

FISCAL COMMITTEE OF THE GENERAL COURT
MINUTES
March 13, 2002

The Fiscal Committee of the General Court met on Wednesday, March 13, 2002 at 9:00 a.m. in Room 210-211 of the Legislative Office Building.

Members in attendance were as follows:

Representative Neal Kurk, Chairman
Representative Kenneth Weyler, Clerk
Representative Keith Herman
Representative Beverly Rodeschin
Representative Mary Jane Wallner
Senator Arthur Klemm, Vice Chairman
Senator John Barnes
Senator Gary Francoeur
Senator Beverly Hollingworth
Senator Caroline McCarley

Chairman Kurk opened the meeting at 9:20 a.m.

GOVERNOR SHAHEEN PRESENTATION OF EXECUTIVE ORDER 2002-02:

Governor Jeanne Shaheen made a presentation, responded to questions of the Committee, and requested approval of Executive Order 2002-02 - "an order directing a freeze of Executive Branch hiring, equipment and out-of-state travel to reduce state general fund expenditures."

On a motion by Senator Barnes, seconded by Senator McCarley, that the Committee approve Executive Order 2002-02, as presented by the Governor. MOTION ADOPTED.

ACCEPTANCE OF MINUTES:

On a motion by Senator Hollingworth, seconded by Representative Weyler, that the Committee accept the minutes of the February 13, 2002 meeting as written. MOTION ADOPTED.

OLD BUSINESS:

FIS 02-012 Department of Employment Security - The Department requested that this item be withdrawn.

NEW BUSINESS:

CHAPTER 130:1, LAWS OF 2001, PAU 02-16-01-01, CLASS 93 FOOTNOTE FOR INMATE MEDICAL & DENTAL AND RSA 9:16-a TRANSFER AND REDUCTIONS AUTHORIZED:

FIS 02-049 Department of Corrections - On a motion by Senator Barnes, seconded by Senator Klemm, that the Committee approve the request of the Department of Corrections to transfer \$707,494 and an additional \$946,671 in general funds to cover a shortfall in inmate medical and dental costs through June 30, 2002.

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On a motion by Representative Weyler, seconded Senator Barnes, that the Committee **amend** and approve the request of the Department of Corrections for **\$796,671, not \$946,671** in additional general funds and transfer **\$700,000 in account 010-046-7101-094, not \$550,000, for a total of \$857,494, not \$707,494**, to cover a shortfall in inmate medical and dental costs through June 30, 2002. MOTION ADOPTED.

OLD BUSINESS:

FIS 02-013 Department of Safety - establish Prosecuting Attorney position through September 30, 2002 - On a motion by Senator Hollingworth, seconded by Senator Klemm, that this request be removed from the table. MOTION ADOPTED.

John Stephen, Assistant Commissioner presented the request and responded to questions of the Committee.

On a motion by Senator Hollingworth, seconded by Representative Rodeschin, that the Committee approve the request from the Department of Safety to establish a Prosecuting Attorney position through September 30, 2002. MOTION ADOPTED.

RSA 9:16-a TRANSFER AND REDUCTIONS AUTHORIZED - CONSENT CALENDAR:

On a motion by Representative Herman, seconded by Senator Barnes, that the Committee approve all the requests as presented under this section on the agenda. MOTION ADOPTED. (FIS 02-040 Fish and Game Department and FIS 02-044 Department of Education)

RSA 124:15 POSITIONS RESTRICTED - CONSENT CALENDAR:

On a motion by Senator Hollingworth, seconded by Representative Herman, that the Committee approve all the requests as submitted under this section on the agenda. MOTION ADOPTED. (FIS 02-037 Office of the Adjutant General, FIS 02-038 Department of Environmental Services, FIS 02-051 and FIS 02-052 Police Standards & Training Council, and FIS 02-056 Department of Safety)

CHAPTER 158:43, LAWS OF 2001 - ADDITIONAL REVENUES; DEPARTMENT OF HEALTH AND HUMAN SERVICES:

FIS 02-014 Department of Health and Human Services, Office of Community & Public Health - On a motion by Senator Barnes, seconded by Representative Smith, that the Committee approve the request of the Department of Health and Human Services, Office of Community & Public Health to accept and expend \$17,000 in federal funds. MOTION ADOPTED.

