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STATE OF NEW HAMPSHIRE
DEPARTMENT of NATURAL and CULTURAL RESOURCES
DIVISION of HISTORICAL RESOURCES

19 Pillsbury Street CONCORD, NEW HAMPSHIRE 03301
Phone: 271-3483 Fax: 271-3433

March 28, 2023

The Honorable Ken Weyler, Chairman
Fiscal Committee of the General Court

and

His Excellency, Governor Christopher T. Sununu
and the Honorable Executive Council

State House
Concord, New Hampshire

REQUESTED ACTION

- Pursuant to RSA 14:30-a, VI, the Department of Natural and Cultural Resources, Division of Historical Resources requests authorization to accept and expend American Rescue Plan Act (ARPA), State Fiscal Recovery Funds (SFRF) in the amount of \$500,000 for the development and implementation of a cultural resources information system (CRIS) referred to as a comprehensive Digital Online User Generated Review and Compliance System (DOUG R&C), effective upon Fiscal Committee and Governor and Executive Council approvals through June 30, 2023. This is an allowable use of ARPA SFRF funds under Section 602 (c)(1)(A) to respond to the public health emergency or its negative economic impacts. 100% Federal Funds.

Funds are to be budgeted in the following account: 03-35-35-351510-XXXXXX¹ - ARPA DHR DOUG Project

Class-Account	Class Description	FY23 Current Adjusted Authorized	Requested Action	Revised FY23 Adjusted Authorized
000-400338-16	Federal Funds	\$0	\$500,000	\$500,000
	Total Revenue	\$0	\$500,000	\$500,000
040-500800	Indirect Costs	\$0	\$25,000	\$25,000
041-500801	Audit Fund Set Aside	\$0	\$500	\$500
103-502664	Contracts for Operational Services	\$0	\$474,500	\$474,500
	Total Expenses	\$0	\$500,000	\$500,000

- Pursuant to RSA 14:30-a, VI, and contingent upon approval of Requested Action #1, authorize the Department of Natural and Cultural Resources (DNCR) to amend American Rescue Plan (ARPA) State and Local Fiscal Recovery Funds (SFRF) approved by the Fiscal Committee (FIS 22-082) on February 18, 2022 and Governor and Executive Council item # 62, approved on March 9, 2022 to re-purpose \$251,000 to be used to fund the DHR DOUG Project requested above, effective upon Fiscal Committee and Governor and Council approvals through June 30, 2023. 100% Federal Funds

¹ All direct program costs will be accounted for using activity 00FRF602PH3505A and all administrative and indirect costs will be accounted for using activity 00FRF602PH3505Z. Accounting classifications may be subject to technical changes at the discretion of the Department of Administrative Services' Division of Accounting Services.

Funds are to be adjusted in the following account: 03-35-35-353510-26390000-ARPA Grant DNCR Arts Cncl-FRF

Class-Account	Class Description	FY23 Current Adjusted Authorized	Requested Action	Revised FY23 Adjusted Authorized
000-400338-16	Federal Funds	\$1,010,540	(\$251,000)	\$759,540
	Total Revenue	\$1,010,540	(\$251,000)	\$759,540
040-500800	Indirect Costs	\$9,540	(\$2,510)	\$7,030
041-500801	Audit Fund Set Aside	\$1,000	(\$251)	\$749
072-500575	Grants Federal	\$1,000,000	(\$248,239)	\$751,761
	Total Expenses	\$1,010,540	(\$251,000)	\$759,540

Funds are to be budgeted in the following account: 03-35-35-351510-XXXXXX² - ARPA DHR DOUG Project

Class-Account	Class Description	FY23 Current Adjusted Authorized	Requested Action	Revised FY23 Adjusted Authorized
000-400338-16	Federal Funds	\$500,000	\$251,000	\$751,000
	Total Revenue	\$500,000	\$251,000	\$751,000
040-500800	Indirect Costs	\$25,000	\$12,550	\$37,550
041-500801	Audit Fund Set Aside	\$500	\$251	\$751
103-502664	Contracts for Operational Services	\$474,500	\$238,199	\$712,699
	Total Expenses	\$500,000	\$251,000	\$751,000

EXPLANATION

The Division of Historical Resources (DHR) is New Hampshire’s State Historic Preservation office (SHPO). Under State and Federal Law, the DHR works with other governmental agencies to review publicly assisted projects that may affect historical or archaeological resources. Historic preservation Review & Compliance (R&C) is a consultation process to identify significant historic properties in the planning stage of a project, so that any harm to them can be avoided or minimized. All federally funded, licensed or assisted projects in New Hampshire are subject to the review requirements of Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C 470). The DHR currently reviews over 1,500 projects annually with a dedicated staff of four.

