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State of New Hampshire

DEPARTMENT OF SAFETY
OFFICE OF THE COMMISSIONER
33 HAZEN DR. CONCORD, NH 03305
603/271-2791

JOHN J. BARTHELMES
COMMISSIONER

March 20, 2017

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

Requested Action

Pursuant to the provisions of Administrative Rule 316.13 (a) (5), the Department of Safety, Division of State Police, requests authorization to pay overtime in the amount of \$90,000.00 for permanent personnel from class 10 appropriations for positions that are vacant due to illness, extended leaves of absence, or pending recruitment at the Detective Bureau. The \$90,000.00 represents the estimate of additional funds needed for the pay periods covering March 3, 2017 through May 25, 2017 of state fiscal year 2017. Effective upon Governor and Council approval through June 30, 2017. Funding Source: 100% Agency Income.

Explanation

The requested overtime expenditures from Class 10, Personnel Services accounts, represent payments made to permanent personnel for overtime hours worked on a number of complex and time-sensitive homicides, suspicious deaths, and narcotics investigations during critical vacancies due to sickness, extended leaves of absence, or pending recruitments. The Department of Safety, Division of State Police, Detective Bureau, requests an overtime transfer for actual expenditures not to exceed \$90,000.00.

In calendar year 2015, the Major Crime Unit responded to 34 call-outs, this included 19 full call-outs for nine (9) homicides, including two (2) Police involved shootings. The remainders of the call-outs were other death investigations, assaults, and other agency requests for assistance.

In calendar year 2016, the Major Crime Unit has responded to 40 call-outs; this included 24 full call-outs for ten (10) homicides, including three (3) Police involved shootings. The remainders of the call-outs were other attempted homicides, assaults, and other death investigations.

In calendar year 2017 to date, the Major Crime Unit has responded to ten (10) call-outs, all of which have been full call-outs for homicides.

The Department of Safety, Division of State Police, Detective Bureau, spent \$309,763.78 in overtime expenses in SFY 2015 and \$371,662.26 in SFY 2016. Overtime expenses to date for SFY 2017 are \$388,894.01. The above requested action, made in accordance with applicable rule and law, is to cover the expenses incurred for SFY 2017 and any additional expenditure for the remainder of SFY 2017 through May 25, 2017 based on the complexity of the homicide cases currently being worked, as well as an increase in narcotics investigations. An A-29 form supporting this request is attached.

Respectfully submitted,


John J. Barthelmes
Commissioner of Safety

**Estimated Unexpended Wages for Detective Positions
vacant during the period June 10, 2016 through March 2, 2017
DOS**

POS #	TITLE	APPRO	LG	First Day Vacant	Last Day Vacant	# DAYS	Annual Rate	Daily Rate	Unexpended Salary	REASON VACANT
10686	State Police Trooper	5412	21	06/10/16	03/02/17	266	51,646	198.64	37,742	Pending Recruitment
10857	State Police Trooper	5412	21	06/10/16	06/24/16	15	51,646	198.64	2,128	Pending Recruitment
10867	State Police Trooper	5412	21	06/10/16	10/14/16	127	51,646	198.64	18,019	Pending Recruitment
10736	State Police Trooper	5412	21	07/22/16	09/16/16	57	51,646	198.64	8,087	Pending Recruitment
10928	State Police Trooper	5412	21	06/10/16	09/16/16	99	51,646	198.64	14,047	Pending Recruitment
40698	State Police Trooper	5412	21	07/07/16	11/25/16	142	51,646	198.64	20,148	Pending Recruitment
10669	State Police Trooper	5412	21	11/11/16	03/02/17	112	51,646	198.64	15,891	Pending Recruitment
Unexpended Salary Balance										
(less) Overtime Transfer										
5412 Total										
Grand Total										
26,062										
26,062										

Expenditure Request-Overtime Permanent Personnel Services

Department: Safety

Date: April 8, 2013

Division of Expenditure Request:
Detectives

# Positions	Estimated Overtime	
	Regular Time	Time & One-Half
7	\$ 90,000	\$ -

Estimated Vacant Positions: Number
7

<u>Title & Labor Grade</u>	<u>Number</u>	<u>Legislative Appropriation</u>
State Police Trooper I	7	\$ 116,062
		Total: \$ 116,062

Reasons for Vacant Positions: Pending Recruitment and Leaves of Absence

Request Permission to transfer appropriations as follows:

<u>From:</u>	<u>To:</u>	<u>Amount</u>
02-23-23-234010-54120000-010-500100	02-23-23-234010-54120000-010-500106	\$ 90,000

Certification:

Expenditure of Permanent Personnel Service appropriations will be limited solely to positions vacant due to sick leave, extended leave of absence or pending recruitment. If this request is approved, total expenditures will not exceed the legislative appropriation.

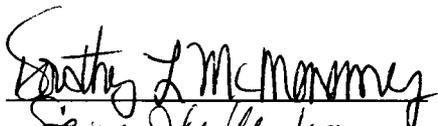
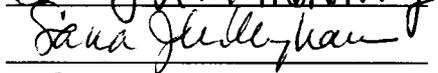
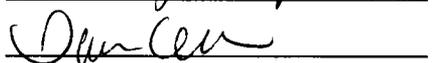


 Signature of Agency Head

Expenditure Authorization

Approval Requires:

Governor and Council _____

Business Supervisor 
 Director of Personnel 
 Comptroller 

NEW HAMPSHIRE CODE OF ADMINISTRATIVE RULES

Adm 316.11 Check the Monthly Computer Statements. Upon receipt of all regular computer monthly statements, please immediately check these statements with your records, and notify the bureau of accounting of any differences on the "Green Sheet" or Form A-2 "Report of Appropriation Over Expenditure".

Source. #2235, eff 12-30-82

Adm 316.12 Workmen's Compensation. Authority for the commissioner to pay such sums as may be awarded under chapter 281 to employees from legislative appropriations and if sufficient funds are not appropriated the governor may draw his warrant on funds not otherwise appropriated provided that payments made to employees paid from the highway fund, the fish and game fund, or special fund shall be a charge against the appropriate fund and that payment made to employees from other funds shall be a charge upon the general fund.

* Adm 316.13 Policy Governing Vacant Permanent Positions.

(a) Charges to Permanent Personnel Services or use of the Salary Adjustment Fund to cover vacant positions shall be subject to the following rules and regulations:

(1) Limited to vacant positions due to sick leave, extended leave of absence, or pending recruitment.

(2) Limited to temporary employees only.

(3) Recruitment shall be made by a temporary C&D form approved by the department of personnel at a rate of compensation to be determined by personnel.

(4) Manifest for payment shall be substantiated by an attached identification by position number of the vacant positions so covered.

* (5) Payment of overtime to cover vacant positions due to sick leave, extended leave of absence, or pending recruitment shall be subject to prior approval by the governor and council. Form A-29. (See Appendix A)

PART Adm 317 PREPARATION AND SUBMISSION OF ANNUAL REPORTS

Adm 317.01 General Requirements. The purpose of this section is to provide the governor and council with agency annual reports.

1. All agencies, as listed below, shall submit their annual reports on the dates and times indicated thereon (white paper, size 8 1/2 x 11, if not commercially printed).
2. Reports shall cover periods ending on June 30 and biennial reports shall cover periods ending in odd numbered years.