



**New Jersey State Legislature
Office of Legislative Services
Office of the State Auditor**

Pinelands Commission

Fiscal Year 2011

**Stephen M. Eells
State Auditor**



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New Jersey State Legislature

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The Honorable Chris Christie
Governor of New Jersey

The Honorable Stephen M. Sweeney
President of the Senate

The Honorable Sheila Y. Oliver
Speaker of the General Assembly

Mr. Albert Porroni
Executive Director
Office of Legislative Services

Enclosed is our audit report of the Pinelands Commission for the fiscal year ended June 30, 2011. If you would like a personal briefing, please call me at (609) 847-3470.

Stephen M. Eells
State Auditor
June 26, 2012

**PINELANDS COMMISSION
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INDEPENDENT AUDITOR'S REPORT

We have audited the financial statements of the Pinelands Commission as listed in the accompanying table of contents as of and for the year ended June 30, 2011. These financial statements are the responsibility of the Pinelands Commission management. Our responsibility is to express an opinion on these financial statements based on our audit.

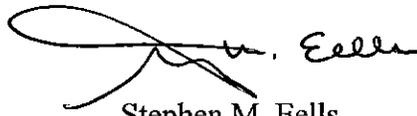
We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

As described in Note 1, the Pinelands Commission prepares its financial statements on a modified accrual basis, which is a comprehensive basis of accounting other than accounting principles generally accepted in the United States of America.

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of the Pinelands Commission as of June 30, 2011, and the changes in financial position and budgetary comparisons for the General Fund and special revenue funds for the year then ended in conformity with the basis of accounting described in Note 1.

In accordance with *Government Auditing Standards*, we have also issued our report dated May 7, 2012 on our consideration of the Pinelands Commission management's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* and should be considered in assessing the results of our audit.

Our audit was conducted for the purpose of forming an opinion on the financial statements of the Pinelands Commission. The accompanying Schedule of Expenditures of State Financial Assistance is presented for the purpose of additional analysis as required by State Treasury Circular Letter 04-04-OMB and is not a required part of the financial statements. Such information has been subjected to the auditing procedures applied in the audit of the financial statements and, in our opinion, is fairly stated in all material respects in relation to the financial statements taken as a whole.



Stephen M. Eells
State Auditor
May 7, 2012

PINELANDS COMMISSION
COMBINED BALANCE SHEET
ALL FUND TYPES AND ACCOUNT GROUPS
JUNE 30, 2011

	GOVERNMENTAL FUND TYPES		FIDUCIARY FUND TYPES	ACCOUNT GROUPS		TOTAL (Memorandum Only)
	GENERAL FUND	SPECIAL REVENUE FUNDS	PRIVATE PURPOSE TRUST FUNDS	GENERAL FIXED ASSETS	GENERAL LONG-TERM DEBT	
ASSETS						
Cash & Cash Equivalents	\$2,242,944	\$18,224,838	\$27,159			\$20,494,941
Receivables:						
Federal	72,355					72,355
Other	2,327					2,327
Prepaid Expenses	101					101
General Fixed Assets:						
Furniture & Equipment				\$1,198,964		1,198,964
Vehicles				85,759		85,759
Amount to be Provided for						
Retirement of Long-Term Liabilities					\$330,667	330,667
Due from Other Funds	327,311					327,311
Total Assets	\$2,645,038	\$18,224,838	\$27,159	\$1,284,723	\$330,667	\$22,512,425
LIABILITIES & FUND EQUITY						
Liabilities:						
Accounts Payable	\$82,721	\$18,640				\$101,361
Salaries Payable	93,790					93,790
Payroll Deductions Payable	30,140					30,140
Liabilities for Compensated						
Absences	33,219				\$330,667	363,886
Deferred Revenue:						
Other	73,630					73,630
State Financial Assistance		1,770,471				1,770,471
Escrows Held		5,000				5,000
Due to Other Funds		327,311				327,311
Total Liabilities	313,500	2,121,422	\$0	\$0	330,667	2,765,589
Fund Equity:						
Restricted For:						
Unemployment Compensation			7,933			7,933
Timber Rattlesnake Study	9,466					9,466
Rattlesnake Fencing	21,372					21,372
Katie Fund			19,226			19,226
Committed To:						
Pinelands Conservation		14,956,114				14,956,114
Kirkwood Cohansey Study		764,152				764,152
Encumbrances	21,890	383,150				405,040
Retiree's Health Benefits	824,879					824,879
Microfilming Project	66,801					66,801
Parcel Data	1,875					1,875
Building Improvements	42,381					42,381
Vehicular Replacements	20,131					20,131
Computer Replacements	224,045					224,045
Other	9,135					9,135
Investment in General Fixed Assets				1,284,723		1,284,723
Assigned To:						
Other	1,835					1,835
Subsequent Year's Expenditure	392,916					392,916
Unassigned Fund Balance	694,812					694,812
Total Fund Equity	2,331,538	16,103,416	27,159	1,284,723	0	19,746,836
Total Liabilities & Fund Equity	\$2,645,038	\$18,224,838	\$27,159	\$1,284,723	\$330,667	\$22,512,425

The accompanying Notes to the Financial Statements are an integral part of this Statement.

