



Nicholas A. Toumpas
Commissioner

José Thier Montero
Director

STATE OF NEW HAMPSHIRE
DEPARTMENT OF HEALTH AND HUMAN SERVICES

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January 4, 2013

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

REQUESTED ACTION

Authorize the Department of Health and Human Services, Division of Public Health Services, Bureau of Laboratory Services to budget and expend \$100,000.00 of excess revenue from fees received and deposited into the non-lapsing Lab Equipment Fund established under RSA 131:3-a, II for the purchase of new laboratory equipment designed to improve service, effective upon date of Governor and Council approval through June 30, 2013, and further authorize the funds to be allocated as follows:

05-95-90-903010-1878 HEALTH AND SOCIAL SERVICES, DEPT OF HEALTH AND HUMAN SVS, HHS:
DIVISION OF PUBLIC HEALTH, BUREAU OF LABORATORY SERVICES LAB EQUIPMENT FUND

SFY 2013

Class	Class Description	Adjusted Authorized	Requested Change	Adjusted Budget
Revenue				
003-402479	Revolving Funds	\$431,733.41	\$100,000.00	\$531,733.41
Total		\$431,733.41	\$100,000.00	\$531,733.41
Expense				
020-500200	Current Expense	\$17,440.00	\$0.00	\$17,440.00
024-500801	Maint Other Than Build-Grn	\$192,653.41	\$0.00	\$192,653.41
030-500620	Equipment New Replacement	\$221,640.00	\$100,000.00	\$321,640.00
Total		\$431,733.41	\$100,000.00	\$531,733.41

EXPLANATION

Chapter 131:3-a, II permits fifty percent (50%) of every analysis fee for testing performed in the Water Analysis Laboratory section, and listed in the Chapter, to be deposited with the State Treasurer and reserved in a special nonlapsing fund to be used by the Commissioner of the Department of Health and Human Services for the

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purchase of replacement or new laboratory equipment designed to improve service. Funds are requested to purchase a liquid chromatograph-mass spectrometer-mass spectrometer (LC/MS/MS), estimated to cost \$235,000.00. Currently there are not enough funds available in class 030 to support this purchase.

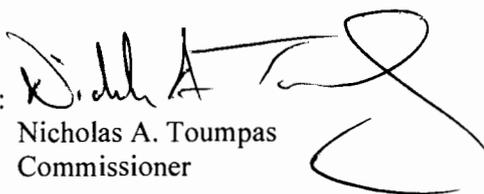
The NH Department of Agriculture, Markets & Food is the State lead agency in New Hampshire for pesticide regulatory programs and is authorized under the New Hampshire Pesticide Act to conduct pesticide enforcement programs in the State. The Department of Health and Human Services, Division of Public Health Services, Bureau of Laboratory Services, Public Health Laboratories, Water Analysis Laboratory Section supports these efforts by analyzing a wide variety of samples collected by the NH Department of Agriculture, Division of Pesticides Control. This instrument will allow the laboratory to analyze for hundreds of compounds simultaneously in complex matrices, and be able to detect the compounds at much lower concentrations.

Area served: Statewide.

Respectfully submitted,


José Thier Montero, MD
Director

Approved by:


Nicholas A. Toumpas
Commissioner

JTM/NAT/mjh

Division Name:	Division for Public Health Services
RSA or Chapter:	RSA 131:3-a
Fund Title:	Lab Equipment Fund
Accounting Unit:	05-95-90-903010-1878
Revenue Account:	402479

State Fiscal Year 2012

Balance Forward from DES *	\$	697,963
Revenue Received		305,373
Expenditures		<u>(122,559)</u>
Ending Balance	\$	<u>880,777</u>

State Fiscal Year 2013 as of 12/31/2012

Revenue Received	\$	166,518
Expenditures		(70,454)
Outstanding Encumbrances		<u>(109,757)</u>
Available Balance	\$	<u>867,084</u>

* Note: On July 1, 2011, the Department of Environmental Services (DES), Water Analyses Laboratory Section was merged into the Department of Health and Human Services (DHHS), Division of Public Health Services (DPHS), Bureau of Laboratory Services. The Lab Equipment Revolving Fund changed from Accounting Unit 5427 to 1878.

Company 0010 General Fund
 Agency 090 HHS: HEALTH MGMT OFFICE OF
 Organization 1878 LMS EQUIPMENT FUND

BUR/DIV 9030 BUREAU OF LABORATORY SERVICES
 SUB-ORG
 Acct Unit 1878LEF

Class	Appropriation	Est Revenue	Expenditures	Revenue	Encumbrances	Transfers	Lapsed	Bal Fwd	Available Rate
003 REVOLVING FUNDS	0.00	400,000.00-	0.00	183,207.50	0.00	0.00	0.00	849,043.67	632,251.17 0.00
020 CURRENT EXPENSES	17,440.00	0.00	11,422.48-	0.00	0.00	0.00	0.00	0.00	6,017.52 .65
024 MAINT OTHER THAN BULD-CRM	140,920.00	0.00	75,999.13-	0.00	55,118.37-	0.00	0.00	31,733.41 ✓	61,535.91 .68
030 EQUIPMENT NEW REPLACEMENT	221,640.00	0.00	5,844.51-	0.00	42,850.68-	0.00	0.00	0.00	172,944.81 .21
Organization	400,000.00	400,000.00-	93,266.12-	183,207.50	97,969.05-	0.00	0.00	880,777.08	872,749.41

TITLE X

PUBLIC HEALTH

CHAPTER 131

LABORATORY OF HYGIENE

Section 131:3-a

131:3-a Fee Required. – Notwithstanding the provisions of RSA 131:4, the commissioner of the department of health and human services shall collect a fee for analyses made pursuant to RSA 131:3 on the following schedule:

I. Fees for analyses required by the federal Safe Drinking Water Act or offered as a service shall be set by following the cost allocation method established for reimbursements to the state from grants funded by the United States Environmental Protection Agency (EPA).

