

## LEGISLATIVE PERFORMANCE AUDIT AND OVERSIGHT COMMITTEE MINUTES

August 11, 2023

The Legislative Performance Audit and Oversight Committee met on Monday, August 11, 2023 at 11:00 AM in the LOB Room 212.

Members in attendance were as follows:

Rep. Ken Weyler  
Rep. Gerald Griffin  
Rep. Lucy Weber  
Rep. Mary Jane Wallner  
Sen. Cindy Rosenwald, Chair  
Sen. Rebecca Whitley  
Sen. Howard Pearl  
Sen. Timothy Lang  
Rep. Jess Edwards, Alternative

The meeting was called to order by Senator Rosenwald at 11:00 AM.

Michael Kane, Legislative Budget Assistant, introduced Christine Young, as the new Director of Audits, to the Committee.

### VOTE ON ACCEPTANCE OF THE APRIL 17, 2023 MEETING MINUTES:

On a motion by Senator Lang, seconded by Representative Weyler, that the minutes of the April 17, 2023 be accepted, with an amendment by Representative Weber added to show MOTION ADOPTED to electing Senator Rosenwald as Chair. **MOTION ADOPTED.**

### VOTE FOR A VICE CHAIR:

On a motion by Representative Weyler, seconded by Senator Lang, that Representative Griffin be elected Vice Chair. **MOTION ADOPTED.**

### STATUS OF ONGOING PERFORMANCE AUDITS:

Christine Young, Director of Audits, provided the Committee with brief updates of ongoing performance audits:

- Mental Health Workforce Licensing – end of audit is near, report draft was sent to OPLC and Boards at end of June. After our report was sent, new laws were enacted that affected our recommendations in the report. Auditee responses are due back by the middle of September. A Fiscal Committee presentation is targeted for October.

- Special Education Dispute Resolution Process – fieldwork is complete, observations and report drafting are in process. The goal is to have a draft report to the Department of Education by November and Fiscal Committee presentation is targeted for early 2024.
- State Oversight of Special Education – the first quarter of field work has been completed. We are expecting this to be a lengthy report and estimated a draft report will be sent to the NHED in March-April 2024. Fiscal Committee presentation is targeted for summer of 2024. The Committee received a handout of selected NED requirements related to the Special Education Program.
- Education Freedom Account Program – HB 1135 requires a performance audit of the Education Freedom Accounts. This is the only audit we have in our queue for the Fall.
- NH Commission for Human Rights – planning is in process. Scope statement was presented by John Clinch, Senior Audit Manager, for approval.

Senator Lang made a motion, seconded by Representative Weber, to move forward with the NH Commission for Human Rights audit. **MOTION ADOPTED.**

TABLED, SUSPENDED, AND POTENTIAL AUDIT TOPICS:

- Bureau of Elderly and Adult Services – this audit topic was suspended in November 2021 due to pending legal proceedings. No update at this time.
- Public Access to Bodies of Water – this audit topic was tabled and the Committee decided not to move forward with this audit as there might be another committee responsible for this topic.
- Secretary of State’s Archives and Records – this audit was tabled due to the fact there is a possible statutory limitation on the LBA conducting this audit. After much discussion, it was agreed by the Committee to proceed with an audit of Archives. Generally, the Committee considered the handling and maintaining of records by Archives as being governed by statute and rules, therefore it should be auditable.

On a motion by Senator Lang, seconded by Senator Pearl. **MOTION ADOPTED.**

- Office of Professional Licensure and Certification – this audit topic remained tabled as the Office was undergoing a transition and had experienced a recent performance audit.

NEW TOPICS FOR CONSIDERATION:

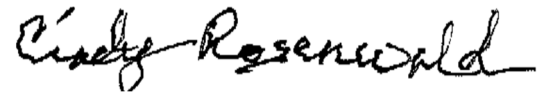
Jay Henry, Performance Audit Supervisor, informed the Committee of the need for new audit topics. The Committee generally discussed thoughts and concerns regarding the following:

- Department of Health and Human Services' (DHHS) contract management (DHHS provided a handout and made a presentation to the Committee);
- certain topics within the DHHS Bureau of Developmental Services;
- the interplay between the DHHS Division of Children, Youth, and Families and the Bureau of Children's Behavioral Health; and
- the Doorway program.

The Committee agreed that these new potential audit topics will remain on the list for future consideration.

DATE OF NEXT MEETING AND ADJOURNMENT:

Next meeting will be at the call of the Chair. Senator Rosenwald adjourned the meeting at 12:10 PM.



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Sen. Cindy Rosenwald, Chair