Department provide the metrics developed to review the data resulting from market conduct examinations and how the data will be treated, and how non-compliance will be addressed and resolved.

On a motion by Senator Daniels, seconded by Representative Rosenwald, that the Committee re-table 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, Tabled 08/25/17, 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, Tabled 08/25/17]

FIS 17-129 Department of Safety – On a motion by Representative Eaton, seconded by Representative Rosenwald, that the item be removed from the table. MOTION ADOPTED.

Steven Lavoie, Director of Administration, and Michael Todd, Public Information Officer, 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 retroactively; 1) accept and expend \$221,747 in other funds for the period of July 1, 2017 through September 30, 2017, and contingent upon approval of request #1, 2) continue one (1) temporary part-time Informational Representative II (LG 21) position for the period of July 1, 2017 through September 30, 2017. MOTION ADOPTED. (9-Yes, 1-No)

FIS 17-138 Department of Health and Human Services – On a motion by Representative Rosenwald, seconded by Representative Eaton, that the item be removed from the table. MOTION ADOPTED. (9-Yes, 1-No)

Sheri Rockburn, Chief Financial Officer, and Brady Serafin, Director, Sununu Youth Services Center, Department of Health and Human Services responded to questions of the Committee.

On a motion by Representative Rosenwald, seconded by Senator D’Allesandro, that the Committee approve the request of the Department of Health and Human Services to retroactively accept and expend \$178,865 in other funds for the period of July 3, 2017 through June 30, 2018. MOTION ADOPTED.

NEW BUSINESS:

RSA 9:16-c, I, TRANSFER OF FEDERAL GRANT FUNDS AND 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 Chair announced that the Department of Education requests FIS 17-151 and FIS 17-160 would be removed from the Consent Calendar.

FIS 17-151 Department of Education – Frank Edelblut, Commissioner, and Tammy Vaillancourt, Chief Financial Officer, Department of Education, presented the request and responded to questions of the Committee.

On a motion by Representative Weyler, seconded by Representative Ober, that the Committee approve the request of the Department of Education to; 1) transfer \$10,000 in federal funds in and among accounting units through June 30, 2019, and 2) accept and expend \$2,179,841 in federal funds through June 30, 2019. MOTION ADOPTED.

FIS 17-160 Department of Education – Frank Edelblut, Commissioner, and Tammy Vaillancourt, Chief Financial Officer, Department of Education, presented the request and responded to questions of the Committee.

On a motion by Representative Weyler, seconded by Representative Ober, that the Committee approve the request of the Department of Education to; 1) transfer \$184,028 in federal funds in and among accounting units through December 31, 2018, and 2) accept and expend \$385,466 in federal funds through December 31, 2018. 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:  
CONSENT CALENDAR

On a motion by Senator D’Allesandro, seconded by Representative Ober, that the Committee approve the requests under this section as submitted. MOTION ADOPTED. [FIS 17-152 Department of Health and Human Services – authorization to accept and expend \$314,936 in federal funds through June 30, 2018, and FIS 17-156 Department of Health and Human Services – authorization to accept and expend \$102,853 in federal funds through June 30, 2018]

RSA 124:15 POSITIONS AUTHORIZED:  
CONSENT CALENDAR

On a motion by Representative Rosenwald, seconded by Senator D’Allesandro, that the Committee approve the requests under this section as submitted. MOTION ADOPTED. [FIS 17-149 Department of Safety – authorization to; 1) retroactively continue class 046 consultant positions for the period of July 1, 2017 through September 30, 2017, FIS 17-155 Department of Safety – authorization to; 1) establish two (2) temporary part-time Program Assistant II (LG 15) positions through June 30, 2019, and FIS 17-158 Department of Safety – authorization to; 1) retroactively amend FIS 16-156, approved October 14, 2016, to continue one (1) temporary part-time Program Assistant II (LG 15) position for the period of July 1, 2017 through September 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 AND RSA 124:15 POSITIONS AUTHORIZED:  
CONSENT CALENDAR

The Chair announced that request FIS 17-153 Department of Environmental Services and FIS 17-154 Department of Safety would be removed from the Consent Calendar.

FIS 17-153 Department of Environmental Services – On a motion by Representative Ober, seconded by Senator D’Allesandro, that the Committee approve the request of the Department of Environmental Services to retroactively; 1) extend one (1) temporary full-time Environmentalist III (LG 23) position from June 30, 2017 through March 31, 2018, and 2) accept and expend \$245,224 in federal funds from June 30, 2017 through March 31, 2018 (FIS 16-141 originally approved October 14, 2016). MOTION ADOPTED.

FIS 17-154 Department of Safety – Steven Lavoie, Director of Administration, and Michael Todd, Public Information Officer, 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; 1) budget and expend \$302,055 in other funds through June 30, 2018, and contingent upon approval of #1, 2) establish one (1) temporary part-time Field Representative II (LG 21) position through June 30, 2018. MOTION ADOPTED. (8-Yes, 2-No)

RSA 363:28, III, OFFICE OF THE CONSUMER ADVOCATE:

FIS 17-157 Office of Consumer Advocate – On a motion by Representative Ober, seconded by Representative Rosenwald, that the Committee approve the request of the Office of Consumer Advocate to enter into a contract with Optimal Energy, Inc. of 10600 Route 116, Hinesburg, VT 05461 in an amount not to exceed \$150,000 through June 30, 2019. MOTION ADOPTED.

CHAPTER 156:183, LAWS OF 2017, DEPARTMENT OF HEALTH AND HUMAN SERVICES; UNFUNDED POSITIONS; AUTHORIZATION:

FIS 17-161 Department of Health and Human Services – Lori Shabinette, Deputy Commissioner, and Sheri Rockburn, Chief Financial Officer, 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 Reagan, that the Committee approve the request of the Department of Health and Human Services to fill 10 unfunded positions effective upon Fiscal Committee approval through June 30, 2019. MOTION ADOPTED.

LATE INFORMATIONAL ITEM:

FIS 17-162 Department of Health and Human Services – Lori Shabinette, Deputy Commissioner, Sheri Rockburn, Chief Financial Officer, and Christine Santaniello, Director, Bureau of Developmental Services, Department of Health and Human Services responded to questions of the Committee regarding the Monthly Operating Statistics Dashboard SFY18 report through August 31, 2017.

The Committee requested the Department provide information regarding the evaluation process used to determine developmental disability waitlist services for the three (3) groups; 21 year olds, newly eligible, and those already receiving services.

INFORMATIONAL MATERIALS:

The informational items were accepted and placed on file.


AUDITS:

State of New Hampshire, Office of Professional Licensure and Certification, Real Estate Commission, Performance Audit Report, September 2017 – 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. Dan Jones, Chair, Real Estate Commission, and Peter Danles, Executive Director, Office of Professional Licensure and Certification, were present to respond to questions of the Committee. Melissa Vansickle, Director of Administration, Office of Professional Licensure and Certification, 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.

DATE OF NEXT MEETING:

The next regular meeting of the Fiscal Committee was set for Friday, October 20, 2017 at 10:00 a.m. (Whereupon the meeting adjourned at 11:28 a.m.)

  
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Representative Ken Weyler, Clerk