

State of New Hampshire

OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION

DIVISION OF ADMINISTRATION

7 Eagle Square

Concord, N.H. 03301

Telephone 603-271-2152 · Fax 603-271-0597

LINDSEY B. COURTNEY
Executive Director



June 17, 2021

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

REQUESTED ACTION

Authorize the Office of Professional Licensure and Certification (OPLC) to continue the 68% salary and benefit enhancements for OPLC pharmacy inspectors and investigators who administratively support the Board of Pharmacy, in an amount not to exceed \$245,000, upon Governor and Council approval through June 30, 2022, or until legislation currently proposed in HB2 (2021) permits the Office to convert these positions to unclassified positions, whichever occurs first. Enhancements for these positions have been approved by the Governor and Executive Council since September 22, 2004, with the most recent approval on October 7, 2020 (Item #23A) and approved through June 30, 2021. **Funding Source: 100% Other Income.**

Funding is contingent upon the availability and continued appropriation of funds for FY 2022.

	<u>FY 2022</u>
01-21-021-216010-33020000 Office of Professional Licensure and Certification, Division of Enforcement	
010 - Personal Services-Perm. Classified	\$225,000
060 - Benefits	\$20,000
	<u>\$245,000</u>

EXPLANATION

In accordance with RSA 99:8, in June 2008, the Governor and Executive Council (G&C) approved the Board of Pharmacy's request for a pharmacy wage enhancement of 30% for its pharmacy inspector and investigator positions. Since that time, G&C has continuously approved such requests, which were submitted initially by the Board of Pharmacy and thereafter by OPLC. Most recently, on October 7, 2020, the Governor and Executive Council (Item #23A) approved a 68% enhancement for the period ending June 30, 2021.

History of Board of Pharmacy / OPLC Pharmacist Enhancements

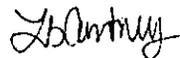
GOVERNOR & COUNCIL	ITEM #	ENHANCEMENT PERIOD	ENHANCEMENT %
09/22/2004 (HHS)	53	unknown	20%
05/02/2007	100	8/14/06 to 8/13/08 11/21/06 to 8/13/08	20% 10% TOTAL OF 30%
06/25/2008	234	8/14/08 to 8/13/10	30%
06/09/2010	161	8/14/10 to 8/13/12	30%
07/11/2012	76	8/14/12 to 8/13/14	30%
10/29/2014	49	8/14/14 to 8/13/16	30%
07/13/2016	16	8/14/16 to 8/13/18	30%
07/27/2018 & 10/03/2018	18 37A	8/14/18 to 8/13/20 8/14/18 to 10/2/20	30% 38% TOTAL OF 68%
10/07/2020	23A	10/3/20 to 6/30/21	68%

In June 2018, the Department of Corrections (DOC) analyzed the unclassified pharmacist salaries at the Department of Health and Human Services (DHHS) and determined that DOC's pharmacist salaries were 38% lower than the salaries of the pharmacists at DHHS. To ensure that DOC salaries were competitive in the marketplace, DOC requested and received approval from the Division of Personnel (DOP) and G&C to increase its pharmacists' salaries an additional 38%, bringing the DOC pharmacists' total enhancement to 68%, which was in line with the salaries of DHHS pharmacists. (Governor & Council 6/20/18, Item #79). In October 2018, based on the same reasoning as DOC and its organizational need to retain its pharmacy inspectors and investigators, OPLC followed suit and obtained approval from the Director of Personnel and G&C to increase the agency's total pharmacy enhancement for its three pharmacy inspector and investigators to a total of 68%. (Governor & Council 10/03/18, #37A). Most recently, OPLC obtained approval from Governor and Council to extend these enhancements through June 30, 2021. (Governor & Council, 10/07/20, #23A).

OPLC has sought to transition these positions to unclassified positions through HB 2. OPLC is seeking to extend the enhancements until such time as the three positions can be converted to unclassified positions.

OPLC appreciates your consideration of its request. Should OPLC not receive approval to pay the enhanced salaries, OPLC may struggle to retain its three pharmacy inspector and investigators.

Respectfully submitted,



Lindsey B. Courtney

Executive Director

Office of Professional Licensure & Certification

Richard, Jason

From: Rudis, Lorrie
Sent: Tuesday, June 22, 2021 1:13 PM
To: McLocklin, Stephen A.
Cc: Richard, Jason; Courtney, Lindsey
Subject: RE: request for approval-enhancement

Pharmacy/pharmacist inspectors is granted until the unclassified conversion.

