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THE STATE OF NEW HAMPSHIRE



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PUBLIC UTILITIES COMMISSION
21 S. Fruit Street, Suite 10
Concord, N.H. 03301-2429

May 4, 2016

Her Excellency, Governor Margaret Wood Hassan
and the Honorable Council
State House
Concord, NH 03301

Your Excellency and Honorable Councilors:

REQUESTED ACTION

Authorize the New Hampshire Public Utilities Commission (NHPUC) to accept and expend \$58,995.00 in grant funds from the U.S. Department of Transportation - Pipeline and Hazardous Materials Safety Administration (USDOT-PHMSA) for non-gas related work performed in the enforcement of the Underground Utility Damage Prevention System effective upon Governor and Council approval through April 30, 2017. 100% Federal Funds.

These federal grant funds are to be budgeted in an existing account entitled One Call Grant Yr 01 as follows with the authority to adjust encumbrances and appropriations across State Fiscal years with Budget Office approval as needed and justified:

Fiscal Year Summary				
02-81-81-810510-74960000 One Call Grant Yr 01				
Class	Description	FY 2016	FY 2017	TOTAL
41-500801	Audit Fund Set Aside	59	0	59
50-500109	Personnel Services -Part Time Salaries	9,344	26,925	36,269
60-500601	Benefits	5,667	17,000	22,667
Totals:		15,070	43,925	58,995

Source of Funds				
Class	Description	FY 2016	FY 2017	TOTAL
000-407735	One Call Grant Yr 01	15,070	43,925	58,995
Totals:		15,070	43,925	58,995

EXPLANATION

The statutory provisions for the Underground Utility Damage Prevention System, commonly referred to as DigSafe, are found in RSA 374:48 through RSA 374:56. The NHPUC, by Order No. 24,347 in Docket DM 04-119, authorized the Safety Division to administer and enforce the DigSafe program. The enforcement of New Hampshire laws pertaining to gas-related DigSafe violations currently is funded through a USDOT Natural Gas Pipeline Safety grant.

The NHPUC requests authorization to accept and expend \$58,995.00 in USDOT-PHMSA grant funds for non-gas DigSafe enforcement activities, *i.e.*, related to telephone, cable, electric, water, steam, and sewer facilities, and to budget the funds as follows:

- Class 041-500801 Audit Set Aside Fund will be used to cover the 0.1% charge of the \$58,995.00 awarded in federal grant funds.
- Class 050-500109 Personnel Services – Part Time Salaries will be used to support the portion of salary costs for current staff associated with the non-gas DigSafe enforcement. No new employees will be hired.
- Class 060-500601 Benefits will be used to cover the benefits costs associated with the time spent on non-gas DigSafe enforcement.

In the event that Federal funds are no longer available, General Funds will not be requested to support these expenditures.

Your consideration of our request is appreciated.

Respectfully submitted,



Martin P. Honigberg
Chairman

Attachment: Grant Award



U.S. Department
of Transportation
**Pipeline and Hazardous
Materials Safety
Administration**

PIPELINE SAFETY

2016 One Call Payment Agreement (Notice of Grant Award)

for

NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION

Please follow the directions listed below:

1. Review the entire document for completeness.
2. Review and have an authorized signatory sign the following pages:
 1. **Page 3, under State Agency.**
 2. **The summary page (page 4), under Authorized signature.**
3. Scan all pages, including the cover page, and upload the document to FedSTAR.

PIPELINE SAFETY PROGRAM - CFDA 20.721

One Call Grant

Federal Award Identification Number(FAIN) DTPH5616GSOC16

Award Date : March 31, 2016

Period of Performance: May 4, 2016 - May 3, 2017



The Department of Transportation's Pipeline and Hazardous Materials Safety Administration (PHMSA) agrees to pay the State Agency, as authorized under 6106 of the Pipeline Inspection, Protection, Enforcement and Safety (PIPES) Act of 2006, the total grant amount of \$58,995.00 for assisting the State with improving its One Call notification program. The total amount of Federal Funds obligated for this award is \$58,995.00.