PINELANDS COMMISSION

COMBINED STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES
ALL GOVERNMENTAL AND FIDUCIARY FUND TYPES
FOR THE FISCAL YEAR ENDED JUNE 30, 2011

	GOVERNMENTAL FUND TYPES		FIDUCIARY FUND TYPES	TOTAL (Memorandum Only)
	GENERAL FUND	SPECIAL REVENUE FUNDS	PRIVATE PURPOSE TRUST FUNDS	
REVENUES				
State of New Jersey Appropriations	\$2,169,000			\$2,169,000
Fringe Benefits Paid by the State	687,000			687,000
State of New Jersey Supplemental Appropriations	150,000			150,000
Federal Grants	312,592			312,592
State Grants	1,000	\$672,208		673,208
Other Grants	33,790			33,790
Interest Income	4,802	39,123	\$127	44,052
Unemployment Deductions			4,627	4,627
Application Fees	440,805			440,805
Other	84,060		323	84,383
Total Revenues	3,883,049	711,331	5,077	4,599,457
EXPENDITURES				
Current:				
Personnel	3,708,113	425,608		4,133,721
Supplies	63,554	3,999		67,553
Services	205,615	579,035		784,650
Maintenance & Rent	25,760			25,760
Capital Outlay	2,260			2,260
Land Acquisition		709,042		709,042
Unemployment Compensation Claims			77,101	77,101
Total Expenditures	4,005,302	1,717,684	77,101	5,800,087
Excess (Deficiency) of Revenues Over Expenditures	(122,253)	(1,006,353)	(72,024)	(1,200,630)
Other Financing Sources (Uses):				
Operating Transfers Out	(15,000)	(63,527)		(78,527)
Operating Transfer In	63,527		15,000	78,527
Total Other Financing Sources (Uses)	48,527	(63,527)	15,000	0
Excess (Deficiency) of Revenues and Other Sources over Expenditures and Other Uses	(73,726)	(1,069,880)	(57,024)	(1,200,630)
Fund Balance - Beginning of the Year	2,405,262	17,173,295	84,184	19,662,741
Fund Balance - End of the Year	\$2,331,536	\$16,103,415	\$27,160	\$18,462,111

The accompanying Notes to the Financial Statements are an integral part of this Statement.

PINELANDS COMMISSION
COMBINED STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
GENERAL AND SPECIAL REVENUE FUND TYPES
BUDGET AND ACTUAL - BUDGETARY BASIS
FOR THE FISCAL YEAR ENDED JUNE 30, 2011

	GENERAL FUND				SPECIAL REVENUE FUNDS			
	ADOPTED BUDGET	FINAL BUDGET	ACTUAL	VARIANCE FAVORABLE (UNFAVORABLE)	ADOPTED BUDGET	FINAL BUDGET	ACTUAL	VARIANCE FAVORABLE (UNFAVORABLE)
REVENUES								
State of New Jersey Appropriations	\$2,169,000	\$2,169,000	\$2,169,000	\$0				
State Supplemental Appropriations			\$150,000	150,000				
Fringe Benefits Paid by the State	687,000	687,000	687,000	0				
Federal Grants	307,600	349,300	312,592	(36,708)				
State Grants			1,000	1,000	\$917,060	\$917,060	\$672,208	(\$244,852)
Other Grants	11,650	11,650	33,790	22,140				
Interest Income	7,000	7,000	4,802	(2,198)	47,200	47,200	39,123	(8,077)
Application Fees	450,000	450,000	440,805	(9,195)				
Anticipated from Reserves	11,480	11,480	11,733	253				
Pinelands Conservation Activities Reserves					1,482,200	1,482,200	1,068,626	(413,574)
Other	74,771	74,771	84,060	9,289				
Total Revenues	3,718,501	3,760,201	3,894,782	134,581	2,446,460	2,446,460	1,779,957	(666,503)
EXPENDITURES								
Current:								
Personnel	3,805,800	3,805,800	3,708,113	97,687	484,900	484,900	425,608	59,282
Supplies	87,100	87,100	63,853	23,247	10,600	10,600	3,999	6,601
Services	247,200	288,900	198,320	90,580	976,460	976,460	575,435	401,025
Maintenance & Rent	27,900	27,900	25,760	2,140				
Capital Outlay	5,000	5,000	2,260	2,740				
Land Acquisition					874,500	974,500	675,792	298,708
Total Expenditures	4,173,000	4,214,700	3,998,306	216,394	2,446,460	2,446,460	1,680,834	765,626
Other Financing Sources (Uses):								
Operating Transfers Out			(15,000)	(15,000)	(65,500)	(65,500)	(63,527)	1,973
Operating Transfer In	65,500	65,500	63,527	(1,973)				
Total Other Financing Sources (Uses)	65,500	65,500	48,527	(16,973)	(65,500)	(65,500)	(63,527)	1,973
Net Increase (Decrease) in Fund Balances	(\$388,999)	(\$388,999)	(\$54,997)	\$334,002	(\$65,500)	(\$65,500)	\$35,596	\$101,096

The accompanying Notes to the Financial Statements are an integral part of this Statement.

**PINELANDS COMMISSION
NOTES TO FINANCIAL STATEMENTS
FOR THE YEAR ENDED JUNE 30, 2011**

Note 1: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Description of the Reporting Entity - The Pinelands Commission was formed in 1979 by the Pinelands Protection Act. The Commission is charged with the development and implementation of the Comprehensive Management Plan for the Pinelands. It plays significant roles in monitoring the level and types of development that occur within the Pinelands, acquisition of land, planning, zoning, permitting, research and education. The Commission consists of 15 members. Seven are appointed by the Governor of New Jersey. Another seven are appointed by each of the counties within the Pinelands, i.e. Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester and Ocean. One member is appointed by the U.S. Secretary of the Interior. The Commission works closely with all levels of government, organizations and interested citizens to help them understand and implement the Pinelands Comprehensive Management Plan.