CHAPTER 158:43, LAWS OF 2001 - ADDITIONAL REVENUES; DEPARTMENT OF HEALTH AND HUMAN SERVICES and RSA 124:15 POSITIONS RESTRICTED:

FIS 02-031 Department of Health and Human Services, Office of Family Services - On a motion by Senator Hollingworth, seconded by Representative Wallner, that the Committee approve the request from the Department of Health and Human Services, Office of Family Services to extend the authority to use funds, previously accepted through the Fiscal Committee Minutes

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Fiscal Committee from the State of Utah, from June 30, 2001 until September 30, 2002. MOTION ADOPTED.

FIS 02-035 Department of Health and Human Services, Office of Community & Public Health - Donald Shumway, Commissioner presented the request and responded to questions of the Committee.

On a motion by Senator Hollingworth, seconded by Representative Wallner, that the Committee approve the request from the Department of Health and Human Services, Office of Community & Public Health to accept and expend \$39,284 in federal funds. MOTION ADOPTED.

CHAPTER 158:43, LAWS OF 2001 - ADDITIONAL REVENUES; DEPARTMENT OF HEALTH AND HUMAN SERVICES and RSA 9:16-a TRANSFER AND REDUCTIONS AUTHORIZED:

FIS 02-053 Department of Health and Human Services - Commissioner Shumway presented the request and responded to questions of the Committee.

On a motion by Senator Hollingworth, seconded by Representative Wallner, that the Committee approve the request of the Department of Health and Human Services to accept and expend \$198,281 in federal funds and \$19,193 in other funds and transfer \$1,450,484. MOTION ADOPTED.

FIS 02-054 Department of Health and Human Services - On a motion by Senator Hollingworth, seconded by Representative Wallner, that the Committee approve the request of the Department of Health and Human Services to accept and expend \$297,428 in federal funds and \$113,033 in other funds and transfer \$1,127,702. MOTION ADOPTED.

FIS 02-055 Department of Health and Human Services - On a motion by Senator Hollingworth, seconded by Representative Wallner, that the Committee approve the request of the Department of Health and Human Services to accept and expend \$182,021 in federal funds and transfer \$2,443,179. MOTION ADOPTED.

CHAPTER 158:43, LAWS OF 2001 - ADDITIONAL REVENUES; DEPARTMENT OF HEALTH AND HUMAN SERVICES and RSA 124:15 POSITIONS RESTRICTED:

FIS 02-048 Department of Health and Human Services, Office of Health Planning and Medicaid - Donald Shumway, Commissioner presented the request and responded to questions of the Committee.

On a motion by Senator McCarley, seconded by Representative Wallner, that the Committee approve the request of the Department of Health and Human Services, Office of Health Planning and Medicaid to accept and expend \$500,000 in federal funds and continue a Program Specialist III position and an Administrative Secretary position through December 31, 2002. MOTION ADOPTED.

RSA 9:16-a TRANSFER AND REDUCTIONS AUTHORIZED AND RSA 124:15 POSITIONS RESTRICTED:

FIS 02-039 Department of Environmental Services - Ruddy Cartier presented the request and responded to questions of the Committee.

On a motion by Senator McCarley, seconded by Representative Wallner, that the Committee approve the request of the Department of Environmental Services to transfer \$44,758 and establish an Environmentalist I position through January 30, 2003. MOTION ADOPTED.

LATE ITEMS:

FIS 02-057 Department of Environmental Services - Ruddy Cartier presented the request and responded to questions of the Committee.

On a motion by Representative Weyler, seconded by Senator Klemm, that the Committee approve the request of the Department of Environmental Services to transfer \$25,000 in FY 2002 and \$26,000 in FY 2003. MOTION ADOPTED.

FIS 02-058 Department of Environmental Services - Ruddy Cartier presented the request and responded to questions of the Committee.

On a motion by Representative Rodeschin, seconded by Representative Herman, that this request be tabled. MOTION ADOPTED.

FIS 02-071 Department of Environmental Services - Paul Carrier presented the request and responded to questions of the Committee.

On a motion by Senator Francoeur, seconded by Senator Hollingworth, that the Committee approve the request of the Department of Environmental Services to transfer \$60,000. MOTION ADOPTED.

RSA 206:33-b TRANSFERS FROM FISH AND GAME FUND:

FIS 02-043 Fish and Game Department - Daniel Lynch, Assistant Director presented the request and responded to questions of the Committee.

