

FISCAL COMMITTEE OF THE GENERAL COURT
MINUTES
May 17, 2024

The Fiscal Committee of the General Court met on Friday, May 17, 2024, at 10:00 a.m. in Room 210-211 of the Legislative Office Building.

Members in attendance were as follows:

Representative Ken Weyler, Chairman
Representative Keith Erf, Clerk
Representative Jess Edwards
Representative Mary Jane Wallner
Representative Peter Leishman
Representative Gerald Griffin (Alternate)
Senator James Gray, Vice Chairman
Senate President Jeb Bradley
Senator Howard Pearl (Alternate)
Senator Lou D'Allesandro
Senator Cindy Rosenwald

The Chair called the meeting to order at 10:03 a.m.

ACCEPTANCE OF MINUTES:

On a motion by Senator D'Allesandro, seconded by Senator Gray, that the Committee approve the minutes of the April 19, 2024 meeting as written. MOTION ADOPTED. (9-Yes; 0-No; 1-Abstained)

OLD BUSINESS:

None

NEW BUSINESS:

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

FIS 24-192 Letter from Senator Cindy Rosenwald, Chair of the Joint Legislative Performance Audit and Oversight Committee – On a motion by Senator Rosenwald, seconded by Senator Pearl, that the Committee approve the request of the Joint Legislative Performance Audit and Oversight Committee relative to the recommendation of the following performance audit topics: • interplay between the Department of Health and Human Services (DHHS) Division of Children, Youth, and Families and the DHHS Bureau of Children's Behavioral Health, and • the Doorway Program. MOTION ADOPTED. (10-Yes; 0-No)

CONSENT CALENDAR

The following requests were withdrawn; FIS 24-181 Department of Safety – to amend FIS 22-351, approved October 14, 2022, by extending the end dates on the original request from June 30, 2024 to June 30, 2025 and reallocate \$75,026 in federal American Rescue Plan Act of 2021 (ARPA), State Fiscal Recovery Funds (SFRF), and FIS 24-198 Late Item Department of Health and Human Services – to accept and expend \$154,000 in federal American Rescue Plan Act (ARPA) State Fiscal Recovery Funds (SFRF) funds through June 30, 2025. WITHDRAWN BY AGENCY.

As announced by the Chair, the following items were removed from the Consent Calendar to be acted on individually;

- Tab 6 Pursuant to RSA 14:30-a, VI.
FIS 24-154, 24-179
- Tab 8 Pursuant to ARPA RSA 14:30-a, VI.
FIS 24-153, 24-183

On a motion by Senator D’Allesandro, seconded by Representative Edwards, that the Committee approve all the remaining requests as submitted under the Consent Calendar, Tabs 4, 5, 6, 7, 8 and 9. MOTION ADOPTED. [TAB 4 pursuant to RSA 9:16-a. II, FIS 24-150 Department of Health and Human Services – authorization to transfer \$6,503,250 in federal/general funds through June 30, 2025, FIS 24-163 Judicial Council – authorization to transfer \$200,000 in general funds through June 30, 2025, FIS 24-164 Department of Natural and Cultural Resources – authorization to transfer \$1,250 in general funds and create a new expenditure class code through June 30, 2025, FIS 24-165 Department of Natural and Cultural Resources – authorization to transfer \$1,250 in general/other funds and create a new expenditure class code through June 30, 2025, FIS 24-166 Department of Natural and Cultural Resources – authorization to transfer \$1,250 in general/other funds and create a new expenditure class code through June 30, 2025, FIS 24-167 Department of Safety – authorization to transfer \$555,000 in other funds and to create a new expenditure class code through June 30, 2024, and FIS 24-176 Department of Administrative Services – authorization to transfer \$14,700 in other funds through June 30, 2024; TAB 5 pursuant to RSA 9:17-d., FIS 24-191 Administrative Office Of The Courts – authorization to transfer \$930,000 in general funds between expenditure classes through June 30, 2024; TAB 6 pursuant to RSA 14:30-a, VI., FIS 24-152 Department of Agriculture, Markets and Food – authorization to budget and expend \$402,113 in other funds through June 30, 2025, FIS 24-155 Department of Health and Human Services – authorization to amend FIS 23-220, approved August 11, 2023, by transferring \$5,750 in federal funds between class lines, and creating a new class line through June 30, 2025, FIS 24-168 New Hampshire Fish and Game Department – authorization to retroactively accept and expend \$7,283 in federal funds retroactive to July 1, 2023 through June 30, 2024, FIS 24-169 Department of Safety – authorization to accept and expend \$223,140 in federal Intra Agency Transfer funds through September 30, 2024, FIS 24-170 Department of Safety – authorization to accept and expend \$1,418,911 in federal funds through September 30, 2024, FIS 24-171 Department of Safety – authorization to accept and expend \$402,322 in federal funds through September 30, 2024, FIS 24-172 Department of Safety – authorization to accept and expend \$2,810,775 in federal funds through September 30, 2024, and FIS 24-173 Department of Safety – authorization to accept and expend \$1,555,000 in other funds through June 30, 2025; TAB 7 pursuant to RSA 14:30-a, VI. and RSA 124:15, FIS 24-156 Department of Information Technology – authorization through June 30, 2025 to; 1) accept