The primary criterion for including activities within the Commission's reporting entity, as set forth in Section 2100 of the GASB Codification of Governmental Accounting and Financial Reporting Standards, is the degree of oversight responsibility maintained by the Commission. Oversight responsibility includes financial interdependency, selection of governing authority, designation of management, ability to significantly influence operations and accountability for fiscal matters. The combined financial statements include all funds and account groups of the Commission over which the Board exercises operating control. There were no additional entities required to be included in the reporting entity under the criteria as described above, in the current fiscal year.

Basis of Presentation - The financial statements of the Pinelands Commission have been prepared on a modified accrual basis, which is a comprehensive basis of accounting other than generally accepted accounting principles. The more significant of the Commission's accounting policies are described in this note.

The accounts of the Commission are organized on the basis of funds and account groups, each of which is considered a separate accounting entity. The operations of each fund are accounted for with a separate set of self-balancing accounts that comprise its assets, liabilities, fund equity, revenues and expenditures or expenses, as appropriate. Government resources are allocated to and accounted for in individual funds based upon the purposes for which they are to be spent and the means by which spending activities are controlled. An account group, on the other hand, is a financial reporting device designed to provide accountability for certain assets and liabilities that are not recorded in the funds because they do not directly affect net expendable available financial resources.

The various funds and accounts are grouped into three fund types within two broad fund categories and two account groups as follows:

GOVERNMENTAL FUNDS

General Fund - The General Fund is the general operating fund of the Commission. It is used to account for all financial resources except those required to be accounted for in another fund.

Special Revenue Funds - The Special Revenue Funds are used to account for the proceeds of specific revenues, other than trusts, that are legally restricted to expenditures for specified purposes. The Commission utilizes the following three special revenue funds:

Pinelands Development Credit Fund - This fund is used to account for appropriations from the State of New Jersey that are restricted for purchasing Pinelands Development Credits through the Pinelands Development Credit Bank.

Kirkwood-Cohansey Aquifer Study Fund - This fund is used to account for monies transferred to the Commission from the "Water Supply Fund" by the State of New Jersey to fund the completion of a report on the assessment on how the future and current water supply needs within the pinelands area may be met while protecting the Kirkwood-Cohansey aquifer system.

Pinelands Conservation Fund - The Commission has reserved a portion of this fund for preservation of land and designated other portions to be used as an endowment for conservation planning/research and for community planning/design. The intention of the Commission is to use the proceeds of the endowments to fund or partly fund relevant activities without invading the principal amount.

FIDUCIARY FUNDS

Private Purpose Trust Funds - The Private Purpose Trust Funds are used to account for assets held by the Commission in a trustee capacity or as an agent on behalf of others. These include two Private Purpose Trust Funds, the Unemployment Compensation Insurance Fund and the "Katie" Fund. Private Purpose Trust Funds are accounted for in essentially the same manner as governmental funds. Private Purpose Trust Funds account for assets of which both the principal and interest may be spent.

ACCOUNT GROUPS

General Fixed Assets Account Group - Fixed assets used in governmental fund type operations (general fixed assets) are accounted for in the General Fixed Assets Account Group, rather than in governmental funds.

General Long-Term Debt Account Group - Long-term liabilities expected to be financed from governmental funds are accounted for in the General Long-Term Debt Account Group, not in the governmental funds. This includes the non-current portion of the liability for compensated absences.

Because of their spending measurement focus, expenditure recognition for governmental fund types is limited to exclude amounts represented by non-current liabilities. Since they do not affect net current assets, such long-term amounts are not recognized as governmental fund type expenditures or fund liabilities. They are instead reported as liabilities in the General Long-Term Debt Account Group.

Basis of Accounting and Measurement Focus - The modified accrual basis of accounting is used for measuring financial position and operating results of all governmental and fiduciary fund types. Under the modified accrual basis of accounting, revenues are recognized when they become both measurable and available. "Measurable" means the amount of the transaction can be determined and "available" means collectible within the current period or soon enough thereafter to be used to pay liabilities of the current period. Expenditures are recognized in the accounting period in which the fund liability is incurred, except for principal and interest on general long-term debt which are recorded when due.

Budgets/Budgetary Control - An annual appropriated budget is approved by the Commission each year for the General Fund and Special Revenue Funds. The budgets are prepared using the budgetary basis of accounting. Formal budgetary integration into the accounting system is employed as a management control device during the year. Encumbrance accounting is also employed as an extension of formal budgetary integration in the governmental fund types. Unencumbered appropriations lapse at fiscal year end.

The accounting records of the General Fund and Special Revenue Funds are maintained on the budgetary basis. The budgetary basis differs from modified accrual basis in that the budgetary basis recognizes encumbrances as expenditures and also recognizes increases/decreases in designations/reserves of fund balance, whereas the modified accrual basis does not. Sufficient supplemental records are maintained to allow for the presentation of modified basis financial reports.

The budget, as detailed on the Combined Statement of Revenues, Expenditures and Changes in Fund Balances - Budget and Actual - Budgetary Basis - General Fund and Special Revenue Funds, include all amendments to the adopted budget.

The following presents a reconciliation of the General Fund from the budgetary basis of accounting as presented in the Combined Statement of Revenues,

Expenditures and Changes in Fund Balances - Budget and Actual - General Fund to the modified accrual basis of accounting as presented in the Combined Statement of Revenues, Expenditures and Changes in Fund Balances - All Governmental and Fiduciary Fund Types (in thousands).