The DHR currently is only able to accept hard-copy submissions for its R&C program. Due to the continued increase in numbers of submissions and the desire to not add more staff, the DHR needs to digitize the review process, so that reviews are completed in a timely fashion and well within the federally mandated 30-day review period. Due to the increased number of applications and the limited number of DHR staff members, in large part due to workforce hiring difficulties brought on by the COVID-19 pandemic, this digital portal would best help DHR improve its service delivery capacity.

The solution, which helps achieve a greater efficiency for the program, is to create a Digital Online User Generated Review & Compliance system (DOUG R&C), which will synchronize with the existing digital library, known as the Enhanced Mapping and Management Information Tool (EMMIT) to streamline required federal and state project review, which has increased by more than 30% over the last two years and is expected to continue to increase with the increase in projects generated statewide by ARPA and other federal infrastructure funding. With DOUG R&C, applicants will be able to submit the required documents electronically and will have direct access to project tracking and digital review responses by DHR staff. Not

² See Footnote 1.

only will the digital platform create efficiencies for review and compliance staff but will provide greater transparency and efficiencies for project applicants and stakeholders.

To support this project, funds are being repurposed from FIS 22-082, which authorized and supported the facilitation of the Save Our Granite Stages Program, which after multiple program rounds had funds remaining and available for reallocation.

The following appropriation authorities are being requested for ARPA DHR DOUG Project:

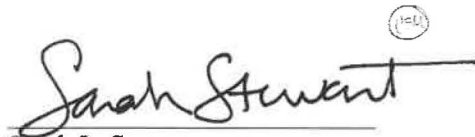
Class 040 – Indirect Costs – Cost Recovery (indirect costs estimated at 5%)

Class 041 – Audit Fund Set Aside – at a rate of .001%

Class 103 – Contract needed to develop and implement the DOUG system

In the event Federal Funds become no longer available, General Funds will not be requested to support these expenditures.

Respectfully submitted,

A handwritten signature in black ink that reads "Sarah L. Stewart". The signature is written in a cursive style. Above the signature, there is a small circular stamp containing the number "1-11".

Sarah L. Stewart
Commissioner



STATE OF NEW HAMPSHIRE
DEPARTMENT of NATURAL and CULTURAL RESOURCES
STATE COUNCIL on the ARTS

19 Pillsbury Street CONCORD, NEW HAMPSHIRE 03301

February 8, 2022

The Honorable Karen Umberger, Chairman
Fiscal Committee of the General Court

and

His Excellency, Governor Christopher T. Sununu
and the Honorable Executive Council
State House
Concord, New Hampshire 03301

REQUESTED ACTION

Pursuant to RSA 14:30-a, VI, the Department of Natural and Cultural Resources, NH State Council on the Arts, requests authorization to accept and expend American Rescue Plan Act (ARPA) funds in the amount of \$1,011,000 from the State of New Hampshire effective upon Fiscal Committee and Governor and Executive Council approvals through June 30, 2023. This is an allowable use of ARP FRF funds under Section 602 (c)(1)(A) to respond to the public health emergency or its negative economic impacts. 100% Federal Funds.

Funds are to be budgeted in the following account:

03-35-35-353510-24930000 - ARPA Grant DNCR Arts Council

Class-Account	Class Description	FY22 Current Adjusted Authorized	Requested Action	Revised FY22 Adjusted Authorized
000-400338	Federal Funds	(\$758,900)	(\$1,011,000)	(\$1,769,900)
	Total Revenue	(\$758,900)	(\$1,011,000)	(\$1,769,900)
040-500800	Indirect Costs	\$6,186	\$10,000	\$16,186
041-500801	Audit Fund Set Aside	\$760	\$1,000	\$1,760
050-500109	Personal Service Temp Appoi	\$39,994		\$39,994
060-500601	Benefits	\$3,060		\$3,060
072-500575	Grants Federal	\$708,900	\$1,000,000	\$1,708,900
	Total Expenses	\$758,900	\$1,011,000	\$1,769,900

The following appropriation authorities are being requested:

Class 040 – Indirect Costs - Appropriation for recovery of eligible administrative support expenses estimated as 1% of total.

