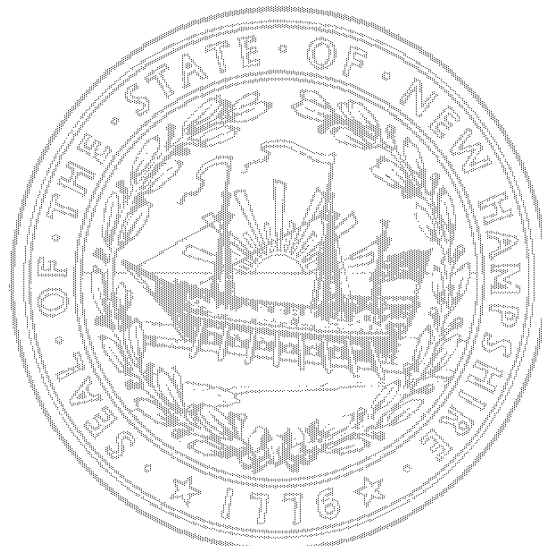


June 8, 2001
No. 31

STATE OF NEW HAMPSHIRE



Legislative

SENATE CALENDAR

AMENDMENT TO HOUSE BILL 1-A

Senate Finance
June 9, 2001
2001-1576s
05/10

Amendment to HB 1-A

1.08 Budget Footnotes; General.

A. Data Processing Services. The department of administrative services and the department of health and human services shall, prior to performing data processing services for any department, board, commission, institution, or other agency, enter into a written agreement specifying in detail the services to be performed and the cost to the agency. Said agreement shall be binding on both agencies. Any change or modification in the services to be performed shall likewise be agreed to in writing and shall specify the change and the adjustment to the cost. Any dispute relative to such agreements shall be resolved by the department of justice. The provisions of this paragraph shall not permit any state department, board, commission, institution, or other agency to contract for data processing services without the approval of the department of administrative services.

B. Revenue shall be deposited with the state treasurer as unrestricted revenue.

C. Revenue in excess of the estimate may be expended with prior approval of the fiscal committee and the approval of the governor and council.

D. The funds in this appropriation shall not be transferred or expended for any other purpose.

E. The funds in this appropriation are for general overhead state charges and such sums shall be transferred by the agency to the general fund of the state consistent with federal requirements.

F. This appropriation shall not lapse until June 30, 2003.

G. The funds in this appropriation shall not be transferred or expended for any other purpose and shall not lapse until June 30, 2003.

H. The funds in this appropriation shall not be transferred or used for any other purpose and shall not lapse until June 30, 2003. No additions or deletions may be made from those projects authorized for funding from the original maintenance survey except in an emergency situation and then only after consultation with the commissioner of the department of transportation and approval by the commissioner of the department of administrative services.

I. In the event that estimated revenue is less than budgeted, the total appropriation shall be reduced by the amount of the shortfall in either actual or projected budgeted revenue. The agency head shall notify the bureau of accounting forthwith, in writing, as to precisely which line item appropriation and in what specific amounts reductions are to be made in order to fully compensate for the total revenue deficits. The provisions of this footnote do not apply to federal funds covered by RSA 124:14.

J. This appropriation, to be administered by the commissioner, is for the necessary equipment needs of the department and shall be expended at the commissioner's discretion.

K. The funds in this appropriation are for the lease of state-owned equipment from the department of transportation operations division, mechanical services bureau, and shall not be transferred or used for any other purpose. Transfers may be made between funds appropriated in class 025 in other PAU's with prior approval of the capital budget overview committee and thereafter the fiscal committee and governor and council.

Amend the bill by replacing all after section 1 with the following:

GENERAL SECTIONS

2 General Fund and Total Appropriation Limits. The amount included in PAU 06-06 (higher education fund) under estimated source of funds from general fund shall be the total appropriation from general funds for such PAU that may be expended for the purpose of section 1 of this act. Any funds received by said agency from other than general funds are hereby appropriated for the use of the agency and may be expended by said agency whether or not this will result in an appropriation and expenditure by the agency in excess of the total appropriation therefor.

3 Assignment of Office Space. If, during the biennium ending June 30, 2003, because of program reductions, consolidations, or any other reason, office space becomes available in the health and human services complex, the Hayes building, or any other state building, except office space under the control of the legislature pursuant to RSA 14:14-b, the commissioner of administrative services may require that any agency renting private space be required to occupy such available space in said building or buildings forthwith. Such funds as have been allocated or committed by any agency affected by this section for outside rental shall be transferred by the director of the division of accounting services to the bureau of general services, PAU 01-04-04-05-01, for maintenance of state buildings.

