



# State of New Hampshire

DEPARTMENT OF SAFETY  
OFFICE OF THE COMMISSIONER  
33 HAZEN DR. CONCORD, NH 03305  
603/271-2791

JOHN J. BARTHELMES  
COMMISSIONER



ARRA  
FUNDS

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

*Dutton* 2/1/13  
Approved by Fiscal Committee Date December 28, 2012

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

## Requested Action

1. Pursuant to RSA 14:30-a, VI, authorize the Department of Safety, Division of State Police, to amend Fiscal Item #FIS 09-347, originally approved by Fiscal Committee on October 20, 2009, and Governor and Council, Item #73, on November 4, 2009, and subsequently amended on February 18, 2011 (#FIS 11-057) and May 21, 2012 (#FIS 12-168), and by Governor and Council on February 16, 2011 (Item #78) and June 6, 2012 (Item #139), by reallocating federal pass-through American Recovery and Reinvestment Act (ARRA) funds from the NH Department of Justice, in the amount of \$29,300.00 and extending the end date for funding a Pharmacist/Compliance Investigator position in the Investigative Services Bureau, from the current end date of February 28, 2013, to a new end date of June 30, 2013. Effective upon Fiscal Committee and Governor and Council approval through June 30, 2013. Funding Source: 100% Transfers from other Agencies (ARRA Funds).
2. Pursuant to RSA 124:15, authorize the Department of Safety, Division of State Police, to amend Fiscal Item #FIS 09-347, originally approved by Fiscal Committee on October 20, 2009, and Governor and Council, Item #73, on November 4, 2009, and subsequently amended on February 18, 2011 (#FIS 11-057) and May 21, 2012 (#FIS 12-168), and by Governor and Council on February 16, 2011 (Item #78) and June 6, 2012 (Item #139), by extending the end date of one (1) full-time temporary Pharmacist/Compliance Investigator position, LG27, assigned to the Diversion program by providing investigators with expertise in this area, from the current date of February 28, 2013 to a new end date of June 30, 2013. Effective upon Fiscal Committee and Governor and Council approval through June 30, 2013 Funding Source: 100% Transfers from other Agencies (ARRA Funds).
3. Authorize the Department of Safety, Division of State Police, to accept and expend an additional \$28,815.00 of federal pass-through ARRA funds from the NH Department of Justice for the purpose of continuing to fund the Pharmacist position assigned to the Investigative Services Bureau through June 30, 2013. Effective upon Governor & Council approvals through June 30, 2013. Funding source: 100% Transfers from other Agencies (ARRA Funds).

Funds are to be budgeted in the account titled NIU Pharmacist ARRA Award

02-23-23-239910-08960000 Dept. of Safety Division of State Police NIU Pharmacist ARRA Award

The Honorable Mary Jane Wallner, Chairman  
Fiscal Committee of The General Court

Her Excellency, Governor Margaret Wood Hassan  
and the Honorable Council

December 28, 2012

Page 2 of 3

<u>Class</u>	<u>Description</u>	<u>Current Adjusted Authorized SFY 2013</u>	<u>Requested Action #1</u>	<u>Requested Action #3</u>	<u>Revised Adjusted Authorized SFY 2013</u>
001	Transfers from Other Agencies	\$ (84,103.12)	\$ -	\$ (28,815.00)	\$ (112,918.12)
018-500106	Overtime	\$ 23,467.28	\$ (23,250.00)	\$ -	\$ 217.28
020-500220	Current Expense	\$ 379.54	\$ (350.00)	\$ -	\$ 29.54
040-500800	Indirect Cost	\$ 10,013.01	\$ 9,939.00	\$ -	\$ 19,952.01
059-500117	Temp Full Time	\$ 23,564.75	\$ 4,395.00	\$ 28,815.00	\$ 56,774.75
060-500602	Benefits	\$ 20,959.51	\$ 14,966.00	\$ -	\$ 35,925.51
080-500713	Out-Of-State Travel	\$ 5,719.03	\$ (5,700.00)	\$ -	\$ 19.03
	<b>Total</b>	<b>\$ 84,103.12</b>	<b>\$ -</b>	<b>\$ 28,815.00</b>	<b>\$ 112,918.12</b>

#### Explanation

This grant is currently being used to fund one (1) Pharmacist/Compliance Investigator position that is assigned to the Investigative Services Bureau that assists in the Diversion Program by providing investigators with expertise in the area of pharmaceuticals. This position also assists investigators as well as Forensic Lab personnel with investigations and other public safety emergencies