Class 041 – Audit Fund set Aside - Appropriation to pay for required audit fees.

Class 072 – Grants – Federal - Appropriation needed to pay competitive subgrants to nonprofit and for-profit performing arts venues.

EXPLANATION

The Save Our Granite Stages (SOGS) Fund was created in the Arts Council’s budget by Chapter 91 of 2021 (HB2), Section 91:443, which amended RSA 19-A to add a new Section 15 creating the Fund. The Fund would make grants in FY2022 to nonprofit and for-profit New Hampshire performing arts venues that did **not** receive grants from the federal [Shuttered Venue Operators Grant \(SVOG\)](#) program, operated by the U.S. Small Business Administration. The language allows the state to direct to the Fund federal funds received by the state in response to the COVID-19 public health emergency. The fund is non-lapsing and sunsets at the end of Fiscal Year 2023.

The New Hampshire State Council on the Arts will create a competitive grant program for nonprofit and for-profit New Hampshire performing arts venues and/or performing arts production entities that did **not** receive grants from the federal SVOG program and are not majority-owned or controlled by a publicly traded corporation. “Performing arts venue” is defined as a nonprofit or for-profit facility that is **primarily** engaged in hosting live theatrical presentations or musical or other entertainment events that are seated, ticketed and open to the public, and “performing arts production entity,” is defined as “an entity that is **primarily** engaged in producing live theatrical presentations at a fixed New Hampshire venue that are seated, ticketed and open to the public”. The program will be open to New Hampshire venues seating 300 or fewer patrons meeting these criteria.

All direct program costs will be accounted for using activity 00FRF602PH3502A and all administrative and indirect costs will be accounted for using activity 00FRF602PH3502Z. Accounting classifications may be subject to technical changes at the discretion of the Department of Administrative Services’ Division of Accounting Services

Key program details:

Eligibility –Small performing arts venues and/or performing arts production entities that operate independently at fixed New Hampshire locations such as municipal or other public venues.

1. New Hampshire nonprofit and for-profit performing arts venues, which are defined as “facilities primarily engaged in hosting live theatrical presentations or musical or other entertainment events that are seated, ticketed, and open to the public,” and/or “performing arts production entities,” defined as “an entity that is primarily engaged in producing live theatrical presentations at a fixed New Hampshire venue that are seated, ticketed and open to the public.”
2. Venues must not be majority-owned or controlled by a publicly traded corporation.
3. Venues must not have received an award under the federal Shuttered Venue Operators Grant Program
4. Venues must have seating capacity of 300 or less (as considered by [SB132](#)).
5. Venues must be in good standing with NH Secretary of State.

Operation

1. Applicants would be able to apply through the State Council on the Arts for unrestricted operating support up to 70% of the eligible entity’s COVID-related revenue loss from March 3, 2021 – December 31, 2021, which is calculated by subtracting gross receipts between March 3, 2021, and December 31, 2021, from gross receipts between March 3, 2019, and December 31, 2019.

2. Award amounts would be adjusted to account for other COVID-related funding received by the entity for 2021 expenses or revenue losses, including:

- a. State of NH CARES Act CRF or American Rescue Plan Act (ARPA) funds (including funds administered by NH State Council on the Arts).
- b. County or municipal CARES Act CRF or ARPA funded awards.
- c. Federal Paycheck Protection Program (PPP) awards.
- d. Federal Economic Injury Disaster Loan (EIDL) or Advance.
- e. Other Federal CARES Act or ARPA programs entities may have received.
- f. Adjusted award amounts will be further subject to a pro rata share of the overall fund, to be determined based on all award recipients' gross receipts losses adjusted for COVID-19 assistance received from all sources, compared with the program allocation of \$1,000,000 and a cap of \$25,000 per entity (enabling up to 40 awards).

In the event Federal Funds become no longer available, General Funds will not be requested to support these expenditures.

Respectfully submitted,



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

Sarah L. Stewart
Commissioner

State of New Hampshire
Department of Natural and Cultural Resources
New Hampshire State Council on the Arts

FISCAL SITUATION

**03-035-035-353510-24930000 Save Our Granite Stages
DNCR Arts Council**

FY 22 Current Adjusted Authorized	\$758,900
Requested Action	<u>\$1,011,000</u>
FY 22 Revised Adjusted Authorized	\$1,769,900