Net Increase (Decrease) in Fund Balances for the Year (Budgetary Basis)	\$ (55.0)
Adjustments:	
Less: Prior year encumbrances recognized as current year expenditures	(7.3)
Less: Net decrease in revenue recognized in previous years	(11.7)
Add: Current year encumbrances payable	<u>0.3</u>
Excess (Deficiency) of Revenues and Other Financing Sources over Expenditures and Other Financing Uses (Modified Accrual Basis)	<u>\$ (73.7)</u>

The following presents a reconciliation of the Special Revenue Funds from the budgetary basis of accounting as presented in the Combined Statement of Revenues, Expenditures and Changes in Fund Balances - Budget and Actual - Special Revenue Funds to the modified accrual basis of accounting as presented in the Combined Statement of Revenues, Expenditures and Changes in Fund Balances - All Governmental and Fiduciary Fund Types (in thousands).

Net Increase (Decrease) in Fund Balances for the Year (Budgetary Basis)	\$ 35.6
Adjustments:	
Less: Net decrease in designation due to revenue previously claimed	(1,068.6)
Less: Prior year encumbrances	(420.0)
Add: Current year encumbrances payable	<u>383.1</u>
Excess (Deficiency) of Revenues and Other Financing Sources over Expenditures and Other Financing Uses (Modified Accrual Basis)	<u>\$ (1,069.9)</u>

Encumbrances - Under encumbrance accounting purchase orders, contracts and other commitments for the expenditure of resources are recorded to reserve a portion of the applicable appropriation. Open encumbrances are reported as reservations of fund balances at fiscal year end as they do not constitute expenditures or liabilities but rather commitments related to unperformed contracts for goods and services.

Cash and Cash Equivalents - Cash and cash equivalents include petty cash, change funds, cash in banks and all highly liquid investments with a maturity of three months or less at the time of purchase and are stated at cost which approximates fair value. The Commission also participates in the State of New Jersey Cash Management Fund administered by the New Jersey Department of the Treasury, Division of Investments, wherein amounts contributed by the State as well as other local government units are combined into a large scale investment program.

Prepaid Expenses - Prepaid expenses represent payments made to vendors for services that will benefit periods beyond June 30, 2011.

Fixed Assets - General fixed assets are reflected as expenditures in the applicable governmental funds, and the related assets are reported in the General Fixed Assets Account Group. Expenditures which enhance the asset or significantly extend the useful life of the asset are considered improvements and are added to the fixed asset's currently capitalized cost. The cost of normal repairs and maintenance is not capitalized.

Compensated Absences - Compensated absences are those absences for which employees will be paid, such as vacation and sick leave. A liability for compensated absences that are attributable to services already rendered, and that are not contingent on a specific event that is outside the control of the Commission and its employees, is accrued as the employees earn the rights to the benefits. Compensated absences that relate to future services, or that are contingent on a specific event that is outside the control of the Commission and its employees, are accounted for in the period in which such services are rendered or in which such events take place.

In governmental funds, compensated absences that are expected to be liquidated with expendable available financial resources are reported as an expenditure and fund liability in the fund that will pay for the compensated absences. The remainder of the compensated absences liability is reported in the General Long-Term Debt Account Group.

Due from/to Other Funds - Amounts due from/to other funds represent monies owed from or to other funds. The General Fund disburses all the funds for expenditures incurred by all other funds, the monies are transferred between funds.

Deferred Revenue - Deferred revenue in the general and special revenue funds represents cash that has been received but not yet earned.

Fund Equity - Reserves represent those portions of fund equity not available for appropriation or legally segregated for a specific future use. Designated fund balances represent plans for future use of financial resources.

Total Columns on Combined Statements - Total columns are captioned "Memorandum Only" to indicate that they are presented only to facilitate financial analysis. Data in these columns do not present financial position, results of operations, or changes in financial position in conformity with accounting principles generally accepted in the United States of America, nor is such data comparable to a consolidation.

Note 2: CASH AND CASH EQUIVALENTS

GASB Statement No. 40, *Deposit and Investment Risk Disclosure*, requires that the Pinelands Commission disclose bank deposits that are subject to custodial credit risk. The custodial credit risk for deposits is the risk that, in the event of a failure of a depository financial institution, the Commission will not be able to recover deposits or will not be able to recover collateral securities that may be in the possession of an outside party. As of June 30, 2011 the Commission's confirmed bank balances amounted to \$113,151.50. Of this balance, none was exposed to custodial credit risk as uninsured and uncollateralized.

The balance of the Commission's cash and cash equivalents are deposited in the New Jersey Cash Management Fund. The Fund is governed by regulations of the State Investment Council, who prescribe standards designed to insure the quality of investments in order to minimize risk to the Funds' participants. An amount totaling \$20.5 million is deposited with the Fund as of June 30, 2011. The New Jersey Department of the Treasury, Division of Investments issues publicly available financial reports that include the financial statements of the State of New Jersey Cash Management Fund. The financial reports may be obtained by writing to the State of New Jersey, Department of the Treasury, Division of Investment, PO Box 290, Trenton, NJ 08625-0290.

