



The State of New Hampshire
Department of Environmental Services



Law
 77

Robert R. Scott, Commissioner

The Honorable Mary Jane Wallner, Chairman
 Fiscal Committee of the General Court
 State House
 Concord, NH 03301

August 7, 2019

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

REQUESTED ACTION

Pursuant to the provisions of Chapter 145, subparagraph I, (a), Laws of 2019, the Department of Environmental Services, requests authorization to exceed the 3/12 limitation of said resolution for the accounts listed on the attached analysis, in the total amount of **\$382,009**, to the extent shown as projected deficits for the period of Fiscal Committee and Governor and Council approval through September 30, 2019. **35.5% General Funds, 36.3% Other Funds, 28.2% Federal Funds**

PERSONAL SERVICES PERMANENT - 100% Federal Fund							
Division	Account	Program Title	Class	Cont. Res. Budget	Estimated Expenditures	Projected Deficit	
03-44-44-440010	47870000	P2 FEDERAL GRANT	10	10,819	13,119	(2,300)	
03-44-44-441018	47180000	DWSRF ADMIN	10	387,717	431,017	(43,300)	
03-44-44-442010	20100000	SAFE DRINK WATER	10	157,935	162,135	(4,200)	
03-44-44-442010	20200000	SECTION 604 PLAN	10	15,735	22,335	(6,600)	
03-44-44-442010	20610000	CLEAN VESSEL ACT	10	11,600	12,600	(1,000)	
03-44-44-442010	23460000	INFO EXCH PARTNERS	10	13,550	14,550	(1,000)	
03-44-44-443010	36420000	COASTAL ZONE MNGT	10	115,709	125,409	(9,700)	
03-44-44-443010	90250000	SECTION 103 GRANT NH BROWNFIELDS	10	29,301	33,401	(4,100)	
03-44-44-444010	25140000	RESPONSE	10	131,956	136,456	(4,500)	
03-44-44-444010	25900000	CERCLA PROGRAMS	10	77,210	84,410	(7,200)	
03-44-44-444010	76030000	RCRA HW PROG PPG	10	70,179	72,879	(2,700)	
Federal Funding				\$1,021,711	\$1,108,311	(\$86,600)	

PERSONAL SERVICES PERMANENT - Mixed or Other Funding						
Division	Account	Program Title	Class	Cont. Res. Budget	Estimated Expenditures	Projected Deficit
03-44-44-440010	59230000	P2 & SBTAP	10	91,853	92,753	(900)
03-44-44-441018	20020000	CWSRF ADMINISTRATION (F)	10	162,009	168,732	(6,723)
03-44-44-441018	20020000	CWSRF ADMINISTRATION (O)	10	33,182	34,559	(1,377)
03-44-44-441018	47880000	CWSRF LOAN MANAGEMENT	10	428,807	432,807	(4,000)
03-44-44-441018	47900000	DWSRF LOAN MANAGEMENT	10	241,195	270,595	(29,400)
03-44-44-442010	14250000	OPERATIONAL PERMITS	10	24,838	26,738	(1,900)
03-44-44-442010	14300000	LAKES RESTORATION FUND	10	34,910	39,910	(5,000)
03-44-44-442010	14360000	TERRAIN ALTERATION PROG	10	130,495	159,445	(28,950)
03-44-44-442010	38100000	WINNIPESAUKEE PROJECT	10	12,271	12,671	(400)
03-44-44-442010	38120000	CONNECTICUT-COOS PROJECT	10	10,688	11,688	(1,000)
03-44-44-442010	38550000	WETLANDS FEES	10	280,813	292,013	(11,200)
03-44-44-442010	66410000	LAB CERTIFICATION	10	18,403	19,403	(1,000)
03-44-44-443010	53080000	AIR POLLUTION ABATEMENT	10	61,762	66,062	(4,300)
03-44-44-443010	90030000	ASBESTOS PROGRAM	10	66,333	67,283	(950)
03-44-44-443010	91010000	PERMIT FEE PROGRAM	10	216,397	221,397	(5,000)
03-44-44-443010	91060000	NH CO2 TRADING PROG	10	21,293	23,393	(2,100)
03-44-44-444010	14090000	LUST COST RECOVERY	10	63,336	68,286	(4,950)
03-44-44-444010	14000000	OIL POLLUTION CONTROL	10	208,890	227,390	(18,500)
03-44-44-444010	14210000	OIL FUND BOARD	10	364,675	369,175	(4,500)
03-44-44-444010	88930000	MTBE SETTLEMENT FUNDS	10	105,846	111,946	(6,100)
Other Funding				2,415,987	2,547,514	(131,527)
Federal Funding				162,009	168,732	(6,723)

PERSONAL SERVICES PERMANENT - 100% General Funds						
Division	Account	Program Title	Class	Cont. Res. Budget	Estimated Expenditures	Projected Deficit
03-44-44-440010	10130000	COMMISSIONER'S OFFICE	10	12,073	13,173	(1,100)
03-44-44-440010	10130000	COMMISSIONER'S OFFICE	11	31,852	36,352	(4,500)
03-44-44-440010	10130000	COMMISSIONER'S OFFICE	12	59,111	62,811	(3,700)
03-44-44-440010	38510000	NHGS ADMINISTRATION	10	43,433	46,033	(2,600)
03-44-44-440010	38530000	PPA/PMI UNITS	10	101,553	124,953	(23,400)
03-44-44-442010	10000000	POLLUTION CONTROL PROGRAM	10	129,631	137,331	(7,700)
03-44-44-442010	10000000	POLLUTION CONTROL PROGRAM	11	29,656	30,256	(600)
03-44-44-442010	15180000	LAKES - RIVERS MGMT	10	28,113	34,813	(6,700)
03-44-44-442010	15230000	SHELLFISH PROT PROG	10	20,506	21,406	(900)