On a motion by Representative Wallner, seconded by Senator Francoeur, that the Committee approve the request of the Fish and Game Department to transfer and expend \$42,873 from the Fish and Game Fund. MOTION ADOPTED.

FIS 02-045 Fish and Game Department - Daniel Lynch, Assistant Director presented the request and responded to questions of the Committee.

On a motion by Senator Francoeur, seconded by Representative Weyler, that the Committee approve the request of the Fish and Game Department to transfer and expend \$80,000 from the Fish and Game Fund. MOTION ADOPTED.

RSA 228:69, I(b) APPROPRIATION AND USE OF SPECIAL RAILROAD FUNDS:

FIS 02-046 Department of Transportation - On a motion by Senator Hollingworth, seconded by Representative Rodeschin, that the Committee approve the request of the Department of Transportation, Bureau of Railroads and Public Transportation for authorization to expend up to \$150,000 to provide a portion of the funds required to complete the pier replacement on the Merrimack River Bridge on the state-owned Concord-Lincoln railroad line. MOTION ADOPTED.

FIS 02-047 Department of Transportation - On a motion by Senator Francoeur, seconded by Representative Herman, that the Committee approve the request of the Department of Transportation, Bureau of Railroads and Public Transportation for authorization to expend up to \$140,000 to provide complete repairs on the Frankenstein Trestle on the state-owned Mountain Division railroad line. MOTION ADOPTED.

INFORMATIONAL ITEMS:

The informational items were accepted and placed on file.

AUDITS:

OLD BUSINESS:

State of New Hampshire Department of Education Financial and Compliance Audit Report For the Year Ended June 30, 2000 - Catherine Provencher, Director of Audits, Office of Legislative Budget presented the report and responded to questions of the Committee. Nicholas Donohue, Commissioner, Department of Education was also present to respond to questions. (This report was accepted, released and placed on file at the February 13, 2002 Fiscal Committee meeting.)

State of New Hampshire Single Audit of Federal Financial Assistance Programs For the Year Ended June 30, 2001 - Brock Romano and Shawn Warren, Partners, KPMG presented the audit and responded to questions of the Committee. (This report was accepted, released and placed on file at the February 13, 2002 Fiscal Committee meeting.)

NEW BUSINESS:

Management Letter for the State of New Hampshire For the Year Ended June 30, 2001 - Shawn Warren, Partner, KPMG presented the letter and responded to questions of the Committee.

On a motion by Representative Weyler, seconded by Senator Francoeur, that the Committee accept, release and place on file the Management Letter for the State of New Hampshire For the Year Ended June 30, 2001. MOTION ADOPTED.

State of New Hampshire Department of Environmental Services Performance-Based Budgeting Audit Report March 2002 - On a motion by Representative Weyler, seconded by Senator Francoeur, that the report be accepted, released and placed on file. MOTION ADOPTED. (The Committee will hear a formal presentation at the April meeting.)

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LATE ITEM:

FIS 02-061 Department of Health and Human Services, New Hampshire Hospital - Donald Shumway, Commissioner presented the request and responded to questions of the Committee.

On a motion by Representative Herman, seconded by Representative Weyler, that the Committee approve the request of the Department of Health and Human Services, New Hampshire Hospital to transfer \$328,428. MOTION ADOPTED.

FIS 02-070 Department of Health and Human Services - Donald Shumway, Commissioner presented the request and responded to questions of the Committee.

On a motion by Representative Herman, seconded by Senator Francoeur, that the Committee approve the request from the Department of Health and Human Services to accept and expend \$28,766,840 in Medicaid funds and \$28,738,102 in county funds in FY 2002, and \$58,214,124 in Medicaid funds and \$58,155,970 in county funds in FY 2003. MOTION ADOPTED.

INFORMATIONAL LATE ITEM:

Chairman Kurk distributed copies of an informational item from the Department of Health and Human Services relative to the Hay Report.

DATE OF NEXT MEETING AND ADJOURNMENT:

The next meeting of the Fiscal Committee will be held on Wednesday, April 10, 2002 at 9:00 a.m. in the Legislative Office Building, Room 210-211. A meeting date of Wednesday, May 8, 2002 was also set. (Whereupon the Committee adjourned.)

Representative Kenneth Weyler, Clerk