- **Program Title:** State and Local Law Enforcement Assistance
- **Short Description:** Funds used for law enforcement purposes by the Attorney General's Office and sub-grants to State, County, and Municipal Law Enforcement programs.
- **Granting Agency:** U.S. Department of Justice
- **Award Criteria:** JAG grants are allocated based on a formula of population and violent crime statistics, in combination with a minimum allocation to ensure that each state and territory receives an appropriate share of funding. Sixty percent of the allocation is awarded to the state and 40 percent is set aside for units of local governments.
- **Managing agency:** New Hampshire Attorney General's Office
- **ARRA Funding:** ARRA appropriations nationwide = \$2,000,000,000, New Hampshire Funds = \$9,774,576, Department of Safety funds = \$299,945.17
- **Time Line:** Grant expiration - 6/30/2013

**What is the funding to be used for?** Funding is being sought to continue to fund one (1) Pharmacist/Compliance Investigator position that is assigned to the Investigative Services Bureau of the Division of State Police in an effort to assist in the Diversion program by providing investigators with expertise in the area of pharmaceuticals.

**Who is being served by the increase in funding and how many people are impacted?** The direct beneficiaries of the added funding and people being served within the State of New Hampshire are the direct public. The Pharmacist would assure quality in operations that would result in accurate data used to protect the public. The Pharmacist would identify problems and Implement resolutions as well as train sworn personnel in various settings to provide support for all law enforcement agencies.

**How many people are to be served?** Ultimately, the entire state of New Hampshire is being served by the services offered by the Pharmacist/Compliance Investigator as the data used would ultimately protect the direct public.

**What is the impact on jobs in New Hampshire, if known?** Funding will allow for the continued employment of one (1) Pharmacist/Compliance Investigator.

**What job skills are being enhanced in the workforce through the receipt of additional funding or new programs, if any?** Funds will be used to hire one (1) Pharmacist/Compliance Investigator in the field of chemistry, Pharmacology/Pharmacist, specialized in Pharmacology.

**Do the new funds supplant or supplement existing program funding?** Funds received would supplement and enhance the existing Division of State Police Investigative Services Bureau.

**What are the projected outcomes of the program?** The overall expectations of this project would be that the pharmacist would assist in the Diversion program by providing investigators with expertise in the area of pharmaceuticals. This pharmacist will also assist the investigators as well as the Forensic Lab personnel with investigations and other public safety emergencies.

**If pass-thru funding from the state agency, please include list of dollars to be sub-granted to each NH community if available or known. If matching funds are to be provided, note clearly the source of the match and responsible party.** N/A.

Funds are to be budgeted/reallocated as follows:

Class 18 – Overtime - The decrease is due to the reallocation of the federal budget in order to fund the Pharmacist position through June 30, 2013.

Class 20 – Current Expense – - The decrease is due to the reallocation of the federal budget in order to fund the Pharmacist position through June 30, 2013.

Class 40 - Indirect Cost – This increase is due the increase in the indirect cost rate paid to Administrative Services from 8.3% in SFY 2012 to 11.09% in SFY 2013.

Class 59 - Temporary Full-time Employees – This increase is due the extension of the position through June 30, 2013.

Class 60 - Benefits – The increase is benefits are needed due to the extension of the position.

Class 80 - Out-Of-State Travel – The decrease is due to the reallocation of the federal budget in order to fund the Pharmacist position through June 30, 2013.

In the event that Transfers From Other Agencies become no longer available, General Funds and/or Highway funds will not be requested to support this program.

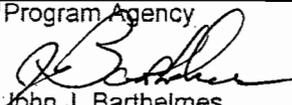
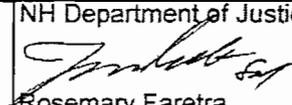
Respectfully submitted,

  
John J. Barthelmes  
Commissioner of Safety



**Fiscal Situation**  
**NIU Pharmacist ARRA Award**  
**02-23-23-234010-0896**

2009 Grant - Federal Authorization	<u>\$299,945.17</u>
<b>Total Federal Grants Authorized</b>	<b>\$299,945.17</b>
Prior Fiscal Year(s) Actual Expenditures:	
2009 Federal Grant spending State Fiscal Year 2010	\$0.00
2009 Federal Grant spending State Fiscal Year 2011	(84,739.73)
2009 Federal Grant spending State Fiscal Year 2012	<u>(102,286.91)</u>
<b>Total Prior Fiscal Year(s) Actual Expenditures:</b>	<b>(187,026.64)</b>
Balance of 2009 Federal Grant Authorized/Unspent as of 7/1/2012	112,918.53
Total Remaining Federal Authorization as of 7/1/2012	<u>112,918.53</u>
<b>FY13 Budgeted Appropriations</b>	<b>(84,103.12)</b>
<b>Additional Federal Authorization Available</b>	<u>\$28,815.41</u>
<b>This Request</b>	<u><u>\$ 28,815.00</u></u>

