

DEPARTMENT OF COMMUNITY AFFAIRS
OVERVIEW

Mission

The Department of Community Affairs' (DCA) organizational purpose is perhaps the broadest of all the executive agencies. It functions in a variety of ways to help communities to be safe, healthy, economically viable and attractive to residents and visitors alike. The Department offers its resources to local officials, nonprofit community organizations, businesses and individuals and responds to all 566 municipalities' need to contend with the mandates of change that are critical to sustaining and improving the quality of life in the state. DCA delivers administrative guidance, financial support, technical assistance and other services to address ongoing issues of public concern including fire and building safety, housing assistance, community planning and development and local government management and finance.

Goals

In keeping true to its mission, DCA is divided into five divisions designed to ensure safe, affordable housing and sustainable, environmentally conscious development, and to provide resources for local governments and women. The divisions within DCA are: the Division of Codes and Standards, the Division of Fire Safety, the Division of Housing and Community Resources, the Division of Local Government Services and the Division on Women.

Organizationally, the DCA also includes the following in-but-not-of affiliate agencies that receive funding through the State Budget: the New Jersey Historic Trust, the Government Records Council and the Council on Affordable Housing. DCA's affiliate, the New Jersey

Housing and Mortgage Finance Agency, works in close cooperation with DCA's housing program and relies on its own capital funding.

Budget Highlights

The Fiscal 2012 Budget for the Department of Community Affairs totals \$724.9 million, a decrease of \$11.7 million, or 1.6% under the fiscal 2011 adjusted appropriation of \$736.5 million. This reduction is primarily taken as a \$10 million reduction in municipal aid and a \$1.2 million reduction to the Council on Affordable Housing.

Municipal Aid

The Fiscal 2012 Budget provides over \$1.4 billion in municipal aid to New Jersey's 566 municipalities, nearly \$661 million of which is budgeted in the Department of Community Affairs. In fiscal 2012, \$505.4 million is recommended for Consolidated Municipal Property Tax Relief Aid (CMPTRA). In addition, a portion of the CMPTRA appropriation will be diverted to support municipal aid provided from the Energy Tax Receipts Property Tax Relief Fund, appropriated at \$788.5 million in the Department of the Treasury. Combined, these two programs provide nearly \$1.3 billion to municipal governments.

This Budget also recommends \$149 million for the Transitional Aid to Localities program, representing a \$10 million decrease from the previous year. The Department awards Transitional Aid through a competitive application process and requires recipient municipalities to submit to additional State oversight and implement cost controls and reforms that will reduce their reliance on this aid in the future.

DEPARTMENT OF COMMUNITY AFFAIRS
SUMMARY OF APPROPRIATIONS BY FUND
(thousands of dollars)

Year Ending June 30, 2010					Year Ending June 30, 2012		
Orig. & (S) Supplemental	Reapp. & (R) Recpts.	Transfers & (E) Emergencies	Total Available	Expended	2011 Adjusted Approp.	Requested	Recommended
GENERAL FUND							
37,515	20,526	-5,755	52,286	49,081	38,848	37,194	37,194
37,235	1,365	7,061	45,661	30,167	21,220	21,220	21,220
186,465	217	43,351	230,033	213,376	164,600	154,600	154,600
261,215	22,108	44,657	327,980	292,624	224,668	213,014	213,014
PROPERTY TAX RELIEF FUND							
829,688	8,246	-240,798	597,136	581,935	511,861	511,861	511,861
829,688	8,246	-240,798	597,136	581,935	511,861	511,861	511,861
1,090,903	30,354	-196,141	925,116	874,559	736,529	724,875	724,875
<i>Total Appropriation, Department of Community Affairs</i>							

SUMMARY OF APPROPRIATIONS BY PROGRAM
(thousands of dollars)

Year Ending June 30, 2010					Year Ending June 30, 2012		
Orig. & (S) Supplemental	Reapp. & (R) Recpts.	Transfers & (E) Emergencies	Total Available	Expended	2011 Adjusted Approp.	Requested	Recommended
DIRECT STATE SERVICES - GENERAL FUND							
Community Development Management							
7,002	1,533	-68	8,467	8,467	7,795	7,795	7,795
4,808	525	267	5,600	5,195	4,586	3,021	3,021
10,001	5,931	1,474	17,406	17,405	11,577	11,577	11,577
---	1,038	---	1,038	1,038	---	---	---
349	85	---	434	433	385	385	385