Note 3: FIXED ASSETS

The following schedule is a summarization of general fixed assets by source as of June 30, 2011:

	Balance June 30, 2010	Additions	Deletions	Balance June 30, 2011
Furniture/Equipment	\$1,313,449	\$2,260	\$116,745	\$1,198,964
Vehicles	85,759			\$85,759
Total	<u>\$1,399,208</u>	<u>\$2,260</u>	<u>\$116,745</u>	<u>\$1,284,723</u>

Note 4: LEASES

Lease Obligations - At June 30, 2011, the Commission had operating lease agreements in effect for four copy machines. Future minimum rental payments under operating lease agreements are as follows:

Fiscal Year	Amount
2012	\$9,189
2013	\$2,279

Rental payments under operating leases for the fiscal year ended June 30, 2011 were \$12,086. Four lease agreements were entered into in fiscal year 2009, two of which are for a three-year term and two are for a four-year term. The two lease agreements for the three-year terms came to an end in fiscal year 2011 and the copiers were returned.

Note 5: RETIREMENT SYSTEM

The Commission contributes to a cost-sharing, multiple-employer defined benefit pension plan, the Public Employees' Retirement System (PERS), which is administered by the New Jersey Division of Pensions and Benefits. This plan provides retirement, death and disability, and medical benefits to qualified members. Vesting and benefit provisions are established by N.J.S.A. 43:15A and 43:3B. The plan has a Board of Trustees that is primarily responsible for its administration. The Division issues a publicly available financial report that includes financial statements and required supplementary information. That report may be obtained by writing to:

State of New Jersey
 Division of Pensions and Benefits
 P.O. Box 295
 Trenton, New Jersey 08625-0295

The contribution requirements of plan members are determined by State statute. In accordance with P.L. 1994, Chapter 62, as amended P.L. 2007, Chapter 103 plan members enrolled in the Public Employees' Retirement System are required to contribute 5.5% of their annual covered salary. Employer contributions to the plan are determined actuarially and are billed by the plan administrator. The Commission's contributions to the plan, equal to the required contributions, were as follows:

Fiscal Year	<u>PERS</u>	
2011	\$389,099.00	(\$245,471) **
2010	\$292,434	(\$177,009) **
2009	\$270,274	(\$177,009) **
2008	\$244,476	(\$48,895) *
2007	\$177,514	(\$71,006) *

*Funded by the Pension Security Act Credit

** Funded by New Jersey interdepartmental accounts

Note 6: HEALTH CARE BENEFITS

The Commission provides health care benefits through the New Jersey State Health Benefits Program to all continuing employees who are scheduled to work 25 or more hours per week, along with their spouses and eligible dependents. Expenditures for health care benefits are recognized on a pay-as-you-go basis.

Beginning October 2008, employees enrolled in the New Jersey State Health Benefits Program are required to contribute 1.5% of their bi-weekly salary. The balance of the monthly health care benefits premium is paid by the Commission, who receives a partial reimbursement from the New Jersey interdepartmental accounts. Beginning in the next fiscal year, employee contribution rates will change under Chapter 78, P.L. 2011. Employees covered by other health insurance can elect to waive coverage and receive \$1,000 annually. The Commission's health care benefits premiums, including employee coinsurance, are as follows:

Fiscal Year	Health Care Costs			
	Premium	Commission	Coinsurance	Interdepartmental
2011	\$586,260	\$199,799	\$39,719	\$346,742 *
2010	\$642,944	\$141,832	\$45,864	\$455,248 *
2009	\$616,708	\$126,774	\$34,686	\$455,248 *
2008	\$678,309	\$424,309		\$254,000 *
2007	\$669,157	\$415,157		\$254,000 *

* Funded by New Jersey interdepartmental accounts

Note 7: POST EMPLOYMENT BENEFITS

In addition to the pension benefits described in Note 5, the Commission provides post-retirement health care benefits, in accordance with State statutes, to all employees who retire from the Commission after accumulating 25 years of credited service of which at least seven years are Commission employment. Expenditures for post-retirement health care benefits are recognized on a pay-as-you-go basis. During the fiscal year ended June 30, 2011, expenditures of \$145,620.25 and Medicare Part B payments of \$4,627 were recognized for post-retirement health care of which \$94,787 was funded by the New Jersey interdepartmental accounts. The Commission has committed a portion of the unassigned fund balance (see Note 10) as a funding source for post-employment benefits.

Note 8: RISK MANAGEMENT

The Commission is exposed to various risks of loss related to torts; theft of, damage to, and destruction of assets; errors and omissions; injuries to employees; and natural disasters.

Property and Liability Insurance - The Commission maintains commercial insurance coverage for property, liability and surety bonds.

New Jersey Unemployment Compensation Insurance - In 1979, the Commission elected to fund its New Jersey Unemployment Compensation Insurance under the "Benefit Reimbursement Method". Under this plan, the Commission is required to reimburse the New Jersey Unemployment Trust Fund for benefits paid to its former employees and charged to its account with the State. The Commission is billed

quarterly for amounts due to the State. The following is a summary of employee contributions, reimbursements to the State for benefits paid and the ending balance of the Commission's trust fund for the current and previous four years:

Fiscal Year	Employee Contributions	Amount Reimbursed	Funding Balance*
2011	\$4,627.06	\$77,101.00	\$7,933.29 **
2010	\$3,011.75	\$11,976.49	\$65,318.71
2009	\$5,017.34	\$10,940.00	\$74,030.75
2008	\$4,854.67	\$99.69	\$78,903.59
2007	\$4,916.53	\$0.00	\$71,225.76

* Includes annual interest income

**Includes employer contribution of \$15,000

Note 9: COMPENSATED ABSENCES

The Commission's policy states that employees are entitled, upon termination, to the current year's unused vacation time in addition to any unused vacation time previously earned up to a maximum of 30 days. In addition, employees are eligible at retirement to receive payment for one-half of their accumulated sick leave up to a maximum of \$15,000. Unused vacation time expected to be taken in the succeeding fiscal year in the amount of \$33,219.30 has been recorded as a liability in the General Fund on the accompanying balance sheet.