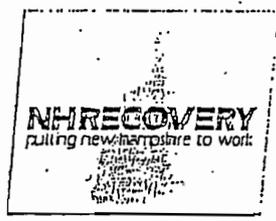
STATE OF NEW HAMPSHIRE DEPARTMENT OF JUSTICE GRANT AWARD		
Agency Name: NH Department of Safety		Vendor No.: 177878B001
Program Name: NIU Pharmacist		Amount: \$ 299,945.17
Grant Start Date: 07/15/2009	State Grant Number: 09JAR603	
Grant End Date: 06/30/2013	Federal Grant Number: 2009-SU-B9-0019	
Appropriation No.: 02-20-20-201510-0865000-072-500576		
Head of Agency	Project Director	Fiscal Officer
John J. Barthelmes Commissioner 33 Hazen Drive Concord, NH 03305	Robert Quinn Colonel	Wesley Colby Administrator
Federal Grant Name:	ARRA Byrne JAG Program	
Federal Agency:	United States Department of Justice	
Bureau/Office:	Bureau of Justice Assistance	
CFDA Number:	16.803	
Purpose of Grant:	American Recovery and Reinvestment Act activities. NIU Pharmacist Revised Award at higher award amount (\$23,245.17 increase)	
Financial Requirements:	See signed Program Conditions and Guidelines. See attached supplemental special conditions.	
Match Requirements:	None Required	
Reporting Requirements:	Monthly or quarterly Financial reports Annual performance report and audit Adherence to State and Federal guidelines and conditions	
Approval	Program Agency	NH Department of Justice
Name	 John J. Barthelmes	 Rosemary Faretra
Title	Commissioner	Director of Administration
Date		
All terms of this grant award are not valid unless signed by both authorized parties.		

sent to Norm 10/2/09  
H/C  
Fiscal 10.20.09  
#FIB 09-347  
G+C 11-4-09  
#73

# State of New Hampshire

DEPARTMENT OF SAFETY  
OFFICE OF THE COMMISSIONER  
33 HAZEN DR. CONCORD, NH 03305  
603/271-2791

JOHN J. BARTHELMES  
COMMISSIONER



October 1, 2009

The Honorable Marjorie K. Smith, Chairman  
Fiscal Committee of the General Court  
State House  
Concord, New Hampshire 03301

His Excellency, Governor John H. Lynch  
and the Honorable Council  
State House  
Concord, New Hampshire 03301

### Requested Action

1. Pursuant to RSA 14:30-a, VI authorize the Department of Safety, Division of State Police, to accept and expend \$276,700 of federal pass-through American Recovery and Reinvestment Act (ARRA) funds from the NH Department of Justice for the purpose of hiring one (1) Pharmacist/Compliance Investigator position by the Investigative Services Bureau. Effective upon Fiscal Committee and Governor & Council approvals through June 30, 2012. Funding source: 100% Transfers from other Agencies.

2. Pursuant to RSA 124:15, authorize the Department of Safety, Division of State Police, to establish one (1) temporary full-time Pharmacist/Compliance Investigator position (LG 27, A000) to be assigned in the Investigative Services Bureau of the Division of State Police in an effort to assist the Diversion program by providing investigators with expertise in this area. Funding for this position is federal pass-through funds received from the NH Department of Justice. Effective upon Fiscal Committee and Governor & Council approvals through June 30, 2012. Funding source: 100% Transfers from other Agencies.

Funds are to be budgeted in the account titled NIU Pharmacist ARRA Award with the authority to adjust appropriations in each State fiscal year through the Budget Office if needed and justified:

J2-23-23-234010-0896	Dept. of Safety	Division of State Police	NIU Pharmacist ARRA Award
RSRC:	403677		
Amount:	\$276,700.00		

<u>Class</u>	<u>Description</u>	<u>FY 2010</u>	<u>FY 2011</u>	<u>FY 2012</u>
001	Transfers from Other Agencies	\$(87,362.00)	\$(98,294.00)	\$(91,044.00)
030-500300	Motor Vehicle - New	20,000.00	0.00	0.00
037-500137	PC Desktop Hardware	1,100.00	0.00	0.00
040-500800	Indirect Cost	9,105.00	13,507.00	12,510.00
059-500117	Salary Temporary Employees	33,943.00	52,397.00	48,708.00
060-500602	Health Ins Benefit (Perm)	21,399.00	32,390.00	29,826.00
080-500713	Hotel (Out-Of-State)	1,815.00	0.00	0.00
	Total	\$ 87,362.00	\$98,294.00	\$91,044.00

### Explanation

This grant will be used to hire one (1) Pharmacist/Compliance Investigator position to be assigned to the Investigative Services Bureau in an effort to assist in the Diversion program by providing investigators with expertise in the area of pharmaceuticals. This pharmacist will also assist the investigators as well as the Forensic Lab personnel with investigations and other public safety emergencies.