4 Sweepstakes Commission; Authority Granted. For the biennium ending June 30, 2003, in order to provide sufficient funding to the sweepstakes commission to carry out sweepstakes programs that will provide funds for distribution in accordance with RSA 284:21-j, the commission shall apply to the fiscal committee of the general court for approval of any new sweepstakes programs or for the purchase of any tickets for new or continuing games. Additionally, no expenditures for consultants shall be made without prior approval by the fiscal committee. If approved, the commission may then apply to the governor and council to transfer funds from the sweepstakes revenue special account. The total of such transfers shall not exceed \$4,500,000 for the biennium ending June 30, 2003.

5 Statement of Intent. It is the intent of the senate to support any negotiated state employee pay raise for classified employees that is recommended by the joint committee on employee relations pursuant to RSA 273, and any similar pay raise for unclassified and nonclassified executive, legislative, and judicial employees, and judges.

6 Department of Justice; Special Provision. For the biennium ending June 30, 2003, filing fees received by the department of justice pursuant to RSA 7:28-a shall be deposited with the state treasurer as restricted revenue; and any excess of such revenue over the amounts appropriated for the division of charitable trusts shall lapse to the unappropriated surplus of the general fund. Expenditures from this fund shall not be made except by appropriation by the general court.

7 Appropriation of Unrestricted Motor Vehicle Revenue. All sums received by the division of motor vehicles or the division of state police, department of safety, from any source, which are not derived from registration fees, drivers licenses, gasoline road tolls or any other special charges or taxes with respect to the operation of motor vehicles or the sale or consumption of motor vehicle fuel, including revenue received from fines and forfeitures assessed against any violator of any law of the state, other than RSA 266:18 through RSA 266:26, or of any political subdivision thereof relative to the use and operation of motor vehicles, whether the violator is apprehended or prosecuted by an employee of the state or any political subdivision thereof, shall be paid to the state treasurer and shall, for the biennium ending June 30, 2003, be available for expenditure as unrestricted general fund revenues of the state. Fines and forfeitures assessed against any violator of RSA 266:18 through RSA 266:26 shall be available as unrestricted highway fund revenue.

8 Positions Abolished. The following positions are hereby abolished forthwith effective at the close of business on June 30, 2001, or later, as specifically indicated:

Agriculture

02-03-04 10295

Corrections

02-16-05-01-00 9U188, 9U297
02-16-08-00-00 41458, 41459, 41460, 9U494
Employment Security
02-17-01-00-00 11013, 11046, 11060, 11075, 11098, 11099,
11146, 11162, 11175, 11184, 11185, 11246,
30114, 40593, 40985, 40995, 41220
Resources and Economic Development
03-03-03-03-04 19712
03-03-05-00-00 19431
Environmental Services
03-04-02-06-04 16800, 19125
03-04-02-07-03 19514
03-04-02-09-00 40505
03-04-03-02-03 40706
03-04-08-03-00 11368
Education
06-03-05-01-02 19174
Liquor Commission
02-13-04-01 13975

9 Information Technology Equipment and Software. Any funds appropriated for information technology equipment provided for by section 1 of this act, or information technology equipment for any other agency in any budget bill enacted during the 2001 legislative session, shall not be spent, obligated, or encumbered until such time as the agency's information technology plans are reviewed by the division of information technology management pursuant to RSA 21-I:67 and approved by the capital budget overview committee. The division of information technology management shall review any such agency technology plans within 90 days. An agency may request an extension of time from the capital budget overview committee.

10 Transfers. Notwithstanding any other provision of law, within the PAUs listed below, the commissioner or department head may transfer among all accounts as the commissioner or department head shall deem necessary and appropriate for the efficient management of the department in order to accomplish the measurable goals and objectives as approved by the legislative fiscal committee and the governor and council. Such transfers shall have no net effect on the source of funding mix of the approved budget of the department. A report of all such transfers and of any progress in meeting the measurable goals and objectives shall be filed quarterly with the legislative fiscal committee and with the governor and council.

04-01-08 Department of Transportation, Bureau of
Turnpikes
03-04-02-03-01 Department of Environmental Services,
Water Division, Safe Drinking Water Act
03-04-02-05-00 Department of Environmental Services,
Water Division, Subsurface Systems
03-04-02-06-02 Department of Environmental Services,
Water Division, Section 319 Planning
03-04-04-04-02 Department of Environmental Services,
Waste Management Division, Underground
Storage Tank Program

11 General Fund Appropriation Reduction; Judicial Branch. The judicial branch is hereby directed to reduce all state general fund appropriations by \$4,293,101 for the fiscal year ending June 30, 2002 and \$4,749,004 for the fiscal year ending June 30, 2003. The chief justice of the supreme court, or designee, shall by July 1, 2001, notify the department of administrative services as to the specific amounts to be reduced in specified line item

appropriations in functional units, in order to comply fully with this section. The chief justice of the supreme court, or designee, shall by July 1, 2002, notify the department of administrative services as to the specific amounts to be reduced in specified line item appropriations in functional units, in order to comply fully with this section.

