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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

Retrospective

October 20, 2015

The Honorable Neal M. Kurk, Chairman
Fiscal Committee of the General Court
State House
Concord, New Hampshire 03301

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

Requested Action

Pursuant to RSA 14:30-a, VI, authorize the Department of Safety, Division of State Police, to **retroactively** accept and expend \$101,655.00 of federal funds from the NH Highway Safety Agency that will be used by the Division of State Police to conduct patrols known as "Operation Safe Commute". Effective October 1, 2015, upon Fiscal Committee and Governor and Council approval, through September 15, 2016. Funding source: 100% Agency Income.

Funds are to be budgeted in the following account:

02-23-23-234010-74770000 Dept of Safety Division of State Police Highway Safety Grants
Amount: \$101,655.00

<u>Class</u>	<u>Description</u>	<u>Current Appropriation</u>	<u>Requested Action</u>	<u>Revised Appropriation</u>
009-407036	Agency Income	\$ (40,960.00)	\$ (101,655.00)	\$ (142,615.00)
018-500106	Overtime	\$ 29,499.00	\$ 69,888.00	\$ 99,387.00
040-500800	Indirect Cost	\$ 2,958.00	\$ 11,607.00	\$ 14,565.00
060-500606	Police Retirement (Perm)	\$ 8,503.00	\$ 20,160.00	\$ 28,663.00
	Total	\$ 40,960.00	\$ 101,655.00	\$ 142,615.00

Explanation

This item is **retroactive** as the Division of State Police received the signed grant after the deadlines for the October Fiscal Committee meeting. These funds are to support "Operation Safe Commute", which is an enforcement campaign designed to encourage all motor vehicle operators to focus their attention on the task of driving and operating their vehicles safely. It is anticipated that the presence of law enforcement on the roads at key hours will result in a decrease of motor vehicle crashes, which will make a safer commute for all motor vehicle operators.

Funds are to be budgeted as follows:

Funds in Class 18, Overtime, are needed to pay the overtime for details as approved by the authorizing Federal Agency.

The Honorable Neal M. Kurk, Chairman
Fiscal Committee of the General Court

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October 20, 2015
Page 2 of 2

Funds in Class 40, Indirect Cost, are needed to pay the indirect cost on the remaining appropriations.

Funds in class 60, Benefits, are needed to pay for benefits associated with the overtime for the details as approved by the approving Federal Agency.

In the event that Agency Income becomes no longer available, General Funds and/or Highway Funds will not be requested to support this program.

Respectfully submitted,



John J. Barthelmes
Commissioner of Safety



**Department of Safety
Highway Safety Grants
Fiscal Situation**

Federal Funds Awarded:

FFY 2015 - NH State Police Operation Safe Commute - 10/1/14 - 9/15/2015	\$95,002.66
FFY 2016 - NH State Police Operation Safe Commute - 10/1/15 - 9/15/2016	\$101,655.19
Total Grant Funds Awarded	\$196,657.85

Less SFY 2015 expenses on FFY 2015 Grants	(\$54,042.26)
Less SFY 2015 expenses on FFY 2016 Grants	\$0.00
Total	(\$54,042.26)

Net Grant Funds Remaining as of July 1, 2014 (SFY 2015)	\$142,615.59
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Less SFY 2016 Appropriation including prior year encumbrances 02-23-23-234010-74770000	(\$40,960.00)
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Excess grant funds available to appropriate	\$101,655.59
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This Request	\$101,655.00
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SCONTRACTUAL AGREEMENT FOR HIGHWAY SAFETY PROJECT GRANT

For HSA Use Only

State of New Hampshire
Highway Safety Agency
78 Regional Drive, Building #2
Concord, NH 03301-8530

Date Received September 16, 2015	Project Number #315-16S-002
Date Approved September 17, 2015	PSP and Task # 16-03,06