- Program Title: State and Local Law Enforcement Assistance
- Short Description: Funds used for law enforcement purposes by the Attorney General's Office and sub-grants to State, County, and Municipal Law Enforcement programs.
- Granting Agency: U.S. Department of Justice
- Award Criteria: JAG grants are allocated based on a formula of population and violent crime statistics, in combination with a minimum allocation to ensure that each state and territory receives an appropriate share of funding. Sixty percent of the allocation is awarded to the state and 40 percent is set aside for units of local governments.
- Managing agency: New Hampshire Attorney General's Office
- ARRA Funding: ARRA appropriations nationwide = \$2,000,000,000, New Hampshire Funds = \$9,774,576, Department of Safety funds = \$276,700.
- Time Line: Grant expiration - 6/30/2012

What is the funding to be used for? Funding is being sought in order to hire one (1) Pharmacist/Compliance Investigator position to be assigned to the Investigative Services Bureau of the Division of State Police in an effort to assist in the Diversion program by providing investigators with expertise in the area of pharmaceuticals.

Who is being served by the increase in funding and how many people are impacted? The direct beneficiaries of the added funding and people being served within the State of New Hampshire are the direct public. The Pharmacist would assure quality in-operations that would result in accurate data used to protect the public. They would identify problems and implement resolutions as well as train sworn personnel in various settings to provide support for all law enforcement agencies.

How many people are to be served? Ultimately, the entire state of New Hampshire is being served by the services offered by the Pharmacist/Compliance Investigator as the data used would ultimately protect the direct public.

What is the impact on jobs in New Hampshire, if known? Funding will allow for the hiring of one (1) Pharmacist/Compliance Investigator.

What job skills are being enhanced in the workforce through the receipt of additional funding or new programs, if any? Funds will be used to hire one (1) Pharmacist/Compliance Investigator in the field of chemistry, Pharmacology/Pharmacist, specialized in Pharmacology.

Do the new funds supplant or supplement existing program funding? Funds received would supplement and enhance the existing Division of State Police Investigative Services Bureau.

What are the projected outcomes of the program? The overall expectations of this project would be that the pharmacist would assist in the Diversion program by providing investigators with expertise in the area of pharmaceuticals. This pharmacist will also assist the investigators as well as the Forensic Lab personnel with investigations and other public safety emergencies.

If pass-thru funding from the state agency, please include list of dollars to be sub-granted to each NH community if available or known. If matching funds are to be provided, note clearly the source of the match and responsible party. N/A.

The following information is provided in accordance with the Comptroller's instructional memorandum dated September 21, 1981.

- 1) *List of personnel involved:* One (1) temporary full-time Pharmacist/Compliance Investigator (LG 27, A000) position.
- 2) *Nature, Need, and Duration:* The Pharmacist/Compliance Investigator will be assigned to the Division of State Police, Investigative Services Bureau in an effort to assist in the Diversion program by providing investigators with expertise in the area of pharmaceuticals. We do not intend to continue these positions beyond the end of the grant.
- 3) *Relationship to existing agency programs:* This position will be part of the State Police Investigation Service Bureau. The Pharmacist/Compliance Investigator will augment the present Bureau staff with the intention assisting investigators as well as the Forensic Lab.
- 4) *Has a similar program been requested of the legislature and denied?* No
- 5) *Why wasn't funding included in the agency's budget request?* The position is a temporary full-time position, which is 100% federally funded. At the time that the budget was prepared the Department was not aware of this grant.
- 6) *Can portions of the grant funds be utilized?* These funds can only be utilized for the purpose of funding these temporary full-time position and their related costs.

- 7) *Estimate the funds required to continue this position(s):* Based upon the 2007-2009 Collective Bargaining Agreement, within the pay scale for A000 – 37.5 hour wage schedule, the amount needed to fund this position (LG 27, Step1) for one year would be \$44,752.50 for salaries and an additional \$22,032 for benefits for a total of \$66,784.50.

Funds are to be budgeted as follows:

Class 30 - Equipment will be used to purchase one vehicle as approved by the granting agency.

Class 37 - PC Desktop Hardware - will be used to purchase a laptop as approved by the awarding agency.

Class 40 - Indirect Cost will be used to pay Administrative Services for indirect costs charges on eligible expenses.

Class 59 - Temporary Full-time Employees will be used to pay the salaries of the Pharmacist/ Compliance Investigator position.

Class 60 - Benefits will be used to pay for benefits associated with personnel.

Class 80 - Out-Of-State Travel will be used to pay for the travel associated with any training associated with the Pharmacist/ Compliance Investigator position.