The total grant amount is contingent on:

- 1) The State's actual expenses for each of the individual projects and their respective specified grant amounts provided in this document. PHMSA will not pay expenses in excess of those amounts assigned to an individual project in this document.
- 2) The State providing timely and accurate reports, as requested, on the project status.
- 3) The State providing timely and accurate expenses for each individual project at its completion or the end of the grant term, whichever occurs first.

Signature

Associate Administrator for Pipeline Safety

Title

Date

The State Agency (State) agrees to meet the following terms and conditions:

1. State has entered into and maintains a 60105 certification and/or a 60106 agreement for the grant period.
2. State assumes the responsibility for ensuring the Guidelines for States Participating in the Pipeline Safety Program manual (version effective to the grant period) is followed and program funds are accounted for under its provisions.
3. State shall permit representatives of the Department of Transportation and other authorized Federal agencies to review their One Call Grant and inspect records, invoices, and other relevant data pertaining to this agreement.

4. State signs and submits form "Certification Regarding Lobbying and Disclosure of Lobbying Activities" if grant award is estimated to be \$100,000 or more and form OMB SF-LLL, "Disclosure Form to Report Lobbying", if applicable.
5. State adheres to all terms and assurances within the application package and to all terms and conditions of this Grant Agreement.
6. If you included a request for Indirect Costs, your Indirect Cost Rate (ICR) plan is applicable to the period of performance of this award. Your current ICR plan must be on file with the PHMSA State Programs office during the applicable period of performance.
7. The state's application and project plan are incorporated by reference into this agreement. The State is responsible for accomplishing the objectives, tasks and deliverables of this Grant Agreement, and for performing the tasks and the deliverables outlined in the State's project plan.
8. Modification to this agreement may be made only in writing, signed by the State and PHMSA State Programs, and specifically referred to as a modification to this Agreement.
9. The following expenditures require PHMSA State Programs advance written approval:
 - a. Any contracts or sub-contracts for accomplishing the task specified in the application.
 - b. Change in the budget, scope, objective or key personnel in the State's application.
 - c. Changes in the project period within the grant period of performance. PHMSA State Programs must receive this request no later than 60 calendar days prior to the end of the grant period of performance.
10. At the end of the agreement period, the State must submit a final financial status report, to report the status of all funds as part of the 2016 One Call Progress Report process. In addition the State should provide the break down of costs for each object class category (Personnel, Fringe Benefits, Travel, Equipment, Supplies, Contractual, Other and Indirect Charges) and details of the projects accomplishments. This report must be submitted to PHMSA State Programs in electronic form via the Federal-State Tracking and Reporting (FedSTAR) system. If grant funds are not expended by the end of the agreement period and no extension is granted, the grantee should submit a check payable to DOT/PHMSA for the amount to be returned to PHMSA within 90 days of the report submission date.
11. Method of payment. A payment of 100% will be made upon receipt of an iSupplier request for the approved payment amount. PHMSA will make all payments under this agreement by electronic funds transfer (EFT).

12. PHMSA contact information: Glynn.Blanton@dot.gov

NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION

Name of the State Agency _____

Russell S. Kner

 Signature

Director of Safety

 Title

4/27/16

 Date



Pipeline and Hazardous Materials Safety Administration
 1200 New Jersey Avenue, SE
 Washington DC 20590

DEPARTMENT OF TRANSPORTATION

PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION

2016 One Call Payment Agreement

Office: NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION

Contact: Knepper, Randall



Priority	Project Title	Requested	GAC Amount	Actual Allocation
1	Enforcement of Existing Dig Safe laws for New Hampshire (Non-Gas) Compliance Enforcement - Cost of enforcement and/or complaint investigations	\$60,000.00	\$60,000.00	\$58,995.00

Project Totals		\$60,000.00	\$60,000.00	\$58,995.00
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Randall S. Knepper

 Authorized Signature

April 27, 2016

 Date

DIRECTOR OF SAFETY

 Title