Part I

1. Project Title NH State Police "Operation Safe Commute" Patrols	2. Type of Application (Check One) <input checked="" type="checkbox"/> Initial <input type="checkbox"/> Revision <input type="checkbox"/> Continuation
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3. Applicant	
A. Name of Agency and Address NH State Police 33 Hazen Drive Concord, NH 03301	B. Government Unit (Check One) <input checked="" type="checkbox"/> State <input type="checkbox"/> City/Town <input type="checkbox"/> County <input type="checkbox"/> Other (specify):
4. Contract Duration Contract Period Start Date: October 1, 2015 Termination Date: September 15, 2016	5. Functional Area SC – Speed Control CFDA# 20.600 Program Title State & Community Highway Safety Funding Source National Highway Traffic Safety Administration

6. Description of Project (Describe in detail in Schedule A)

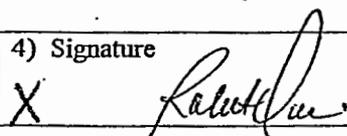
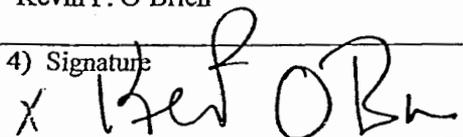
BUDGET AND PERSONNEL DATA		
a. Personnel Services Overtime "Operation Safe Commute" Patrols		
Salary: 12 patrols x 4 hours/patrol x 7 troop stations x 4 troopers/station x \$ 52.00 /hour	\$69,888.00	
Benefits: 1344 hours x \$15.00/hour	20,160.00	90,048.00
Indirect Costs @ 12.89 percent x \$90,048	11,607.19	\$11,607.19
*See Proposed Solution (page 2) for exact patrol dates & explanation of pay rates		
Total		\$101,655.19

In Kind Match For This Project = \$25,413.80 (402 Funds)

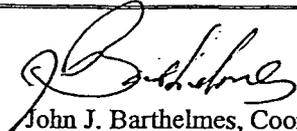
The match requirement will be met through salary and benefits cost analysis of agency personnel performing enforcement (distracted driving, etc.) related work. Matching funds are a mixture of Highway, Turnpike, and General Funds.

Part II

7. Acceptance of Conditions. It is understood and agreed by the undersigned that a grant received as a result of this contract is subject to the regulations governing grants which have been furnished (or will be furnished upon request) to the applicant.

A. Project Director		
1) Name Colonel Robert L. Quinn, Director	2) Title Division of State Police NH Department of Safety	3) Address 33 Hazen Drive Concord, NH 03301
4) Signature 	5) Telephone Number 271-2450	
B. Authorized Official		
1) Name Kevin P. O'Brien	2) Title Assistant Commissioner, NH Department of Safety	3) Address 33 Hazen Drive Concord, NH 03301
4) Signature 	5) Telephone Number 271-2559	

Part III (For HSA Use Only)

1. Approval Date September 17, 2015	2. Signature & Title  John J. Barthelmes, Coordinator NH Highway Safety Agency
3. Federal Funds Obligated by this Agreement: \$ 101,655.19	

Part IV

<p>SCHEDULE A GENERAL PROJECT INFORMATION</p>
Description of Project

STATEMENT OF PROBLEM/NEED: Statistical analysis of motor vehicle crashes occurring on New Hampshire roadways reveals that 'driver inattention/distraction' was the primary contributing factor in approximately 9.25 percent of crashes resulting in incapacitating injuries and 22.75 percent of crashes resulting in non-incapacitating injuries during 2011- 2014.

Contributing Factor to Motor Vehicle Crashes Resulting in Incapacitating & Non-Incapacitation Injuries	Incapacitating Injuries				Non-Incapacitating Injuries			
	2011	2012	2013	2014	2011	2012	2013	2014
	Driver Inattention/Distracted	22	68	32	33	453	572	471
% of Total Injury-Related Crashes	6.8%	13.7%	8.1%	8.4%	19.7%	26.5%	21.1%	23.8
Total # Injury-Related Crashes	322	497	394	394	2294	2156	2244	1,464

Although crashes occur at all hours of the day and night, they are most prevalent during the morning and afternoon/evening commute hours when traffic is the heaviest as drivers travel to and from work locations. Instead of focusing their attention on the task of driving and operating their vehicles safely, drivers are frequently distracted by talking on the cell phone, texting, eating, reading, shaving, applying makeup . . . often in combination with speeding, following too close, and making improper lane changes. The combination of these tasks is a recipe for disaster that leads to crashes and the loss of life, injuries, and property damage. Distracted driving crashes occur on local and state roadways, as well as the interstate/turnpike highways. When a crash occurs, no matter how minor the crash or resulting injuries, it creates a great deal of congestion and can lead to road closures . . . all of which impact the impatience and attitude of other drivers.