This grant was not included in the agency's operating budget as the Department of Safety was unaware of its availability prior to the end of the budget process.

In the event that Federal Funds become no longer available, General Funds and/or Highway funds will not be requested to support this program.

Respectfully submitted,

*fr* *John J. Barthelmes*  
John J. Barthelmes  
Commissioner of Safety

State of New Hampshire  
Inter-Department Communication

DEPARTMENT OF  
CORRECTIONS

DATE September 2, 2009

FROM Captain Mark J. Myrdek

AT (OFFICE) State Police  
Headquarters

SUBJECT Request for Temporary Position

TO Colonel Frederick H. Booth  
Director

Attention: Patricia Gagne, Administrator  
Human Resources

Approved  
K. Gagne  
9/11/09

During the past few years the State of New Hampshire has seen a dramatic rise in drug overdose deaths. This year alone we have documented over one hundred and sixty six (166) deaths caused by drug over dose. Many of these deaths occur after individuals obtain prescription drugs or illegal drugs obtained off the street.

One of the only ways to control the illegal distribution of legally prescribed drugs is to monitor the area pharmacies records to determine who is obtaining and distributing the drugs in certain areas. By doing this trends can be developed and enforcement action taken before drug over doses occur or drug problems root themselves in areas of cities or towns that have to be dealt with later by law enforcement after the quality of life in these areas has deteriorated. The DEA currently has compliance investigators working in these areas and they are sometime overwhelmed with work. By having an investigator at the state level this would assist DEA and local agencies with a new resource in this area.

Accordingly, I am respectfully requesting that a full-time Pharmacist/Compliance Investigator be assigned to the Narcotics Investigation Unit to devote time on compliance check and diversion in the area of pharmaceutical and other illegal drugs. Funding for these temporary positions has been secured by the New Hampshire Department of Justice "Byrne Grant". I have attached a supplemental job description and an organizational chart for your review.

Respectfully submitted,

Captain Mark J. Myrdek  
Investigative Services bureau

Full-time Temporary Establish

RECEIVED

Date: September 17, 2009

SEP 17 2009

To: Patricia Gagne  
HR Administrator  
Department of Safety

DEPT OF SAFETY  
BUSINESS OFFICE

From: Teri Ceriello  
Classifications Section 271-4100  
Division of Personnel

POSITION # 9T Pharmacist/Compliance Investigator (LG 27)

The approved Supplemental Job Description (SJD) is:

- 1. Attached for your agency records.
- 2. Being forwarded to your Human Resources Section.

In order to obtain a position number for this new full-time temporary position, please submit a Position Profile Form (PPF) to the Classification Section, attention Dorothy MacInnis. Please attach a copy of the approval letter from the Division of Personnel and a copy of the Governor and Council acceptance of monies for agency use and the fiscal committee approval required under RSA 124:15, I, if applicable.

The effective date: 09/11/09.

Other

### SUPPLEMENTAL JOB DESCRIPTION.

Classification: Pharmacist/Compliance Investigator      Function Code:  
Position Title: Pharmacist/Compliance Investigator      Date Established:  
Position Number: 9.T      Date of Last Amendment: 09-01-09  
Developed By:      Date of Director Approval

### SCOPE OF WORK:

Conducts investigations into illegal diversion of controlled drugs intended for legitimate use and provides training and consultation to members of the Division as well as other law enforcement agencies regarding controlled, prescription and "over the counter drugs.

### ACCOUNTABILITIES:

- o Gathers intelligence from prescription files at pharmacies and initiates investigations into the diversion of controlled substances.
- o Monitors and tabulates information obtained from controlled substance order forms and determine possible excessive or unusual purchase of certain drugs.
- o Gather physical evidence leading and properly document this evidence for presentation in court.
- o Reads and comprehends legal documents; demonstrates communications skills in order to speak with victims, suspects, make presentations in public forums and testify in court.
- o Utilizes electronic and other specialized police equipment for the purpose of gathering evidence.
- o Submits all necessary criminal reports in proper form, on time and in conformance with established Division procedures.
- o Provides training and technical advice to law enforcement personnel to improve their knowledge and skills in the area of pharmaceuticals.

### MINIMUM QUALIFICATIONS:

Education: Possession of a Bachelor's degree from a recognized college or university with studies or experience or a degree in chemistry, Pharmacology/Pharmacist. Each additional year of approved formal education may be substituted for one year of required work experience.

Experience: One year of specialized experience in the field of Pharmacology.

License/Certification: Eligibility for New Hampshire driver's license.

### SPECIAL QUALIFICATIONS:

Background in the field of pharmacology and pharmaceuticals.

### DISCLAIMER STATEMENT:

The supplemental job description lists the essential functions of the position and is not intended to include every job duty and responsibility specific to the position. An employee may be required to perform other related duties not listed on the supplemental job description provided that such duties are characteristic of that classification.

