

FISCAL COMMITTEE OF THE GENERAL COURT  
MINUTES  
June 17, 2008

The Fiscal Committee of the General Court met on Tuesday, June 17, 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 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 9:10 a.m.

NEW BUSINESS:

FIS 08-204 Office of the Governor – His Excellency, Governor John H. Lynch and Linda Hodgdon, Commissioner, Department of Administrative Services, presented Executive Orders 2008-8 and 2008-9 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 the Governor, for “an order directing a freeze of Executive Branch purchases”, as specified in Executive Order 2008-8. MOTION ADOPTED.

On a motion by Representative Eaton, seconded by Senator D'Allesandro, that the Committee approve the request of the Office of the Governor, for “an order directing a reduction in Executive Branch expenditures” totaling \$30,081,810, as specified in Executive Order 2008-9.

A roll call was requested by Representative Kurk and the results were as follows:

Representative Smith – Yes  
Representative Kurk – No  
Representative Eaton – Yes  
Representative Franklin – Yes  
Senator D'Allesandro – Yes  
Senator Larsen – Yes  
Senator Sgambati – Yes  
Senator Gatsas – No  
Senator Gallus – No

(6-Yes; 3-No) MOTION ADOPTED.

ACCEPTANCE OF MINUTES:

On a motion by Senator D'Allesandro, seconded by Representative Eaton, that the minutes of the May 29, 2008 meeting 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 07-360 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.

FIS 08-130 Department of Health and Human Services – authorization to revise the reimbursement rate paid to non-critical access hospitals for outpatient services from 81.24% of Medicare allowable costs to 62.82% of Medicare allowable costs retroactively to January 1, 2008 **Tabled 4/29/08**. No action taken.

FIS 08-163 New Hampshire Retirement System - actuarial certification of funds available in the respective member classifications “special account” for the purpose of determining COLA’s **Tabled 5/29/08**. No action taken.

RSA 14:30-a, III AUDIT TOPIC RECOMMENDATION BY LEGISLATIVE PERFORMANCE AUDIT AND OVERSIGHT COMMITTEE:

FIS 08-194 Letter from Senator Harold Janeway, Chairman of the Legislative Performance Audit and Oversight Committee – Richard Mahoney, Director of Audits, Office of Legislative Budget Assistant, 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 recommendation of the Legislative Performance Audit and Oversight Committee for the following performance audit topics; 1) the Organization and Management of the State Liquor Commission, 2) are District Offices for State Agencies such as the Department of Health and Human Services, the Department of Employment Security, and the Division of Motor Vehicles located to provide efficient and convenient services for New Hampshire residents, and 3) Certain elements of the Long-Term Care System as provided through the

Department of Health and Human Services, Bureau of Elderly and Adult Services. MOTION ADOPTED.

RSA 9:16-a, TRANSFERS AUTHORIZED:

**CONSENT CALENDAR**

On a motion by Representative Eaton, seconded by Senator D'Allesandro, that the Committee approve the requests on the agenda under this section as submitted. MOTION ADOPTED. [FIS 08-188 Office of Energy and Planning – transfer \$35,000, FIS 08-195 Office of Energy and Planning – transfer 4,405, FIS 08-199 Department of Safety – transfer \$9,700]

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**

On a motion by Representative Eaton, seconded by Senator D'Allesandro, that the Committee approve the requests on the agenda under this section as submitted. MOTION ADOPTED. [FIS 08-190 Department of Transportation – accept and expend \$687,045, FIS 08-191 Department of Transportation – accept and expend \$389,577, FIS 08-198 Department of Safety – accept and expend \$325,169]

RSA 206:33-b TRANSFERS FROM THE FISH AND GAME FUND AND RSA 14:30-a, VI FISCAL COMMITTEE APPROVAL REQUIRED FOR ACCEPTANCE AND EXPENDITURE OF FUNDS OVER \$50,000 FROM ANY NON-STATE SOURCE:

FIS 08-196 New Hampshire Fish and Game Department – On a motion by Representative Eaton, seconded by Senator D'Allesandro, that the Committee approve the request of the New Hampshire Fish and Game Department to transfer \$20,870 and further approval to accept and expend \$62,673 in federal funds. MOTION ADOPTED.

CHAPTER 263:28, II, LAWS OF 2007, DEPARTMENT OF HEALTH AND HUMAN SERVICES; PROGRAM ELIGIBILITY; ADDITIONAL REVENUES; TRANSFER AMONG ACCOUNTS:

FIS 08-192 Department of Health and Human Services – Nicholas Toumpas, Commissioner, and James Fredyma, Controller, Department of Health and Human Services responded to questions of the Committee.

On a motion by Senator D'Allesandro, seconded by Representative Franklin, that the Committee approve the request of the Department of Health and Human Services to accept and expend from the State Treasurer \$100,000 in other funds. MOTION ADOPTED. (8-Yes, 1-No)

INFORMATIONAL MATERIALS:

FIS 08-202 Berry, Dunn, McNeil and Parker – NH First Monthly Quality Assurance Status Report for May'08 and FIS 08-203 Office of Legislative Budget Assistant – Legislative

Expenditure Class Reductions for FY 2008 and FY 2009 were distributed as late items, to which Michael Buckley, Legislative Budget Assistant, responded to questions of the Committee.

The informational items were accepted and placed on file.

ADJOURNMENT:

The next regular meeting of the Fiscal Committee will be at the call of the Chair.

On a motion by Senator D'Allesandro, seconded by Representative Eaton, that the meeting adjourn. MOTION ADOPTED. (Whereupon the meeting adjourned at 10:27 a.m.)

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Representative Neal Kurk, Clerk