12 Division of Alcohol and Drug Abuse Prevention and Recovery. Prior to expending or encumbering more than 50 percent of its biennial appropriation in any line within PAU 05-01-12 the director shall obtain approval from the joint legislative fiscal committee of proposed outcome measures of the division's performance. These measures shall identify desired results in terms of behavioral outcomes and shall relate to a specific time period using benchmarks and goals. The results of these measures shall be incorporated into a report to the speaker of the house of representatives, the senate president, and the governor no later than September 30, 2003.

13 Transfer of Funds by Division for Children, Youth, and Families, Department of Health and Human Services. Notwithstanding any other provision of law, the division for children, youth, and families, department of health and human services, may, with approval of the fiscal committee and the governor and council, transfer in each of the fiscal years 2002 and 2003 up to \$200,000 in funds which would otherwise lapse to the salary adjustment fund from class 10, personal services permanent in components 05, 01, 08, 02, 01 and 05, 01, 08, 03, 01 to class 91 training in component 05, 01, 08, 06, 00, to provide training for social workers and juvenile probation and parole officers.

14 Estimates of Unrestricted Revenue:

<u>GENERAL FUND</u>	<u>FY 2002</u>	<u>FY 2003</u>	
Beer Tax	\$ 12,112,000	\$ 12,212,000	
Board and Care Revenue		10,400,000	10,800,000
Business Profits Tax	224,000,000	230,000,000	
Business Enterprise Tax		0 0	
Estate and Legacy Tax	57,000,000	47,800,000	
Insurance Tax	62,000,000	63,000,000	
Securities Revenue	27,500,000	28,500,000	
Interest and Dividends		75,000,000	75,000,000
Liquor Sales & Distribution		93,000,000	96,500,000
Meals and Rooms Tax	167,800,000	185,600,000	
Dog Racing	1,300,000 1,350,000		
Horse Racing	2,650,000	2,700,000	
Real Estate Transfer Tax		62,000,000	63,667,000
Communications Tax	62,800,000	66,000,000	
Tobacco Tax	61,190,000	60,480,000	
Utility Tax	5,400,000 5,500,000		
Other	46,000,000 46,000,000		
Court Fines and Fees	23,700,000	24,400,000	
Tobacco Settlement Funds		<u>4,000,000</u>	<u>4,400,000</u>
Subtotal	997,852,000	1,023,909,000	
Medicaid Enhancement Revenues		95,200,000	94,300,000
Net Appropriation for Uncompensated Care Pool	<u>13,400,000</u>	<u>13,400,000</u>	
TOTAL	\$ 1,106,452,000	\$ 1,131,609,000	

<u>HIGHWAY FUND</u>	<u>FY 2002</u>	<u>FY 2003</u>
Gasoline Road Toll	\$ 124,000,000	\$ 128,000,000
Motor Vehicle Fees	82,676,000	84,908,000
Miscellaneous	<u>8,400,000</u>	<u>8,900,000</u>
TOTAL	\$ 215,076,000	\$ 221,808,000

FISH AND GAME FUND	<u>FY 2002</u>	<u>FY 2003</u>
Fish and Game Licenses	\$ 6,701,000	\$ 6,603,000
Fines and Penalties 119,000	119,000	
Miscellaneous Sales 630,000	615,000	
Indirect Costs <u>815,000</u>	<u>857,000</u>	
TOTAL \$ 8,265,000 \$ 8,194,000		

EDUCATION TRUST FUND	<u>FY 2002</u>	<u>FY 2003</u>
Business Profits Tax \$ 32,000,000	\$ 33,000,000	
Business Enterprise Tax	209,000,000	172,000,000
Meals and Rooms Tax 8,200,000	8,400,000	
Tobacco Tax 24,810,000	24,520,000	
Real Estate Transfer Tax	31,000,000	31,833,000
Tobacco Settlement Funds	40,000,000	40,000,000
Utility Property Tax 18,800,000	19,400,000	
Sweepstakes Net Income	64,000,000	66,000,000
State Property Tax-Retained Locally	454,098,102	361,329,871
State Property Tax-Not Retained Locally	29,000,000	23,900,000
Transfers from the General Fund	<u>0</u>	<u>22,302,430</u>
TOTAL \$ 910,908,102 \$ 802,685,301		

15 Effective Date. This act shall take effect July 1, 2001.