**SIGNATURES:**

The above is an accurate reflection of the duties of my position.

\_\_\_\_\_  
Employee's Name and Signature

\_\_\_\_\_  
Date Reviewed

The above job description accurately measures this employee's job duties.

\_\_\_\_\_  
Supervisor's Signature

\_\_\_\_\_  
Date Reviewed

*Karen D. Huts*

9/11/09

\_\_\_\_\_  
Division of Personnel

\_\_\_\_\_  
Date Approved

\_\_\_\_\_  
Human Resources Administrator

\_\_\_\_\_  
Date Approved

HLC to Dott 1/28/11

# State of New Hampshire

DEPARTMENT OF SAFETY  
OFFICE OF THE COMMISSIONER  
33 HAZEN DR. CONCORD, NH 03305  
603/271-2791

Fiscal 02-18-11  
#FIS. 11-057

G+C 2/16/11  
#78



JOHN J. BARTHELMES  
COMMISSIONER



January 15, 2011

Representative Ken Weyler, Chairman  
Fiscal Committee of the General Court  
State House  
Concord, New Hampshire 03301

His Excellency, Governor John H. Lynch  
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 amend Fiscal Item #FIS09-347, approved on October 20, 2009 and Item # 73, approved by Governor and Council on November 4, 2009, by reallocating federal pass-through American Recovery and Reinvestment Act (ARRA) funds, in the amount of \$35,492.00, from the NH Department of Justice for the purpose of funding overtime and out-of-state training for the Diversion Program by the Investigative Services Bureau. Effective upon Fiscal Committee and Governor and Council approvals through June 30, 2012. Funding source: 100% Transfers From Other Agencies.

Funds are to be budgeted in the account titled NIU Pharmacist ARRA Award with the authority to adjust appropriations in each State fiscal year through the Budget Office if needed and justified:

02-23-23-234010-0896 Dept. of Safety Division of State Police NIU Pharmacist ARRA Award

<u>Class</u>	<u>Description</u>	<u>Current Appropriation</u> SFY 2011	<u>Requested Change</u>	<u>Revised</u> <u>Appropriation</u> SFY 2011
001	Transfers from Other Agencies	\$ (185,656.00)	\$ -	\$ (185,656.00)
018-500106	Overtime	\$ -	\$ 24,700.00	\$ 24,700.00
020-500220	Current Expense	\$ -	\$ 500.00	\$ 500.00
030-500300	Equipment	\$ 20,000.00	\$ (20,000.00)	\$ -
037-500137	Technology - Hardware	\$ 1,100.00	\$ -	\$ 1,100.00
040-500800	Indirect Cost	\$ 22,612.00	\$ (9,632.00)	\$ 12,980.00
059-500117	Temp Full Time	\$ 86,340.00	\$ (5,860.00)	\$ 80,480.00
060-500602	Benefits	\$ 53,789.00	\$ 3,107.00	\$ 56,896.00
30-500713	Out-Of-State Travel	\$ 1,815.00	\$ 7,185.00	\$ 9,000.00
	Total	\$ 185,656.00	\$ -	\$ 185,656.00

Class	Description	Current Appropriation		Revised
		SFY 2012	Requested Change	Appropriation SFY 2012
001	Transfers from Other Agencies	\$ (91,044.00)	\$ -	\$ (91,044.00)
018-500106	Overtime	\$ -	\$ -	\$ -
020-500220	Current Expense	\$ -	\$ -	\$ -
030-500300	Equipment	\$ -	\$ -	\$ -
037-500137	Technology - Hardware	\$ -	\$ -	\$ -
040-500800	Indirect Cost	\$ 12,510.00	\$ -	\$ 12,510.00
059-500117	Temp Full Time	\$ 48,708.00	\$ -	\$ 48,708.00
060-500602	Benefits	\$ 29,826.00	\$ -	\$ 29,826.00
080-500713	Out-Of-State Travel	\$ -	\$ -	\$ -
	<b>Total</b>	<b>\$ 91,044.00</b>	<b>\$ -</b>	<b>\$ 91,044.00</b>

Explanation

This grant is currently being used to fund one (1) Pharmacist/Compliance Investigator position that is assigned to the Investigative Services Bureau that assists in the Diversion Program by providing investigators with expertise in the area of pharmaceuticals. This position also assists investigators as well as Forensic Lab personnel with investigations and other public safety emergencies