(a) Fees for analyses offered as a service shall be set from the following schedule:

- (1) Agricultural Pesticides \$200
- (2) Alkalinity \$ 15
- (3) Ammonia \$ 30
- (4) Asbestos \$ 35
- (5) Bacteria as cts/100mL (all types) \$ 20
- (6) Bacteria as MPN (all types) \$ 30
- (7) Bacteria as P/A (all types) \$ 15
- (8) Biosuitability \$145
- (9) Biochemical Oxygen Demand \$ 35
- (10) Carbamates \$120
- (11) Chloride \$ 12
- (12) Chlorine Residual \$ 16
- (13) Chlorophenoxy Herbicides \$130
- (14) Cyanide \$ 35
- (15) Diquat \$125
- (16) Ethylene dibromide/Dibromochloropropane \$ 75
- (17) Fluoride \$ 12
- (18) Glycols \$150
- (19) Glyphosate \$100
- (20) Gross Alpha \$ 60
- (21) Haloacetic Acids \$100
- (22) Heterotropic Plate Count \$ 25
- (23) Iron Bacteria \$ 25
- (24) Metals (each) \$ 15
- (25) Metals Preparation Charge \$ 20
- (26) Methyl-tert-butyl ether \$ 75
- (27) Nitrate \$ 12
- (28) Nitrite \$ 12
- (29) Oil & Grease (HEM) \$ 60
- (30) pH \$ 9
- (31) PolyaromaticHydrocarbons \$150
- (32) Phosphorus (all forms) \$ 20
- (33) Radium 226 \$150
- (34) Radon \$ 25
- (35) Semivolatile Compounds \$225
- (36) Solids (all forms) \$ 30
- (37) Special Study (per hour) \$ 50

- (38) Specific Conductance \$ 10
- (39) Sulfate \$ 20
- (40) Sulfide \$ 20
- (41) Thermometer Calibration \$ 15
- (42) Total Organic Carbon \$ 40
- (43) Total Kjeldahl Nitrogen \$ 25
- (44) Total Petroleum Hydrocarbons (DRO) \$125
- (45) Total Petroleum Hydrocarbons (GRO) \$125
- (46) Total Trihalomethanes \$ 75
- (47) Toxaphene \$ 75
- (48) Turbidity \$ 12
- (49) Uranium (activity) \$150
- (50) UV-254 \$ 30
- (51) Volatile Organic Compounds \$120

(b) Fees for analyses of the following special parameter groupings required by the federal Safe Drinking Water Act shall be:

- (1) Drinking Water Bacteria \$ 15
- (2) Haloacetic Acids \$100
- (3) Inorganic Chemicals \$335
- (4) Inorganic Chemicals (new system) \$395
- (5) Lead/Copper \$ 30
- (6) Nitrate/Nitrite \$ 12
- (7) Radiological Chemicals \$ 75
- (8) Synthetic Organic Chemicals \$650
- (9) Total Trihalomethanes \$ 75
- (10) Volatile Organic Compounds \$120
- (11) Water Quality Parameters \$ 40

(c) Fees for analyses of the following parameters in support of the department's private homeowner initiative shall be:

- (1) Bacteria/Nitrate/Chloride \$ 30
- (2) Drinking Water Bacteria \$ 15
- (3) Fluoride \$ 12
- (4) Methyl-tert-butyl ether \$ 60
- (5) Radon \$ 20
- (6) Standard Analysis \$ 85
- (7) Homeowner Radiologicals \$ 80
- (8) Volatile Organic Compounds \$120

II. All such fees collected by the commissioner of the department of health and human services from federal or state grants or from other state agencies shall be credited against the operating costs of the laboratory. Fees collected from public or private clients shall be deposited with the state treasurer as unrestricted revenue, with the exception that 50 percent of every analysis fee shall be deposited with the state treasurer and reserved in a special nonlapsing fund to be used by the commissioner of the department of health and human services for the purchase of replacement or new laboratory equipment designed to improve service. The commissioner may, with prior approval of the governor and council, use funds in the nonlapsing account for unanticipated personnel or supply expenditures made necessary by unexpected changes in or additions to federal or state required laboratory analyses, or unusual volume of samples.

Source. 1977, 600:56. 1979, 434:25. 1981, 447:1. 1983, 469:89. 1986, 202:6, I(i). 1989, 408:13. 1990, 3:72. 1995, 198:1. 1999, 172:1, eff. Aug. 30, 1999. 2007, 263:34, eff. July 1, 2007. 2011, 224:95, 96, eff. July 1, 2011.