A liability for vested compensated absences has also been established in the General Long-Term Debt Account Group as the benefits accrue to employees. As of June 30, 2011, the estimated long-term liability for compensated absences was \$330,666.70.

Note 10: GASB #54 FUND BALANCE DISCLOSURES

In accordance with Government Accounting Standards Board 54, Fund Balance Reporting and Governmental Fund Type Definitions, the Pinelands Commission classifies governmental fund balances as follows:

- Nonspendable - includes fund balance amounts that cannot be spent either because it is not in spendable form or because of legal or contractual constraints.
- Restricted - includes fund balance amounts that are constrained for specific purposes which are externally imposed by external parties, constitutional provision or enabling legislation.
- Committed - includes fund balance amounts that are constrained for specific purposes that are internally imposed by the government through formal action of the highest level of decision making authority and does not lapse at year-end.

- Assigned - includes fund balance amounts that are intended to be used for specific purposes that are neither considered restricted nor committed. Fund Balance may be assigned by the Executive Director.
- Unassigned - includes balance within the General Fund that has not been classified within the above mentioned categories and negative fund balances in other governmental funds.

Specific reservation of fund balances are described below:

RESTRICTED FOR:

Unemployment Compensation - This reserve was established with funds contributed by employees and used to reimburse the State for benefits paid.

Timber Rattlesnake Study - This reserve was created as a result of a settlement in order to fund an escrow for the study and monitoring of the timber rattlesnakes in and near a particular development site.

Rattlesnake Fencing - This reserve was created to account for funds restricted for possible future fencing necessitated by the above rattlesnake study.

Katie Fund - The Kathleen M. Lynch-van de Sande Fund consists of contributions from the public which are dedicated to the support of reforestation and vegetation activities in the Pinelands and to further educational programs and projects that enhance the understanding of the Pinelands National Reserve.

COMMITTED TO:

Pinelands Conservation Fund - This reserve was established with funds provided by the Atlantic Electric Co. as a result of the proposed electric transmission line project to further the Pinelands protection program and ensure a greater level of protection for the unique resources of the Pinelands area.

Kirkwood Cohansey Study - This reserve was created from funds from the Water Supply Fund to assess and prepare a report on the key hydrological and ecological information needed to determine how the current and future water supply needs with the Pinelands may be met while protecting the Kirkwood Cohansey aquifer system and avoiding any adverse ecological impact.

Encumbrances - The reserve for encumbrances was created to represent encumbrances outstanding at the end of the year based on purchase orders and contracts signed by the Commission but not completed as of the close of the fiscal year.

Retirees' Health Benefits - This is a designation of fund balance that the Commission approved to fund future retirees' health benefits.

Microfilming Project - This is a designation of fund balance that the Commission approved for the microfilming or imaging of Commission records and documents.

Parcel Data - This is a designation of fund balance that the Commission approved for the creation and maintenance of parcel data in a geographical imaging system.

Building Improvements - This is a designation of fund balance that the Commission approved to fund building improvements.

Vehicle Replacements - This is a designation of fund balance that the Commission approved to replace existing Commission motor vehicles.

Computer Replacements - This is a designation of fund balance that the Commission approved to replace obsolete computer hardware and software.

Other - This represents designations of fund balance that the Commission approved for various projects, such as educational activities.

ASSIGNED TO:

Other - This represents designations of fund balance that the Commission intends to utilize for various projects, such as Pinelands poster reprinting and service awards.

Subsequent Year's Expenditures - This designation of fund balance has been appropriated and included as anticipated revenue for the year ending June 30, 2012.

UNASSIGNED FUND BALANCE:

Unassigned - This represents the portion of fund balance resources available for appropriation.

Note 11: CONCENTRATION OF CREDIT RISK

The Commission receives a significant portion of its total revenues from the State of New Jersey. Since these revenues are subject to annual appropriation, any reduction in the amount appropriated in the State's budget will have a material impact on the operations of the Commission. A comparison of annual operating revenues is shown below:

<u>Fiscal Year</u>	<u>Total State Aid Revenues</u>	<u>General Fund Revenues *</u>	<u>Percentage</u>
2011	\$3,006,000	\$3,946,577	76%
2010	\$3,180,000	\$4,203,260	76%
2009	\$3,305,000	\$4,874,354	68%
2008	\$3,613,650	\$4,960,052	73%
2007	\$3,502,000	\$5,162,330	68%

* Includes transfers from other funds

Supplementary Information

PINELANDS COMMISSION
SCHEDULE OF EXPENDITURES OF STATE FINANCIAL ASSISTANCE
FOR THE FISCAL YEAR ENDED JUNE 30, 2011

Grants/Pass Through Grants/Program Title	State Grant or GMS Number	Program or Award Amount	Grant Period		Accounts Receivable 06/30/10	Deferred Revenue 06/30/10	Cash Received	Expenditures	Accounts Receivable 06/30/11	Deferred Revenue 06/30/11
			From	To						
Department of Environmental Protection										
State Aid	100-042-4800-082	\$2,169,000	7/1/2010	6/30/2011			\$2,169,000	\$2,169,000		
Supplemental State Aid	100-042-4800-082	\$150,000	7/1/2010	6/30/2011			150,000	150,000		
Pinelands Development Credit Purchases	100-042-4800-324	\$13,000,000	7/1/1999	Completion		\$1,759,200				\$1,759,200
Kirkwood-Cohansey Aquifer Assessment	100-042-4840-077	\$5,500,000	1/1/2002	Completion		683,480		672,208		11,271
Interdepartmental Accounts										
State Aid-Fringe Benefits	100-094-9410-011	\$687,000.00	7/1/2010	6/30/2011			687,000	687,000		
Department of Banking and Insurance										
PDC Bank Program - Services	100-014-3180-004-3890	\$1,000	7/1/2010	6/30/2011		1,000		1,000		
Total State Assistance					\$0	\$2,443,680	\$3,006,000	\$3,679,208	\$0	\$1,770,471

See Report and the Notes to the Schedule of Expenditures of State Financial Assistance.