All the best,

From: McLocklin, Stephen A. <Stephen.A.McLocklin@das.nh.gov>
Sent: Tuesday, June 22, 2021 8:15 AM
To: Rudis, Lorrie <Lorrie.A.Rudis@das.nh.gov>
Cc: Richard, Jason <jason.r.richard@oplc.nh.gov>; Courtney, Lindsey <Lindsey.B.Courtney@oplc.nh.gov>
Subject: RE: request for approval-enhancement

Hi Lorrie,

I had noticed that the DOP OPLC salary enhancement approval/authority was for 90 days, and after confirming it with Joe Bouchard, I suggested to Jason and Lindsey that at a minimum, the HB2 – approved conversion from classified to unclassified of the OPLC pharmacy/pharmacist inspector positions would take 9 months, possibly more.

Let me know if you have any questions or need anything else.

Thank-you,

Steve McLocklin
State of New Hampshire
Administrative Services – Budget Office
State House Annex - 25 Capitol Street, Room 116
Concord, NH 03301
stephen.mclocklin@das.nh.gov
PH: (603) 271-1443 Fax: (603) 271-6600

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From: Richard, Jason <jason.r.richard@oplc.nh.gov>
Sent: Monday, June 21, 2021 10:08 AM
To: Rudis, Lorrie <Lorrie.A.Rudis@das.nh.gov>
Cc: Courtney, Lindsey <Lindsey.B.Courtney@oplc.nh.gov>; McLocklin, Stephen A. <Stephen.A.McLocklin@das.nh.gov>
Subject: FW: request for approval-enhancement

Hi Director Rudis:

In discussing this item with our Business Supervisor and Lindsey, it is anticipated we may need longer than 90-days since it has to go before the Legislative Committee in charge of unclassified employees, as well as for HB 2 to pass which may

take a significant amount of time due to the significant differences between the House and Senate versions. He suggested we seek the approval up to 6/30/22, but we are putting in the provision in the attached G&C request that it will expire once the positions are moved to unclassified.

Thank you for considering this request to extend the approval through the end of FY22 so we don't have to keep going back for extensions until HB 2 and the Committee completes the process to move the 3 positions to unclassified over FY22.

Jason Richard
Business Administrator
NH Office of Professional Licensure & Certification
7 Eagle Square
Concord, NH 03301
Tel: (603) 271-0142

From: Courtney, Lindsey <Lindsey.B.Courtney@oplc.nh.gov>
Sent: Monday, June 21, 2021 10:01 AM
To: Richard, Jason <jason.r.richard@oplc.nh.gov>
Subject: FW: request for approval-enhancement

From: Rudis, Lorrie <Lorrie.A.Rudis@das.nh.gov>
Sent: Thursday, June 17, 2021 10:14 AM
To: Courtney, Lindsey <Lindsey.B.Courtney@oplc.nh.gov>; Moranti, Michael <Michael.J.Moranti@das.nh.gov>
Cc: Shevlin, Judith <Judith.A.Shevlin@oplc.nh.gov>; Rechy, Marianne R <Marianne.R.Rechy@das.nh.gov>; Lydick, Joanne (Mottola) <Joanne.L.Lydick@das.nh.gov>
Subject: RE: request for approval-enhancement

Greetings Lindsey,
Your extension for the enhancement of 68% for the pharmacy inspector's, for 90 days.

All the best,

From: Courtney, Lindsey <Lindsey.B.Courtney@oplc.nh.gov>
Sent: Thursday, June 17, 2021 9:56 AM
To: Rudis, Lorrie <Lorrie.A.Rudis@das.nh.gov>; Moranti, Michael <Michael.J.Moranti@das.nh.gov>
Cc: Shevlin, Judith <Judith.A.Shevlin@oplc.nh.gov>
Subject: request for approval-enhancement
Importance: High

Dear Director Rudis and Assistant Director Moranti:

The Office of Professional Licensure is seeking an extension of the 68% salary enhancement for its 3 pharmacy inspector positions noted below through 6/30/21. Before we can go to G&C, we need an approval by the Division of Personnel:

- Position # 14337 - Pharmacy Board Compliance Investigator / Inspector - LG 27
- Position # 22008 - Pharmacy Board Compliance Investigator / Inspector - LG 27

- Position # 17094 - Pharmacy Board Compliance Investigator / Inspector - LG 27

OPLC has sought a legislative change to move these positions to unclassified positions as part of the FY22-23 budget. This legislation is in HB2 and is anticipated to pass. The extension sought is only for the duration that it takes to undertake the salary assessment/survey and transition these positions to unclassified.

Thank you for your consideration,

Lindsey B. Courtney, J.D. | Executive Director
NH Office of Professional Licensure and Certification
7 Eagle Square, Suite 200, Concord, New Hampshire 03301
603.271.6985 (Office) 603.406.4018 (Cell) | lindsey.courtney@oplcnh.gov | www.oplc.nh.gov

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