and expend \$4,892,159 in other funds in State Fiscal Year 2024, and 2) contingent upon approval of Request #1, authorization to establish Class 046-Consultants; TAB 8 pursuant to ARPA RSA 14:30-a, VI., FIS 24-177 Department of Corrections – authorization to accept and expend \$402,107 in federal American Rescue Plan Act of 2021 (ARPA), State Fiscal Recovery Funds (SFRF) through June 30, 2025, FIS 24-178 Judicial Council – authorization to accept and expend \$150,000 in federal American Rescue Plan Act of 2021 (ARPA), State Fiscal Recovery Funds (SFRF) through June 30, 2025, FIS 24-180 Police Standards and Training Council – authorization to amend FIS 21-144, approved June 8, 2021, and amended by FIS 23-166, May 19, 2023, to accept and expend \$1,146,057 in additional federal American Rescue Plan Act of 2021 (ARPA), State Fiscal Recovery Funds (SFRF) from June 30, 2024 to June 30, 2025, FIS 24-184 New Hampshire Employment Security – authorization to accept and expend \$11,250,000 in federal American Rescue Plan Act (ARPA) IT Modernization Grant funds through June 30, 2025, FIS 24-185 Department of Environmental Services – authorization to accept and expend \$3,000,000 in additional federal ARPA funds through June 30, 2025, FIS 24-186 New Hampshire Fish and Game Department – authorization to amend FIS 22-153, approved April 15, 2022, and further amended (FIS 23-166) on May 19, 2023, by extending the end date from June 30, 2024 to June 30, 2025 and to accept and expend an additional \$3,550,000 in federal American Rescue Plan (ARPA) State Fiscal Recovery Funds (SFRF), FIS 24-187 Governor’s Office for Emergency Relief And Recovery – authorization to amend FIS 22-359, approved October 14, 2022, and amended (FIS 23-166) on May 19, 2023, to accept and expend an additional \$3,066,295 in federal American Rescue Plan Act (ARPA) State Fiscal Recovery Funds (SFRF) and to extend the end date from June 30, 2024 to June 30, 2025, FIS 24-188 Governor’s Office for Emergency Relief And Recovery – authorization to accept and expend \$1,000,000 in federal American Rescue Plan Act (ARPA) State Fiscal Recovery Funds (SFRF) through June 30, 2025, and FIS 24-189 Pease Development Authority, Division of Ports and Harbors – authorization to amend FIS 22-234, approved June 17, 2022, and amended (FIS 24-166) on May 19, 2023, to repurpose the remaining \$110,589.29 in federal funds and extending the end-date from June 30, 2024 to June 30, 2025; and TAB 9 pursuant to ARPA RSA 14:30-a, VI. and RSA 124:15, FIS 24-182 Replacement Department of Administrative Services – authorization on behalf of State Agencies to amend the accept and expend of American Rescue Plan Act (ARPA) State Fiscal Recovery Funds (SFRF) by extending the end date for funding, new positions, and/or new Class 046-Consultants, created in relation to the acceptance of ARPA SFRF funds from June 30, 2024 to June 30, 2025, and FIS 24-190 Department of Administrative Services – authorization to; 1) amend FIS 21-207, approved August 20, 2021, and as extended by FIS 23-166, May 19, 2023, to repurpose and reallocate the remaining funds of \$1,130,400 through June 30, 2024, and 2) contingent upon approval of Request #1, accept and expend \$1,130,400 in federal ARPA SFR funds from the DPW ARPA Temporary Staffing Capacity to the DAS ARPA programs titled State Building HVAC Replace and Repair/Maintenance, and the Investments in Deferred Maintenance of State Facilities through June 30, 2025, and 3) amend the accept and expend for the ARPA SFRF programs titled Statewide Recruitment Unit, State Building HVAC Replace and Repair/Maintenance, and the Investments in Deferred Maintenance of State Facilities, by extending the end date for funding from June 30, 2024 to June 30, 2025 and re-allocate \$541,643 among existing classes, and 4) contingent upon approval of Request #2 and #3, amend the accept and expend ARPA SFRF programs titled Statewide Recruitment Unit, and the State Building HVAC Replace and Repair/Maintenance, by extending the end date for positions; 9T3149, 9T3150, 9T3151, 9T3226 and 9T3227, from June 30, 2024 to June 30, 2025]

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

FIS 24-154 Department of Health and Human Services – Nathan White, Chief Financial Officer, and Iain Watt, Interim Director, Division of Public Health Services, Department of Health and Human Services responded to questions of the Committee.

