



The State of New Hampshire  
**Department of Environmental Services**

125



**Robert R. Scott, Commissioner**

June 7, 2021

His Excellency, Governor Christopher T. Sununu  
 and the Honorable Council  
 State House  
 Concord, New Hampshire 03301

**REQUESTED ACTION**

Authorize the Department of Environmental Services to budget and expend prior year carry forward funds under the provisions of RSA 125-C:6, I in the amount of \$63,299 for purposes of covering staff for work performed associated with the settlement agreement with American Electric Power, effective upon Governor and Council approval through June 30, 2021. 100% AEP Settlement Funds.

Funding to be budgeted as follows:

**AEP Settlement Funds Account  
 03-44-44-443010-5035  
 FY 2021**

Class	Title/Budget Category	Current Budget	Requested Change	Revised Budget
<b>Income</b>				
005-406882	Private Local Funds	(\$371,410)	(63,299)	(\$434,709)
<b>Expenditures</b>				
010-500100	Personal Services Perm Class	\$134,072		\$134,072
018-500106	Overtime	-0-	2,000	2,000
020-500200	Current Expenses	1,400		1,400
027-582703	Transfers To DoIT	14,732		14,732
028-582814	Transfers To General Service	7,614		7,614
030-500331	Equipment New Replacement	25,000		25,000
039-500191	Telecommunications	650		650
040-500800	Indirect Costs	13,551	5,742	19,293
042-500620	Additional Fringe Benefits	11,303	2,995	14,298
046-500464	Consultants	200		200

Class	Title/Budget Category	Current Budget	Requested Change	Revised Budget
049-584995	Transfer To Other State Age	62		62
059-500117	Temp Full Time	16,639	39,933	56,572
060-500601	Benefits	84,237	12,629	96,866
066-500546	Employee Training	250		250
070-500707	In State Travel Reimbursement	500		500
080-500717	Out Of State Travel Reimbursement	1,200		1,200
102-500731	Contracts For Program Services	60,000		60,000
	<b>TOTAL</b>	<b>\$371,410</b>	<b>63,299</b>	<b>\$434,709</b>

**EXPLANATION**

In 2007, the State of New Hampshire along with seven other states settled litigation with American Electric Power (AEP) for alleged violations of the federal Clean Air Act. In accordance with the settlement agreement, NHDES must propose specific projects to use said funds consistent with the settlement agreement. Since 2009, NHDES has used these funds to support clean energy work within the Air Resources Division (ARD). Since 2016, this work has served as match for grant funding provided by NH Homeland and Security Management for resiliency planning at local communities. The grant funding in FY2021 was reduced by half, and NHDES is requesting to budget carry forward funds for FY2021 to cover the transfer of expenditures consistent with the AEP work plan.

NHDES is requesting authorization to transfer \$63,299 in balance forward funds, and to budget those funds as follows:

Class 18 - Overtime – To cover the cost for overtime for personnel.

Classes 040 and 042 (Indirect Cost, & Additional Fringe Benefits) – Funds for each of these classes are based on a percentage of personnel costs associated with the Class 059 below.

Class 059 - Temp Full Time - The additional funds in class 59 will not be used to support any new positions. These funds are available in continued support of climate resilience work related to the AEP Settlement agreement. These funds will be used to supplement funding of the following position, which is currently budgeted:

Position #	Title	Funding Mix	Amount
14806	Resiliency and Adaptation Administrator	100% Other	\$39,933

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Class 060 - Benefits – The increase in Class 059 requires a corresponding increase of funds in Benefits.

We respectfully request your approval.



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Robert R. Scott, Commissioner