**PINELANDS COMMISSION
NOTES TO THE SCHEDULE OF EXPENDITURES OF
STATE FINANCIAL ASSISTANCE
FOR THE FISCAL YEAR ENDED JUNE 30, 2011**

Note 1. GENERAL

The accompanying Schedule of Expenditures of State Financial Assistance presents the activity of all state financial assistance programs of the New Jersey Pinelands Commission. The Commission is defined in Note 1 to the financial statements. All state financial assistance received directly from state agencies is included on the Schedule of Expenditures of State Financial Assistance.

Note 2. BASIS OF ACCOUNTING

The accompanying Schedule of Expenditures of State Financial Assistance is presented using the modified accrual basis of accounting. This basis of accounting is described in Note 1 to the Commission's general-purpose financial statements.

Note 3. RELATIONSHIP TO FINANCIAL STATEMENTS

Amounts reported in the accompanying schedule agree with amounts reported in the Commission's financial statements.

Note 4. RELATIONSHIP TO STATE FINANCIAL REPORTS

Amounts reported in the accompanying schedule agree with the amounts reported in the related state financial reports.

Note 5. MAJOR PROGRAMS

Major programs are identified in the *Summary of Auditor's Results* section of the Schedule of Findings and Questioned Costs.

Pinelands Commission

**Report on Internal Control over Financial Reporting and on Compliance
and Other Matters Based on an Audit of Financial Statements Performed
in Accordance with *Government Auditing Standards***

For Fiscal Year Ended June 30, 2011



ASSEMBLYMAN
JOSEPH J. ROBERTS, JR.
Chairman

SENATOR
THOMAS H. KEAN, JR.
Vice-Chairman

SENATE

ANDREW R. CIESLA
RICHARD J. CODEY
NIA H. GILL
ROBERT M. GORDON
SEAN T. KEAN
JOSEPH M. KYRILLOS, JR.
LORETTA WEINBERG

GENERAL ASSEMBLY

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JOHN J. BURZICHELLI
ALEX DECROCE
ALISON LITTELL MCHOSE
JOAN M. QUIGLEY
BONNIE WATSON COLEMAN

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Assistant State Auditor

JOHN J. TERMYNA
Assistant State Auditor

New Jersey State Legislature

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ALBERT PORRONI
Executive Director
(609) 292-4625

The Honorable Chris Christie
Governor of New Jersey

The Honorable Stephen M. Sweeney
President of the Senate

The Honorable Sheila Y. Oliver
Speaker of the General Assembly

Mr. Albert Porroni
Executive Director
Office of Legislative Services

REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON
COMPLIANCE AND OTHER MATTERS BASED ON AN AUDIT OF
FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE
WITH GOVERNMENT AUDITING STANDARDS

We have audited the financial statements of the Pinelands Commission as of and for the year ended June 30, 2011 and have issued our report thereon dated May 7, 2012. The Pinelands Commission prepares its financial statements on a modified accrual basis, which is a comprehensive basis of accounting other than accounting principles generally accepted in the United States of America. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States.

Internal Control Over Financial Reporting

Management of the Pinelands Commission is responsible for establishing and maintaining effective internal control over financial reporting. In planning and performing our audit, we considered the Pinelands Commission's internal control over financial reporting as a basis for designing our auditing procedures for the purpose of expressing our opinion on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the Pinelands

Commission's internal control over financial reporting. Accordingly, we do not express an opinion on the effectiveness of the Pinelands Commission's internal control over financial reporting.

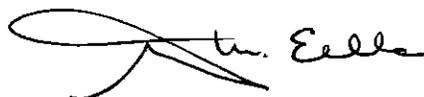
A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct misstatements on a timely basis. A material weakness is a deficiency, or combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis.

Our consideration of internal control over financial reporting was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control over financial reporting that might be deficiencies, significant deficiencies, or material weaknesses. We did not identify any deficiencies in internal control over financial reporting that we consider to be material weaknesses, as defined above.

Compliance and Other Matters

As part of obtaining reasonable assurance about whether the Pinelands Commission's financial statements are free of material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

This report is intended solely for the information and use of the management of the Pinelands Commission and the State of New Jersey, the Legislature, and state awarding agencies and is not intended to be and should not be used by anyone other than these specified parties.