On a motion by Representative Erf, seconded by Representative Edwards, that the Committee approve the request of the Department of Health and Human Services to accept and expend \$818,500 in federal funds through June 30, 2025. MOTION ADOPTED. (10-Yes; 0-No)

The Department will follow up with Representative Erf regarding links to online resources for the Newborn Navigator program.

FIS 24-179 Department of Natural and Cultural Resources – Alexis Rudko, Deputy Chief, Bureau of Trails, and Christopher Marino, Chief of Administration, Department of Natural and Cultural Resources responded to questions of the Committee.

On a motion by Senator D'Allesandro, seconded by Representative Leishman, that the Committee approve the request of the Department of Natural and Cultural Resources to accept and expend \$895,272 in other funds through June 30, 2025. MOTION ADOPTED. (10-Yes; 0-No)

RSA 14:30-a. VI FISCAL COMMITTEE APPROVAL REQUIRED FOR ACCEPTANCE AND EXPENDITURE OF FUNDS OVER \$100,000 FROM ANY NON-STATE SOURCE:

AMERICAN RESCUE PLAN 2021
CONSENT CALENDAR

FIS 24-153 Department of Health and Human Services – Nathan White, Chief Financial Officer, and Melissa Hardy, Director, Division for Long-Term Supports and Services, Department of Health and Human Services responded to questions of the Committee.

On a motion by Senator Rosenwald, seconded by Representative Edwards, that the Committee approve the request of the Department of Health and Human Services to accept and expend \$1,253,704 in federal American Rescue Plan (ARP) grant funds through September 30, 2024. MOTION ADOPTED. (10-Yes; 0-No)

FIS 24-183 Department of Administrative Services – Charles Arlinghaus, Commissioner, Department of Administrative Services responded to questions of the Committee. Taylor Caswell, Executive Director, Governor's Office for Emergency Relief And Recovery, was also present to respond to Committee questions.

On a motion by Senator D'Allesandro, seconded by Representative Leishman, that the Committee approve the request of the Department of Administrative Services to accept and expend \$1,000,000 in federal American Rescue Plan Act (ARPA) State Fiscal Recovery Funds (SFRF) through June 30, 2025. MOTION ADOPTED. (10-Yes; 0-No)

RSA 9:16-a. TRANSFERS AUTHORIZED, RSA 9:16-c. TRANSFER OF FEDERAL GRANT FUNDS, 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 9:17-a. III. LIMITATIONS:

REGULAR CALENDAR

FIS 24-151 Department of Health and Human Services – Nathan White, Chief Financial Officer, Department of Health and Human Services responded to questions of the Committee.

On a motion by Senator D'Allesandro, seconded by Representative Edwards, that the Committee approve the request of the Department of Health and Human Services to transfer \$7,660,985 in general funds between various class lines, increase and decrease federal revenues resulting in a net decrease of \$881,860, increase other revenues in the amount of \$20,000 and create new expenditure class codes through June 30, 2025. MOTION ADOPTED. (10-Yes; 0-No)

RSA 162-H:21 FUND ESTABLISHED; FUNDING PLAN –

REGULAR CALENDAR

FIS 24-157 Site Evaluation Committee – Andrew Biemer, Administrator, Site Evaluation Committee, and Leonard Rautio, Chief of Operations, Department of Energy, responded to questions of the Committee.

On a motion by Senator D'Allesandro, seconded by Senator Pearl, that the Committee approve the request of the Site Evaluation Committee to accept general funds in the amount of \$181,700 from funds not otherwise appropriated for the purpose of funding the administrative costs of the SEC through June 30, 2024. MOTION ADOPTED. (10-Yes; 0-No)

CHAPTER 79:73 III. LAWS OF 2023, NEW HAMPSHIRE PULP AND PAPER MANUFACTURING INDUSTRY STABILIZATION GRANT PROGRAM: APPROPRIATION:

REGULAR CALENDAR

FIS 24-175 Department of Business and Economic Affairs – Taylor Caswell, Commissioner, and Chase Hagaman, Director of Economic Development, Department of Business and Economic Affairs responded to questions of the Committee.

