

COMMISSIONER

State of New Hampshire

DEPARTMENT OF HEALTH AND HUMAN SERVICES

129 PLEASANT STREET, CONCORD, NH 03301-3857 603-271-9200 FAX: 603-271-4912 TDD ACCESS: RELAY NH 1-800-735-2964

August 14, 2019

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

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 Health and Human 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 \$5,001,333, to the extent shown as projected deficits for the period of Fiscal Committee and Governor and Council approval through September 30, 2019. These funds are required, as explained below, to pay salary and benefit costs through September 30, 2019. 44% General funds, 56% Other Funds.

PERSONAL SERVICES PERMANENT - 100% GENERAL FUND

Account	Bureau/Division	Class	Cont. Res. Budget	Estimated Expenditures	Projected Deficit
05-95-95-910010-78920000	MAINTENANCE	010	155,209	156,251	(1,042)
05-95-92-922010-41130000	CONSUMER & FAMILY AFFAIRS	010	13,239	15,639	(2,400)
05-95-93-930010-71640000	NH DESIGNATED REC FACILITY	010	186,063	200,663	(14,600)
05-95-42-421510-79140000	MAÍNTENANCE	010	80,923	99,342	(18,419)
05-95-95-910010-57200000	CUSTODIAL CARE	010	261,325	292,818	(31,493)
05-95-42-421510-79150000	HEALTH SERVICES	010	82,722	184,709	(101,987)
05-95-42-421510-79160000	REHABILITAȚIVE PROGRAMS	010	753,868	1,116,049	(362,181)
05-95-42-421510-79130000	MATERIAL MGT	010	11,675	12,590	(915)
05-95-95-910010-57400000	ADMINISTRATION	012	28,979	31,780	(2,801)
05-95-42-421510-79090000	DIRECTOR'S OFFICE	012	-	21,659	(21,659)
	General Funding Source		1,574,003	2,131,500	(557,497)

PERSONAL SERVICES PERMANENT - Mixed or Other Funding

•			Cont. Res.	Estimated	Projected
Account	Bureau/Division	Class	Budget	Expenditures	Deficit
05-95-90-903010-79660000	PUBLIC HEALTH LABORATORIES	010	544,846	694,746	(149,900)