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03-44-44-442010	29540000	DAM OPERATIONS	10	111,347	124,147	(12,800)
03-44-44-442010	38000000	DAM BUREAU ADMINISTRATION	10	118,215	128,015	(9,800)
03-44-44-442010	38150000	WETLANDS ADMINISTRATION	10	95,347	97,647	(2,300)
03-44-44-443010	91000000	STATE MATCHING FUNDS	10	66,727	68,227	(1,500)
03-44-44-443010	91000000	STATE MATCHING FUNDS	11	69,545	71,295	(1,750)
03-44-44-444010	54010000	WASTE MANAGEMENT PROG	10	37,391	57,880	(20,489)
03-44-44-444010	54010000	WASTE MANAGEMENT PROG	11	29,881	31,781	(1,900)
03-44-44-444010	54920000	RCRA HW PROG STATE MATCH	10	81,757	87,557	(5,800)
General Funding				\$1,066,138	\$1,173,677	(\$107,539)

BENEFITS - 100% Federal Fund						
Division	Account	Program Title	Class	Cont. Res. Budget	Estimated Expenditures	Projected Deficit
03-44-44-442010	20610000	CLEAN VESSEL ACT	60	6,103	11,053	(4,950)
03-44-44-443010	90250000	SECTION 103 GRANT	60	18,268	19,618	(1,350)
03-44-44-443010	76030000	RCRA HW PROGRAM PPG	60	32,323	40,273	(7,950)
Federal Funding				56,694	70,944	(14,250)

BENEFITS - Mixed or Other Funding						
Division	Account	Program Title	Class	Cont. Res. Budget	Estimated Expenditures	Projected Deficit
03-44-44-440010	10020000	ADMINISTRATION SUPPORT (G)	60	111,859	112,794	(935)
03-44-44-440010	10020000	ADMINISTRATION SUPPORT (O)	60	91,521	92,286	(765)
03-44-44-440010	59230000	P2 & SBTAP	60	45,387	48,287	(2,900)
03-44-44-442010	14300000	LAKES RESTORATION FUND	60	24,397	26,047	(1,650)
03-44-44-442010	14360000	TERRAIN ALTERATION PROG	60	52,476	53,476	(1,000)
03-44-44-444010	14090000	LUST COST RECOVERY	60	31,261	32,261	(1,000)
Other Funding				245,042	252,357	(7,315)
General Funding				111,859	112,794	(935)

BENEFITS - 100% General Fund						
Division	Account	Program Title	Class	Cont. Res. Budget	Estimated Expenditures	Projected Deficit
03-44-44-440010	10130000	COMMISSIONER'S OFFICE	60	43,927	45,877	(1,950)
03-44-44-440010	38510000	NHGS ADMINISTRATION	60	21,359	22,679	(1,320)
03-44-44-440010	38530000	PPA/PMI UNITS	60	54,288	58,988	(4,700)
03-44-44-442010	29540000	DAM OPERATIONS	60	70,561	76,161	(5,600)
03-44-44-442010	38000000	DAM ADMINISTRATION	60	61,954	62,954	(1,000)

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03-44-44-442010	38150000	WETLANDS ADMINISTRATION	60	50,430	59,030	(8,600)
03-44-44-443010	54010000	WASTE MANAGEMENT PROG	60	34,079	38,029	(3,950)
General Funding				336,598	363,718	(27,120)
Federal Funding (F)				1,240,414	1,347,987	(107,573)
General Funding (G)				1,514,595	1,650,189	(135,594)
Other Funding (O)				2,661,029	2,799,871	(138,842)
Total Funding				\$5,416,038	\$5,798,047	(\$382,009)

EXPLANATION

The Department of Environmental Services (DES) respectfully requests that above expenditure classes in specific accounting units be increased for the amounts noted, in excess of the 3/12 limitation established pursuant to Chapter 145, subparagraph I, (a), Laws of 2019.

The deficits projected through the end of the continuing resolution, September 30, 2019, are the result of anticipated payroll and benefit obligations, which will exceed the 25% level of funding for FY 2019, as reflected in the DES agency budget request for the FY 2020-2021 biennium.

The primary driver for the shortfalls expected in the payroll and benefit line, is the timing of the State's bi-weekly payroll processing schedule that places 7 pay periods in the 3 month span of the Continuing Resolution. (This seventh payroll is one of two extra monthly pay periods of our annual 26 pay period cycle, which places three FY 2020 payrolls in the months of August and January 2020.)

Additional contributors to the shortfalls, unique to the personnel makeup of each accounting unit, may include one or more of the following:

- The effect of the hiring of any individual(s) at a higher level of pay or benefit plan than originally planned for in the FY 2018-2019 budget process.
- The effect of an additional salary increment (step) available for employees associated with the most recent collective bargaining agreements, versus the original budgeted projections.
- Longevity and benefit payments as the result of employee retirements or their decision to leave State service.

The shortfalls in appropriations noted above would normally be corrected by DES, from budgetary increases through "accept and expend" requests for Federal and Other fund accounts or draws from the Salary & Benefit Adjustment funds for General Fund accounts. Given the short term of the Continuing Resolution, and the seventh pay period due to be paid September 27, 2019, excess funds are not expected to be available to be brought into the adjustment funds.

Listed below are answers to standard questions required of all Fiscal Committee item requests, related to RSA 9:16-a, "Transfers authorized", RSA 14:30-a, VI "Expenditure of funds over \$100,000 from any Non State Source", or RSA 124:15, "Positions Authorized", or both, and all emergency requests pursuant to "Chapter 145, subparagraph I, (a), Laws of 2019, making temporary appropriations for the expenses and encumbrances of the State of New Hampshire":