An aggressive, statewide campaign (Operation Safe Commute) needs to be conducted during the morning and afternoon commute hours (State Police 6.00 – 10.00 AM & 3.00 – 7.00 PM) in order to reduce the number of crashes caused by distracted driving.

PROPOSED SOLUTION: "Operation Safe Commute" is an enforcement campaign designed to encourage all motor vehicle operators to focus their attention on the task of driving and operating their vehicles safely. The NH State Police will hire, on an off-duty basis, four (4) troopers per station date to work overtime distracted driving patrols in 4-hour shifts during the morning and/or afternoon commute hours (6.00 – 10.00 AM and 3.00 – 7.00 PM). "Operation Safe Commute" overtime patrols will be conducted on the following dates:

October 9, 2015 November 25, 2015 December 31, 2015 January 15, 2016 February 12, 2016
March 17, 2016 April 5, 2016 May 27, 2016 June 10, 2016 July 1, 2016 August 8, 2016 September 2, 2016

Adherence to all traffic laws, including the state's occupant protection law, will be monitored and enforced. It is understood that these patrols will be conducted on an overtime basis and officers will be paid at their overtime (1.5) rate for work exceeding their normal 40 hours per week. Part-time officers will be paid at their normal hourly rate.

ANTICIPATED RESULTS: "Operation Safe Commute" patrols will result in an increased number of motorist contacts leading to the issuance of citations and warnings that will contribute to increased public awareness that distracted driving will not be tolerated. In addition, the presence of law enforcement on the roads of the state will lead to a decrease in motor vehicle crashes during the morning and afternoon/evening commute hours which will make for a safer commute for all vehicle operators.

ADDITIONAL PROJECT CONDITIONS: It is agreed that all signed "Overtime Selective Traffic Enforcement Program Report" forms (HS-200) for each patrol, along with a summary "Overtime Reimbursement" form, will be submitted to the NH Highway Safety Agency by the end of the month following each quarterly period (i.e. January 31st for the quarter ending December 31, April 30th for the quarter ending March 31st, etc.).

Recipient of these funds is encouraged to provide programs to encourage the use of safety belts by all drivers and passengers in motor vehicles (23 U.S.C. 1200.11 (a) (d) and to adopt and enforce seat belt use policies for employees when operating company-owned, rented, or personally-owned vehicles when performing official business.

See attached Addenda for additional project information that is hereby made a part of this contractual agreement.

CONTRACTUAL AGREEMENT FOR HIGHWAY SAFETY PROJECT GRANT

For HSA Use Only

State of New Hampshire
Highway Safety Agency
78 Regional Drive, Building #2
Concord, NH 03301-8530

Date Received	Project Number
September 8, 2014	#315-155-002
Date Approved	PSP and Task #
September 8, 2014	15-03, 4

Part I

1. Project Title NH State Police "Operation Safe Commute" Patrols	2. Type of Application (Check One) <input checked="" type="checkbox"/> Initial <input type="checkbox"/> Revision <input type="checkbox"/> Continuation
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3. Applicant	
A. Name of Agency and Address NH State Police 33 Hazen Drive Concord, NH 03301	B. Government Unit (Check One) <input checked="" type="checkbox"/> State <input type="checkbox"/> City/Town <input type="checkbox"/> County <input type="checkbox"/> Other (specify):
4. Contract Duration Contract Period Start Date: October 1, 2014 Termination Date: September 15, 2015	5. Functional Area SC - Speed Control CFDA# 20.600 Program Title State & Community Highway Safety Funding Source National Highway Traffic Safety Administration