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05-95-42-428010-12040000	APSW OPERATIONS	010	923,080	968,586	(45,506)
05-95-95-940010-84000000	ADMINISTRATION ,	010	143,217	165,145	(21,928)
05-95-92-920010-78770000	OFFICE OF DIRECTOR	010	49,458	52,562	(3,104)
05-95-42-421410-79050000	JUVENILE FIELD SERVICES	010	1,669,742	1,672,682	(2,940)
05-95-95-953010-56770000	BUREAU OF HUMAN RESOURCES	010	299,746	372,746	(73,000)
05-95-42-421010-29560000	OFFICE OF DIRECTOR - DCYF	010	106,773	217,421	(110,648)
05-95-92-920010-70010000	FINANCIAL MGMT/AUDITS	010	90,713	95,829	(5,116)
05-95-93-930010-51910000	SPECIAL MEDICAL SERVICES	010	150,517	158,076 ·	(7,559)
05-95-93-930010-59470000	PROGRAM SUPPORT	010	258,983	267,915	(8,932)
05-95-95-940010-84100000	NHH - FACILITY/PATIENT SUPPORT	010	1,333,734	1,567,471	(233,737)
05-95-92-921010-20520000	CHILDREN'S BEHAVIORAL HEALTH	010	55,582	61,582	(6,000)
05-95-92-922010-41170000	CMH PROGRAM SUPPORT	010	101,484	114,544	(13,060)
05-95-95-953010-56850000	MANAGEMENT SUPPORT	010	218,178	226,178	(8,000)
05-95-95-953010-56870000	DHHS DISTRICT OFFICE	010	103,421	114,921	(11,500)
05-95-90-900010-51100000	OFFICE OF DIRECTOR	010	57,852	82,752	(24,900)
05-95-42-421010-29570000	CHILD PROTECTION	010	4,426,743	4,698,697	(271,954)
05-95-95-955010-66370000	QAI OPERATIONS	010	437,007	472,507	(35,500)
05-95-95-950010-50250000	EMPLOYEE ASSISTANCE PROGRAM	010	106,325	119,325	(13,000)
05-95-95-951010-79350000	IMPROVEMT/INTEGRITY/INFO/REIMB	010	956,181	1,026,181	(70,000)
05-95-95-954010-59520000	OFFICE OF INFORMATION SERVICES	010	845,536	849,272	(3,736)
05-95-95-952010-56820000	COMMUNITY RESIDENCES	010	93,059	118,059	(25,
05-95-93-930010-71670000	MEDICAID COMPLIANCE	010	72,701	73,701	(1,ບັບບັງ
05-95-47-470010-79370000	MEDICAID ADMINISTRATION	010	477,649	656,571	(178,922)
05-95-95-952010-66360000	LONG TERM CARE OMBUDSMAN	010	82,169	88,269	(6,100)
05-95-95-952010-56800000	LEGAL SERVICES	010	794,967	918,467	(123,500)
05-95-42-422010-79210000	MINORITY HLTH/REFUGEE AFFAIRS	010	83,133	88,133	(5,000)
05-95-90-901510-79640000	LEAD PREVENTION	010	119,793	131,993	(12,200)
05-95-90-902510-51700000	DISEASE CONTROL	010	127,158	166,558	(39,400)
05-95-42-421010-79300000	CHILD SUPPORT LEGAL	010	340,836	341,827	(991)
05-95-42-421010-79290000	CHILD SUPPORT SERVICES	010	1,487,435	1,550,841	(63,406)
05-95-95-952010-51430000	CHILD CARE LICENSING	010	242,914	268,914	(26,000)
05-95-95-952010-51460000	HEALTH FACILITIES ADMINISTRN	010	488,885	609,885	(121,000)
05-95-42-421010-29600000	ORG'L LEARNING&QUALITY IMPRVMT	010	277,857	382,994	(105,137)
05-95-42-421010-29610000	FOSTER CARE HEALTH PROGRAM	010	31,674	36,320	(4,646)
05-95-90-902510-75360000	STD/HIV PREVENTION	010	104,815	117,715	(12,900)
05-95-90-902510-51790000	HOSP ACQUIRED INFECTIONS	010	29,694	30,794	(1,100)
05-95-90-901510-79360000	CLIMATE CHANGE ADAPTATION	010	18,985	20,285	(1,300)
05-95-90-902010-08360000	PRAMS	010	13,497	14,997	(1,500)
05-95-90-902010-52400000	NEWBORN SCREENING REVOL FUND	010	15,747	17,847	(2,100)
05-95-90-901510-52990000	RADIOLOGICAL EMERGENCY RESPONS	010	35,866	37,966	(2,100)
05-95-90-900510-86670000	BEHVL RK FACT SRVL SUR (BRFSS)	010	16,354	18,654	(2,300)
05-95-42-421010-29760000	CHILD DEVELOPMENT-OPERATIONS	010	42,791	45,119	(2,`
05-95-90-901510-53910000	RADIOLOGICAL HEALTH FEES	` 010	191,692	194,192	(2,່ວັບບັງ

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53,710 98,710 (45	(45,000)	
23,785 27,085 (3,	(3,300)	
25,656 46,425 (20	(20,769)	
274,136 350,136 (76	(76,000)	
69,214 113,514 (44	(44,300)	
31,737 57,971 (26	(26,234)	
54,327 136,122 (81,	(81,795)	
23,727 25,215 (1,	(1,488)	
60,512 86,212 (25,	(25,700)	
15,146 33,346 (18,	(18,200)	
194,514 204,314 (9,	(9,800)	
413,223 422,923 (9,	(9,700)	
26,446 34,846 (8,	(8,400)	
145,444 150,644 (5,	(5,200)	
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16,355 19,455 (3,	(3,100)	
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18,318 21,005 (2,	(2,687)	
18,318 21,005		(2,687)

PERSONAL SERVICES TEMPORARY- 100% GENERAL FUND

Account	Bureau/Division	Class	Budget	Expenditures	Deficit
05-95-42-421510-79140000	MAINTENANCE	050	5,750	6,224	(474)
05-95-42-421510-79090000	DIRECTOR'S OFFICE	050	7,554	8,912	(1,358)
05-95-93-930010-71640000	NH DESIGNATED REC FACILITY	050	164	4,000	(3,836)
05-95-95-910010-78920000	MAINTENANCE	050	6,782	11,362	(4,580)
05-95-95-910010-57200000	CUSTODIAL CARE	050	15,503	20,551	、(5,048)
05-95-90-901510-79640000	LEAD PREVENTION	050	4,354	12,354	(8,000)
05-95-42-421510-79160000	REHABILITATIVE PROGRAMS	050 _	-	27,873	(27,873)
	General Funding Source		40,107	91,277	(51,170)