Program Title: State and Local Law Enforcement Assistance

- **Short Description:** Funds used for law enforcement purposes by the Attorney General's Office and sub-grants to State, County, and Municipal Law Enforcement programs.
- **Granting Agency:** U.S. Department of Justice
- **Award Criteria:** JAG grants are allocated based on a formula of population and violent crime statistics, in combination with a minimum allocation to ensure that each state and territory receives an appropriate share of funding. Sixty percent of the allocation is awarded to the state and 40 percent is set aside for units of local governments.
- **Managing agency:** New Hampshire Attorney General's Office
- **ARRA Funding:** ARRA appropriations nationwide = \$2,000,000,000, New Hampshire Funds = \$9,774,576, Department of Safety funds = \$276,700
- **Time Line:** Grant expiration - 6/30/2012

*What is the funding to be used for?* Funding is being sought in order to hire one (1) Pharmacist/Compliance Investigator position to be assigned to the Investigative Services Bureau of the Division of State Police in an effort to assist in the Diversion program by providing investigators with expertise in the area of pharmaceuticals.

*Who is being served by the increase in funding and how many people are impacted?* The direct beneficiaries of the added funding and people being served within the State of New Hampshire are the direct public. The Pharmacist would assure quality in operations that would result in accurate data used to protect the public. They would identify problems and implement resolutions as well as train sworn personnel in various settings to provide support for all law enforcement agencies.

How many people are to be served? Ultimately, the entire state of New Hampshire is being served by the services offered by the Pharmacist/Compliance Investigator as the data used would ultimately protect the direct public.

What is the impact on jobs in New Hampshire, if known? Funding will allow for the hiring of one (1) Pharmacist/Compliance Investigator.

What job skills are being enhanced in the workforce through the receipt of additional funding or new programs, if any? Funds will be used to hire one (1) Pharmacist/Compliance Investigator in the field of chemistry, Pharmacology/Pharmacist, specialized in Pharmacology.

Do the new funds supplant or supplement existing program funding? Funds received would supplement and enhance the existing Division of State Police Investigative Services Bureau.

What are the projected outcomes of the program? The overall expectations of this project would be that the pharmacist would assist in the Diversion program by providing investigators with expertise in the area of pharmaceuticals. This pharmacist will also assist the investigators as well as the Forensic Lab personnel with investigations and other public safety emergencies.

If pass-thru funding from the state agency, please include list of dollars to be sub-granted to each NH community if available or known. If matching funds are to be provided, note clearly the source of the match and responsible party.  
N/A.

Funds are to be budgeted/reallocated as follows:

Class 18 – Overtime - The increase is to cover additional hours that will be worked on the Diversion Program as approved by the granting agency.

Class 20 – Current Expense – The increase is to cover the minor software needed as approved by the granting agency.

Class 30 – Equipment – This decrease is due to the vehicles that were in the original grant application was not approved by the granting agency.

Class 40 - Indirect Cost – This decrease is due the decrease in the indirect cost rate paid to Administrative Services from 15.93% in SFY 2010 to 10.21% in SFY 2011.

Class 59 - Temporary Full-time Employees – This decrease is due to the delay in the hiring of the Pharmacist position.

Class 60 - Benefits – The increase is to cover the increase in health care and the additional benefits needed on the increase in overtime.

Class 80 - Out-Of-State Travel – This increase is needed to cover the increase in travel associated with training requirements.

In the event that Transfers From Other Agencies become 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

SP-15-04-202-01

HC to Wott 4-24-12



# State of New Hampshire

DEPARTMENT OF SAFETY  
OFFICE OF THE COMMISSIONER  
33 HAZEN DR. CONCORD, NH 03305  
603/271-2791

Fiscal 5.28.12  
#FIS 12-168  
G&C 6-06-12  
#139

JOHN J. BARTHELMES  
COMMISSIONER



April 23, 2012

Representative Ken Weyler, Chairman  
Fiscal Committee of the General Court  
State House  
Concord, NH 03301

His Excellency, Governor John H. Lynch  
and the Honorable Council  
State House  
Concord, New Hampshire 03301

### Requested Action

1. Pursuant to RSA 14:30-a, VI, authorize the Department of Safety, Division of State Police, to amend Fiscal Item #FIS 09-347, originally approved by Fiscal Committee on October 20, 2009, and Governor and Council, Item #73, on November 4, 2009, by extending the end date only, with no increase in funding, of the federal pass-through ARRA funds from the NH Department of Justice, utilized for funding a Pharmacist/Compliance Investigator position in the Investigative Services Bureau, from the original end date of June 30, 2012, to a new end date of February 28, 2013. Effective upon Fiscal Committee and Governor and Council approval through February 28, 2013. Funding Source: 100% Transfers from other Agencies.