6. Description of Project (Describe in detail in Schedule A)

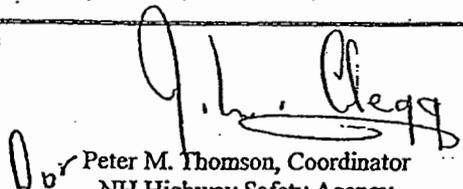
BUDGET AND PERSONNEL DATA		
a. Personnel Services Overtime "Operation Safe Commute" Patrols Salary: 12 patrols x 4 hours/patrol x 7 troop stations x 4 troopers/station x \$ 50.85 /hour Benefits: 1,344 hours x \$14.00/hour *See Proposed Solution (page 2) for exact patrol dates & explanation of pay rates	\$68,342.40	\$87,158.40
b. Indirect Costs Indirect costs @ .09 percent x \$87,158.40	7,844.26	7,844.26
Total		\$95,002.66

Part II

7. Acceptance of Conditions. It is understood and agreed by the undersigned that a grant received as a result of this contract is subject to the regulations governing grants which have been furnished (or will be furnished upon request) to the applicant.

A. Project Director		
1) Name Colonel Robert L. Quinn, Director	2) Title Division of State Police NH Department of Safety	3) Address 33 Hazen Drive Concord, NH 03301
4) Signature X	5) Telephone Number 271-2450	
B. Authorized Official		
1) Name John J. Barthelmes	2) Title Commissioner, NH Department of Safety	3) Address 33 Hazen Drive Concord, NH 03301
4) Signature X	5) Telephone Number 271-2791	

Part III (For HSA Use Only)

1. Approval Date September 8, 2014	2. Signature & Title  Peter M. Thomson, Coordinator NH Highway Safety Agency
3. Federal Funds Obligated by this Agreement: \$ 95,002.66	

Part IV

SCHEDULE A GENERAL PROJECT INFORMATION
Description of Project

STATEMENT OF PROBLEM/NEED: Statistical analysis of motor vehicle crashes occurring on New Hampshire roadways reveals that 'driver inattention/distraction' was the primary contributing factor in approximately 10.46 percent of crashes resulting in incapacitating injuries and 20.98 percent of crashes resulting in non-incapacitating injuries during 2010 - 2013.

Contributing Factor to Motor Vehicle Crashes Resulting in Incapacitating & Non-Incapacitation Injuries								
	Incapacitating Injuries				Non-Incapacitating Injuries			
	2010	2011	2012	2013	2010	2011	2012	2013
Driver Inattention/Distracted	74	22	68	32	1179	453	572	471
% of Total Injury-Related Crashes	11.2%	6.8%	13.7%	8.1%	19.5%	19.7%	26.5%	21.1%
Total # Injury-Related Crashes	660	322	497	394	6057	2294	2156	2244

Furthermore, the NH Department of Motor Vehicles reports that 21.1 percent of non-fatal crashes are caused by some form of distracting driving.

Although crashes occur at all hours of the day and night, they are most prevalent during the morning and afternoon/evening commute hours when traffic is the heaviest as drivers travel to and from work locations. Instead of focusing their attention on the task of driving and operating their vehicles safely, drivers are frequently distracted by talking on the cell phone, texting, eating, reading, shaving, applying makeup . . . often in combination with speeding, following too close, and making improper lane changes. The combination of these tasks is a recipe for disaster that leads to crashes and the loss of life, injuries, and property damage. Distracted driving crashes occur on local and state roadways, as well as the interstate/turnpike highways. When a crash occurs, no matter how minor the crash or resulting injuries, it creates a great deal of congestion and can lead to road closures . . . all of which impact the impatience and attitude of other drivers.

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- October 10, 2014 November 26, 2014 December 31, 2014 January 16, 2015 February 13, 2015 March 17, 2015
 April 3, 2015 May 22, 2015 June 12, 2015 July 3, 2015 August 10, 2015 September 4, 2015

Adherence to all traffic laws, including the state's occupant protection law, will be monitored and enforced. It is understood that these patrols will be conducted on an overtime basis and troopers will be paid at their overtime (1.5) rate for work exceeding their normal 40 hours per week. Part-time troopers will be paid at their normal hourly rate.

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The recipient of these funds is encouraged to provide programs to encourage the use of safety belts by all drivers and passengers in motor vehicles (23 U.S.C. 1200.11 (a)(d)) and to adopt and enforce seat belt use policies for employees operating company-owned, rented, or personally-owned vehicles when performing official business.

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