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PERSONAL SERVICES TEMPORARY - Mixed or Other Funding

Account Bureau/Division Class Budget Expenditures Deficit		Burney (Birisia	Class	Cont. Res.	Estimated	Projected Deficit
05-95-42-421010-29620000 BUREAU OF ADMIN OPERATIONS 050 10,003 23,935 (13,932) 05-95-93-930010-51910000 NHH - FACILITY/PATIENT SUPPORT 050 - 11,760 (11,760) 05-95-95-93010-56850000 NHH - FACILITY/PATIENT SUPPORT 050 - 11,500 (11,500) 05-95-95-95010-56850000 CHILD PROTECTION 050 - 11,500 (11,500) 05-95-95-95-95010-56760000 CHILD PROTECTION 050 - 12,502 21,803 (301) 05-95-95-95-95010-79350000 IMPROVEMT/INTEGRITY/INFO/REIMB 050 73,641 96,641 (23,000) 05-95-95-95-95-95-95-95-95-95-95-95-95-95	•				•	•
05-95-93-930010-51910000 SPECIAL MEDICAL SERVICES 050 - 11,760 (11,760) 05-95-95-940010-84100000 MAHH - FACILITY/PATIENT SUPPORT 050 79,523 128,301 (48,778) 05-95-95-953010-56850000 MANAGEMENT SUPPORT 050 - 11,500 (11,500) 05-95-95-950010-56760000 CHILD PROTECTION 050 21,502 21,803 (301) 05-95-95-9501010-56760000 OFFICE OF BUSINESS OPERATIONS 050 61,200 70,700 (9,500) 05-95-95-951010-79350000 IMPROVEMT/INTEGRITY/INFO/REIMB 050 28,277 62,000 (33,723) 05-95-95-95-95010-56800000 LEGAL SERVICES 050 12,144 37,144 (25,000) 05-95-95-95-903010-79660000 PUBLIC HEALTH LABORATORIES 050 28,271 34,201 (6,000) 05-95-95-940010-87500000 ACUTE PSYCHIATRIC SERVICES 050 21,812 425,000 (206,188) 05-95-95-95-940010-87500000 ACUTE PSYCHIATRIC SERVICES 059 35,797 146,500 (110 05-95-95-95-90100-15700000 OFFIC	i					• • •
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Other Funding 546,419 1,176,513 (630,094)	•	COMBINED CHRONIC DISEASE				
	1	Other Funding	, -	546,419		
	! •	General Funding		350,911	674,356	(323,444)

The Honorable Mary Jane Wallner, Chairman His Excellency, Governor Christopher T. Sununu August 14, 2019 Page 5 of 8

PERSONAL SERVICES PERMANENT & TEMPORARY- 100% GENERAL FUND

Account	Bureau/Division	Class	Cont. Res. Budget	Estimated Expenditures	Projected Deficit
05-95-92-922010-41130000	CONSUMER & FAMILY AFFAIRS	060	7,311	7,811	(500)
05-95-42-421510-79090000	DIRECTOR'S OFFICE	060	25,689	√ 28,396	(2,707)
05-95-42-421510-79140000	MAINTENANCE	060	39,355	46,853	(7,498)
05-95-42-421510-79150000	HEALTH SERVICES	060	27,295	77,586	(50,291)
05-95-42-421510-79130000	MATERIAL MGT	060	7,003	7,179	(176)
,	General Funding Source		106,653	167,825	(61,172)