Funds are located in account titled NIU Pharmacist ARRA Award.  
02-23-23-234010-08960000

2. Pursuant to RSA 124:15, authorize the Department of Safety, Division of State Police, to amend Fiscal Item #FIS 09-347, originally approved by Fiscal Committee on October 20, 2009, and Governor and Council, Item #73, on November 4, 2009, by extending the end date only, with no increase in funding, of one (1) full-time temporary Pharmacist/Compliance Investigator position, LG27, assigned to the Diversion program by providing investigators with expertise in this area, from the original end date of June 30, 2012 to a new end date of February 28, 2013. Effective upon Fiscal Committee and Governor and Council approval through February 28, 2013 Funding Source: 100% Transfers from other Agencies.

Funds are located in account titled NIU Pharmacist ARRA Award.  
02-23-23-234010-08960000

Representative Ken Weyler, Chairman  
Fiscal Committee of the General Court

His Excellency, Governor John H. Lynch  
and the Honorable Council  
April 23, 2012  
Page 2 of 2

Explanation

This grant is used to fund one (1) Pharmacist/Compliance Investigator position who is assigned to the Investigative Services Bureau in an effort to assist in the Diversion program by providing investigators with expertise in the area of pharmaceuticals. This pharmacist also assists the investigators as well as the Forensic Lab personnel with investigations and other public safety emergencies. This extension has been granted by NH Department of Justice through February 28, 2013.

In the event that Transfers from other Agencies become no longer available, General and/or Highway Funds will not be requested to support this program.

Respectfully submitted,

*John J. Barthelmes*

John J. Barthelmes  
Commissioner of Safety

# TITLE I

## THE STATE AND ITS GOVERNMENT

### CHAPTER 14

#### LEGISLATIVE OFFICERS AND PROCEEDINGS

#### Legislative Budget Assistant

##### Section 14:30-a

###### 14:30-a Fiscal Committee. –

I. There is hereby established a fiscal committee of the general court. Said committee shall consist of 10 members. Five shall be members of the house as follows: the chairperson of the finance committee and 2 other members of the committee, appointed by the chairperson; and 2 other house members appointed by the speaker of the house. Five members shall be members of the senate as follows: the chairperson of the finance committee and 2 other members of that committee, appointed by the chairperson; and 2 other senators appointed by the senate president. The chairperson of the house finance committee shall be the chairperson of the fiscal committee.

II. The committee shall, while the general court is in session and during the interim, consult with, assist, advise, and supervise the work of the legislative budget assistant, and may at its discretion investigate and consider any matter relative to the appropriations, expenditures, finances, revenues or any of the fiscal matters of the state. The members shall be paid the regular legislative mileage during the interim while engaged in their work as members of the committee.

III. The fiscal committee shall consider recommendations proposed to it by the legislative performance audit and oversight committee established under RSA 17-N:1. The fiscal committee shall adopt all recommendations proposed to it as provided in RSA 17-N:1, III by the performance audit and oversight committee unless the fiscal committee refuses by unanimous vote to adopt such recommendations.

IV. [Repealed.]

V. [Repealed.]

VI. Any non-state funds in excess of \$100,000, whether public or private, including refunds of expenditures, federal aid, local funds, gifts, bequests, grants, and funds from any other non-state source, which under state law require the approval of governor and council for acceptance and expenditure, may be accepted and expended by the proper persons or agencies in the state government only with the prior approval of the fiscal committee of the general court.

**Source.** 1965, 239:19. 1987, 416:7. 1989, 396:13; 408:2. 1991, 346:18, I. 1995, 9:8. 2005, 177:11. 2006, 290:21, eff. June 15, 2006. 2012, 247:10, eff. Aug. 17, 2012.

# TITLE IX

## ACQUISITION OF LANDS BY UNITED STATES; FEDERAL AID

### CHAPTER 124 FEDERAL AID

#### Miscellaneous

##### Section 124:15

###### **124:15 Positions Restricted. –**

I. In addition to the positions authorized by law, no new personnel positions, or consultants, or both may be created by the acceptance of federal moneys or moneys from any other source unless such positions, or consultants, or both are approved by the fiscal committee of the general court; provided, however, that the governor and council may accept all moneys available for any emergency or disaster as defined by the authority awarding such moneys; and provided further that all such moneys available to the general court or to either of its houses may be accepted by the respective presiding officers with the prior approval of the fiscal committee. Nothing herein shall be construed to affect the provisions of RSA 98:17-a.

II. Every board, agency, department or commission receiving such federal or other moneys shall attempt to apply them in whole or in part to the cost of personnel positions authorized by law so as to reduce the obligation of general funds, but if the salaries of such personnel positions cannot be paid out of such moneys then such positions shall be considered as specified in paragraph I.

III. All such moneys which fund personnel positions subject to the restrictions of this section shall be used only for the purposes or programs specified in the application for approval of the positions or as otherwise authorized by law, and all such moneys which are accepted in accordance with law are hereby appropriated.

**Source.** 1983, 469:84, eff. July 1, 1983.