Stephen M. Eells
State Auditor
May 7, 2012

Pinelands Commission

**Report on Compliance with Requirements
That Could Have a Direct and Material Effect on
Each Major Program and on Internal Control over Compliance
in Accordance with New Jersey Department of the Treasury
Circular Letter 04-04-OMB**

For the Fiscal Year Ended June 30, 2011



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Chairman

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Vice-Chairman

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Executive Director
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REPORT ON COMPLIANCE WITH REQUIREMENTS
THAT COULD HAVE A DIRECT AND MATERIAL EFFECT
ON EACH MAJOR PROGRAM AND ON INTERNAL
CONTROL OVER COMPLIANCE IN ACCORDANCE WITH
NEW JERSEY DEPARTMENT OF THE TREASURY
CIRCULAR LETTER 04-04-OMB

Compliance

We have audited the Pinelands Commission's compliance with the types of compliance requirements described in the New Jersey Grant Compliance Supplement that could have a direct and material effect on each of its major state programs for the year ended June 30, 2011. The Pinelands Commission's major state programs are identified in the summary of auditor's results section of the accompanying schedule of findings and questioned costs. Compliance with the requirements of laws, regulations, contracts, and grants applicable to each of its major state programs is the responsibility of the Pinelands Commission's management. Our responsibility is to express an opinion on the Pinelands Commission's compliance based on our audit.

We conducted our audit of compliance in accordance with auditing standards generally accepted in the United States of America; the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States; and

State Treasury Circular Letter 04-04-OMB. These standards and State Treasury Circular Letter 04-04-OMB require that we plan and perform the audit to obtain reasonable assurance about whether noncompliance with the types of compliance requirements referred to above that could have a direct and material effect on a major state program occurred. An audit includes examining, on a test basis, evidence about the Pinelands Commission's compliance with those requirements and performing such other procedures as we considered necessary in the circumstances. We believe that our audit provides a reasonable basis for our opinion. Our audit does not provide a legal determination of the Pinelands Commission's compliance with those requirements.

In our opinion, the Pinelands Commission complied, in all material respects, with the compliance requirements referred to above that could have a direct and material effect on each of its major state programs for the year ended June 30, 2011.

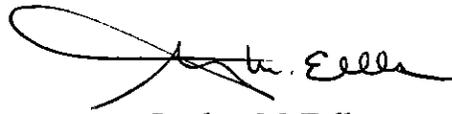
Internal Control Over Compliance

Management of the Pinelands Commission is responsible for establishing and maintaining effective internal control over compliance with requirements of laws, regulations, contracts, and grants applicable to state programs. In planning and performing our audit, we considered the Pinelands Commission's internal control over compliance with the requirements that could have a direct and material effect on a major state program to determine the auditing procedures for the purpose of expressing our opinion on compliance and to test and report on internal control over compliance in accordance with State Treasury Circular Letter 04-04-OMB, but not for the purpose of expressing an opinion on the effectiveness of internal control over compliance. Accordingly, we do not express an opinion on the effectiveness of the Pinelands Commission's internal control over compliance.

A deficiency in internal control over compliance exists when the design or operation of a control over compliance does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, noncompliance with a type of compliance requirement of a state program on a timely basis. A material weakness in internal control over compliance is a deficiency, or combination of deficiencies, in internal control over compliance, such that there is a reasonable possibility that material noncompliance with a type of compliance requirement of a state program will not be prevented, or corrected and detected, on a timely basis.

Our consideration of internal control over compliance was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control over compliance that might be deficiencies, significant deficiencies, or material weaknesses. We did not identify any deficiencies in internal control over compliance that we consider to be material weaknesses, as defined above.

This report is intended solely for the information and use of the management of the Pinelands Commission and the State of New Jersey, the Legislature, and state awarding agencies and is not intended to be and should not be used by anyone other than these specified parties.

A handwritten signature in black ink, appearing to read "Stephen M. Eells". The signature is fluid and cursive, with a large loop at the beginning.

Stephen M. Eells
State Auditor
May 7, 2012

**PINELANDS COMMISSION
SCHEDULE OF FINDINGS AND QUESTIONED COSTS
FISCAL YEAR ENDED JUNE 30, 2011**

Part I - Summary of Auditor's Results

Financial Statements

Type of auditor's report issued:	Unqualified	
Internal control over financial reporting:		
Material weakness(es) identified?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Significant deficiency(ies) identified that are not considered to be material weaknesses?	None Reported	
Noncompliance material to financial statements noted?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

Federal Awards Section

Federal Awards Section is not applicable; The Pinelands Commission did not meet the \$500,000 threshold for federal single audit.

State Awards Section

Internal control over major programs:		
Material weakness(es) identified?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Significant deficiency(ies) identified that are not considered to be material weaknesses?	None Reported	
Type of auditor's report on compliance for major programs:	Unqualified	
Any audit findings disclosed that are required to be reported in accordance with State Circular Letter 04-04-OMB	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

**PINELANDS COMMISSION
SCHEDULE OF FINDINGS AND QUESTIONED COSTS
FISCAL YEAR ENDED JUNE 30, 2011**

Part I - Summary of Auditor's Results (continued):

Identification of major programs:

<u>State Program Number</u>	<u>Name of State Program</u>
100-042-4800-082	State of New Jersey Appropriation
100-094-9410-011	State Aid - Fringe Benefits
100-042-4840-077	Kirkwood-Cohansey Aquifer Assessment

Part II - Schedule of Financial Statement Findings

No compliance or internal control over financial reporting findings were noted that are required to be reported under *Government Auditing Standards*.

Part III - Schedule of State Awards Findings and Questioned Costs

The audit disclosed no findings or questioned costs for the current period.

**PINELANDS COMMISSION
SUMMARY SCHEDULE OF PRIOR AUDIT FINDINGS AND QUESTIONED COSTS
FISCAL YEAR ENDED JUNE 30, 2011**

Finding No.	Condition	Status
2010-1	Custodial Credit Risk	Complied