On a motion by Representative Leishman, seconded by Senator D'Allesandro, that the Committee approve the request of the Department of Business and Economic Affairs to authorize expenditures from the Paper and Pulp Manufacturing Industry Stabilization Grant Program Fund for anticipated awards in the amount of \$1,500,000 in general funds through June 30, 2025. MOTION ADOPTED. (10-Yes; 0-No)

LATE ITEM AGENDA

RSA 9:16-a, II, TRANSFERS AUTHORIZED:

FIS 24-197 Department of Health and Human Services – Lori Weaver, Commissioner, and Nathan White, Chief Financial Officer, Department of Health and Human Services responded to questions of the Committee.

On a motion by Senator Rosenwald, seconded by Representative Edwards, that the Committee approve the request of the Department of Health and Human Services to transfer \$17,249,732 in general/other funds and create a new expenditure class code effective July 1, 2024, upon approval through June 30, 2025. MOTION ADOPTED. (10-Yes; 0-No)

RSA 14:30-a, VI FISCAL COMMITTEE APPROVAL REQUIRED FOR ACCEPTANCE AND EXPENDITURE OF FUNDS OVER \$100,000 FROM ANY NON-STATE SOURCE:

AMERICAN RESCUE PLAN 2021

FIS 24-193 Governor's Office for Emergency Relief And Recovery – Taylor Caswell, Executive Director, Governor's Office for Emergency Relief And Recovery responded to question of the Committee,

On a motion by Senator Gray, seconded by Senator Bradley, that the Committee approve the request of the Governor's Office for Emergency Relief And Recovery to accept and expend \$3,800,000 in federal American Rescue Plan Act (ARPA) State Fiscal Recovery Funds (SFRF) through June 30, 2025. MOTION ADOPTED. (10-Yes; 0-No)

FIS 24-194 Pease Development Authority, Division of Ports and Harbors – Miles Greenway, Assistant Port Director, Division of Ports and Harbors, Pease Development Authority responded to questions of the Committee.

On a motion by Senator Bradley, seconded by Senator Gray, that the Committee approve the request of the Pease Development Authority, Division of Ports and Harbors, to accept and expend \$516,105 in federal American Rescue Plan Act (ARPA) State Fiscal Recovery Funds (SFRF) through June 30, 2025. MOTION ADOPTED. (10-Yes; 0-No)

FIS 24-195 Department of Health and Human Services – Nathan White, Chief Financial Officer, and Katja Fox, Director, Division for Behavioral Health, Department of Health and Human Services responded to questions of the Committee. Taylor Caswell, Executive Director, Governor Office for Emergency Relief And Recovery, was also present to respond to Committee questions.

On a motion by Senator Bradley, seconded by Senator Gray, that the Committee approve the request of the Department of Health and Human Services to accept and expend \$2,500,000 in federal American Rescue Plan Act (ARPA) State Fiscal Recovery Funds (SFRF) through June 30, 2025. MOTION ADOPTED. (10-Yes; 0-No)

FIS 24-196 Department of Health and Human Services – On a motion by Senator D’Allesandro, seconded by Senator Gray, that the Committee approve the request of the Department of Health and Human Services to accept and expend \$5,000,000 in federal American Rescue Plan Act (ARPA) State Fiscal Recovery Funds (SFRF) through June 30, 2025. MOTION ADOPTED. (10-Yes; 0-No)

INFORMATIONAL LATE ITEM:

FIS 24-199 Governor’s Office for Emergency Relief And Recovery – informational item, dated May 8, 2024, summarizing unobligated American Rescue Plan Act of 2021 (ARPA) State Fiscal Recovery Funds (SFRF) made available from previously approved requests in order to reallocate funding to other projects that will be submitted separately to Fiscal Committee and Governor and Council for approval at future meetings. No Discussion was held.

MISCELLANEOUS:

None

INFORMATIONAL ITEMS:


Lori Weaver, Commissioner, and Nathan White, Chief Financial Officer, Department of Health and Human Services responded to Committee questions pertaining to; FIS 24-160 Department of Health and Human Services – Operating Statistics Dashboard SFY24 report through March 31, 2024, with the exception of data for the Division for Children, Youth and Families staffing, and Mental Health and Substance Use Disorder (SUD) Caseloads, which is through February 29, 2024, and further data for the Developmental Disabilities, Acquired Brain Disorders, and In-Home Supports waitlist through June 30, 2023.

The informational items were accepted and placed on file.

DATE OF NEXT MEETING:

The next regular meeting of the Fiscal Committee was scheduled for Thursday, June 20, 2024 at 10:00 a.m. to be held in the Legislative Office Building, Room 210-211.

On a motion by Representative Erf, seconded by Representative Edwards, that the meeting adjourn. (Whereupon the meeting adjourned at 11:06 a.m.)



Representative Keith Erf, Clerk