PERSONAL SERVICES PERMANENT & TEMPORARY - Mixed or Other Funding

Account	Bureau/Division	Class	Cont. Res. Budget	Estimated Expenditures	Projected Deficit
05-95-42-421510-79160000	REHABILITATIVE PROGRAMS	060	363,892	638,943	(275,051)
05-95-42-421510-79160000	APSW OPERATIONS	060	•	•	(2/5,051)
05-95-90-903010-79660000	PUBLIC HEALTH LABORATORIES	060	521,475	531,093	
			291,221	318,721	(27,500)
05-95-95-940010-84000000	ADMINISTRATION	060	119,936	140,052	(20,116)
05-95-95-953010-56770000	BUREAU OF HUMAN RESOURCES	060	. 199,319	213,319	(14,000)
05-95-90-901510-53900000	FOOD PROTECTION	060	119,841	127,541	(7,700)
05-95-42-421010-29600000	ORG'L LEARNING&QUALITY IMPRVMT	060	149,741	207,388	(57,647)
05-95-42-421010-29560000	OFFICE OF DIRECTOR - DCYF	_/ .060	63,002	132,210	(69,208)
05-95-42-421010-29620000	BUREAU OF ADMIN OPERATIONS	060	171,303	173,854	(2,551)
05-95-90-900010-51100000	OFFICE OF DIRECTOR	060	59,386	71,786	(12,400)
05-95-93-930010-51910000	SPECIAL MEDICAL SERVICES	060	96,640	97,551	(911)
05-95-92-920010-70010000	FINANCIAL MGMT/AUDITS	060	40,546	43,552	(3,006)
05-95-93-930010-59470000	PROGRAM SUPPORT	060	155,807	170,607	(14,800)
05-95-95-940010-84100000	NHH - FACILITY/PATIENT SUPPORT	060	865,574	951,956	· (86,382)
05-95-45-451010-79960000	DIRECTORS OFFICE	060	11,936	33,900	(21,964)
05-95-92-921010-20520000	CHILDREN'S BEHAVIORAL HEALTH	060	30,748	35,056	(4,308)
05-95-92-922010-41170000	CMH PROGRAM SUPPORT	060	55,136	86,436	(31,300)
05-95-95-953010-56870000	DHHS DISTRICT OFFICE	060	57,415	60,415	(3,000)
05-95-95-955010-66370000	QAI OPERATIONS	060 ·	227,783	263,883	(36,100)
05-95-95-950010-50250000	EMPLOYEE ASSISTANCE PROGRAM	060	62,306	62,406	(100)
05-95-42-421010-29570000	CHILD PROTECTION	060	2,559,761	2,582,793	(23,032)
05-95-47-470010-79370000	MEDICAID ADMINISTRATION `	060	296,821	344,664	(47,843)
05-95-95-952010-66360000	LONG TERM CARE OMBUDSMAN	060	37,775	44,875	(7,100)
05-95-95-952010-56800000	LEGAL SERVICES	060	458,444	466,444	(8,000)
05-95-42-422010-79210000	MINORITY HLTH/REFUGEE AFFAIRS	060	50,012	51,512	(1,500)
05-95-90-901510-79640000	LEAD PREVENTION	060	59,562	60,262	(700)
05-95-90-902510-51700000	DISEASE CONTROL	060	70,680	79,680	(9,000)
05-95-42-421010-79300000	CHILD SUPPORT LEGAL	060	160,564	167,450	(6,886)
05-95-42-421010-79290000	CHILD SUPPORT SERVICES	060	835,609	873,613	(38,004)
05-95-95-952010-51460000	HEALTH FACILITIES ADMINISTRN	060	248,469	268,469	(20,000)
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The Honorable Mary Jane Wallner, Chairman His Excellency, Governor Christopher T. Sununu August 14, 2019 Page 6 of 8

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	Total Funding	•	31,709,380	36,710,713	(5,001,333)
	Other Funding Source (Including Federal)		13,391,274	15,406,168	(2,014,894)
:	General Funding Source		18,318,106	21,304,545	(2,986,440)
•	General Funding		5,191,955	5,839,499	(647,545)
F.	Other Funding		3,847,315	4,205,950	(358,634)
05-95-90-902010-12270000	COMBINED CHRONIC DISEASE	060	37,965	66,065	(28,100)
05-95-90-902010-58960000	HOME VISITING X02 FORMULA GNT	060	5,927	29,927	(24 ⁻
05-95-90-900010-70470000	COMMUNITY COLLABORATION	060	-	12,100	(12 100)
05-95-92-922010-23400000	PROHEALTH NH GRANT	060	-	11,500	(11,500)
05-95-90-902510-75450000	PH EMERGENCY PREPAREDNESS	060	192,519	202,919	(10,400)
05-95-90-901010-79650000	RURAL HLTH & PRIMARY CARE	060	18,579	24,279	(5,700)
05-95-93-930010-78580000	SOCIAL SERVICES BLOCK GRANT DD	060	15,235	20,290	(5,055)
05-95-90-901010-22180000	HOSPITAL FLEX PROGRAM	060	14,623	19,423	(4,800)
05-95-92-921010-20590000	STATE YOUTH TREATMENT PLANNING	060	6,400	11,145	(4,745)
05-95-42-421010-29760000	CHILD DEVELOPMENT-OPERATIONS	060	34,816	38,344	(3,528)
05-95-92-922010-41200000	MENTAL HEALTH BLOCK GRANT	060	6,023	8,870	(2,847)
05-95-90-900010-70480000	PEDIATRIC MENTAL HLTH CARE	060	-	2,700	(2,700)
05-95-90-902010-22150000	CDC ORAL HEALTH GRANT	060	9,140	10,840	(1,700)
05-95-90-902510-22220000	RYAN WHITE TITLE II	060	19,269	19,969	(700)
05-95-90-902010-50400000	OPIOID SURVEILLANCE	060	10,262	10,762	(500)
05-95-90-902510-22390000	HOSPITAL PREPAREDNESS	060	21,059	21,559	(500)
05-95-90-901510-79360000	CLIMATE CHANGE ADAPTATION	060	8,494	8,694	(200)
05-95-90-901510-52990000	RADIOLOGICAL EMERGENCY RESPONS	060	22,445	23,345	(900)
05-95-90-902510-75360000	STD/HIV PREVENTION	060	56,831	60,031	(3,200)
05-95-48-481010-89250000	MEDICAID SERVICES GRANTS.	060	5,828	7,931	(2,103)
05-95-42-421010-29610000	FOSTER CARE HEALTH PROGRAM	060	13,316	14,190	(874)
05-95-90-902010-51900000	MATERNAL - CHILD HEALTH	060	99,835	120,135	(20,300)

EXPLANATION

The Department of Health and Human Services (DHHS) 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 DHHS 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

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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 list of shortfall contributors above, would normally be mitigated in part by the agency's ability to seek relief from the Salary Adjustment Fund (RSA 99:4) and or the Benefit Adjustment fund (RSA 9:17,c) for these unbudgeted but normal costs of conducting the State's business.

The two funds noted above would normally be populated by DAS, from a general sweep request and action, to collect salary and benefit <u>excess</u> appropriations from each department, normally done on a quarterly basis. 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.

All Temporary Part-Time and Full-Time funding deficits are for positions that existed in FY19 and are anticipated to be funded in the FY 20/21 budget. This request does not represent a request for any new positions.

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":

- 1. Is the action required of this request a result of the Continuing Resolution for FY 2020? Yes, this request is a result of the Continuing Resolution. This action would not have been requested if the FY 2020-2021 Operating Budget proposal had been approved.
- 2. If this request is retroactive what is the significance and importance of the action being effective from an earlier date? This request is not retroactive.
- 3. Is this a previously funded and ongoing program established through Fiscal Committee and Governor and Executive Council action? (If so, include as an attachment the original documents as approved and cité the specific dates of

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authorization and end dates for each action as part of your answer to this question.) This request is not related to prior Fiscal Committee and/or Governor and Council action.

- 4. Was funding for this program included in the FY 2018-2019 enacted Budget or requested and denied? Appropriate funding for salaries and benefits was requested and authorized in the FY 2018-2019 enacted budget.
- 5. Is this program in total or in part, included in the vetoed FY 2020-2021 Operating Budget proposal currently pending for your department, or was it requested and denied? The total funding needs to support the salaries and benefits for DHHS were requested and included in the FY 2020-20201 Operating Budget proposal currently pending.
- 6. Does this program include, either positions or consultants, and if so are the positions filled, vacant, or have offers pending? (Please provide details for each position and note whether consultant contracts have been awarded.) This request is the result of the need for additional funding to support filled position costs associated the seven pay periods of the Continuing Resolution and other expected payroll anomalies, which occur annually.
- 7. What would be the effect should this program be discontinued or not initiated as a result of this request being denied? The State is obligated to make payment to individuals for the work that they perform on our behalf. The denial of the request would necessitate that DHHS return to Fiscal Committee with a transfer request compiled from any allowable expenditure class line with identical funding to mitigate the anticipated shortfalls in these salary and benefit lines.

Respectfully submitted

Jeffrey A. Meye Commissioner