COMMUNITY AFFAIRS

Year Ending June 30, 2010					Year Ending June 30, 2012			
Orig. & (S)Supplemental	Reapp. & (R)Recpts.	Transfers & (E)Emergencies	Total Available	Expended		2011 Adjusted Approp.	Requested	Recommended
6,770	11,003	-7,054	10,719	8,292	Uniform Fire Code	7,057	7,057	7,057
28,930	20,115	-5,381	43,664	40,830	<i>Subtotal</i>	31,400	29,835	29,835
Economic Planning and Development								
1,789	---	-294	1,495	1,359	Office of Smart Growth	616	616	616
1,789	---	-294	1,495	1,359	<i>Subtotal</i>	616	616	616
Social Services Programs								
337	---	-75	262	262	Community Resources	182	100	100
948	12	-114	846	825	Women's Programs	949	949	949
1,285	12	-189	1,108	1,087	<i>Subtotal</i>	1,131	1,049	1,049
State Subsidies and Financial Aid								
2,703	399	336	3,438	3,224	Local Government Services	2,949	2,949	2,949
2,703	399	336	3,438	3,224	<i>Subtotal</i>	2,949	2,949	2,949
Management and Administration								
2,808	---	-227	2,581	2,581	Administration and Support Services	2,752	2,745	2,745
2,808	---	-227	2,581	2,581	<i>Subtotal</i>	2,752	2,745	2,745
37,515	20,526	-5,755	52,286	49,081	<i>Total Direct State Services - General Fund</i>	38,848	37,194	37,194
37,515	20,526	-5,755	52,286	49,081	TOTAL DIRECT STATE SERVICES	38,848	37,194	37,194
GRANTS-IN-AID - GENERAL FUND								
Community Development Management								
919	144	---	1,063	749	Housing Code Enforcement	919	919	919
20,160	706	7	20,873	6,286	Housing Services	6,660	6,660	6,660
8,571	170	7,054	15,795	15,422	Uniform Fire Code	8,571	8,571	8,571
---	125	---	125	125	New Jersey Meadowlands Commission	---	---	---
29,650	1,145	7,061	37,856	22,582	<i>Subtotal</i>	16,150	16,150	16,150
Social Services Programs								
4,770	---	---	4,770	4,770	Community Resources	2,990	2,990	2,990
2,815	---	---	2,815	2,815	Women's Programs	2,080	2,080	2,080
7,585	---	---	7,585	7,585	<i>Subtotal</i>	5,070	5,070	5,070
State Subsidies and Financial Aid								
---	220	---	220	---	Local Government Services	---	---	---
---	220	---	220	---	<i>Subtotal</i>	---	---	---
37,235	1,365	7,061	45,661	30,167	<i>Total Grants-In-Aid - General Fund</i>	21,220	21,220	21,220
37,235	1,365	7,061	45,661	30,167	TOTAL GRANTS-IN-AID	21,220	21,220	21,220

Year Ending June 30, 2010					Year Ending June 30, 2012			
Orig. & (S)Supple- mental	Reapp. & (R)Recpts.	Transfers & (E)Emer- gencies	Total Available	Expended		2011 Adjusted Approp.	Requested	Recom- mended
					STATE AID - GENERAL FUND			
					Community Development Management			
28,925	25	-300	28,650	15,334	Housing Services	---	---	---
28,925	25	-300	28,650	15,334	<i>Subtotal</i>	---	---	---
					State Subsidies and Financial Aid			
157,540	192	43,651	201,383	198,042	Local Government Services	164,600	154,600	154,600
157,540	192	43,651	201,383	198,042	<i>Subtotal</i>	164,600	154,600	154,600
186,465	217	43,351	230,033	213,376	Total State Aid - General Fund	164,600	154,600	154,600
					STATE AID - PROPERTY TAX RELIEF FUND			
					State Subsidies and Financial Aid			
829,688	8,246	-240,798	597,136	581,935	Local Government Services	511,861	511,861	511,861
829,688	8,246	-240,798	597,136	581,935	<i>Subtotal</i>	511,861	511,861	511,861
829,688	8,246	-240,798	597,136	581,935	Total State Aid - Property Tax Relief Fund	511,861	511,861	511,861
1,016,153	8,463	-197,447	827,169	795,311	TOTAL STATE AID	676,461	666,461	666,461
1,090,903	30,354	-196,141	925,116	874,559	Total Appropriation, Department of Community Affairs	736,529	724,875	724,875

40. COMMUNITY DEVELOPMENT AND ENVIRONMENTAL MANAGEMENT

41. COMMUNITY DEVELOPMENT MANAGEMENT

OBJECTIVES

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| <ol style="list-style-type: none"> 1. To continue balanced housing activities throughout the state by providing grants and technical assistance to municipalities for the establishment of neighborhood rehabilitation programs, the development of revitalization strategies, planning and sustainable development concepts, and construction of low- and moderate-income housing. 2. To provide for the protection of the health, safety, welfare, and rights of the residents of the state's rooming and boarding homes. 3. To preserve the existing multi-family housing stock in the state and protect the health and safety of the occupants. 4. To protect the public safety by ensuring that all buildings constructed in New Jersey meet required uniform construction standards. 5. To ensure that all the areas of the state are protected by a uniform, minimum fire safety code and that uniform and thorough fire safety inspections protect the public and firefighters in buildings which pose a serious life safety hazard. To serve as the lead State fire service agency. 6. To protect purchasers of units in condominiums, cooperatives, retirement communities, and other planned real estate developments by regulating such developments and requiring full and fair disclosure in their disposition; protect the residents of continuing care retirement communities from a | <p>provider becoming insolvent or unable to provide responsible care.</p> <ol style="list-style-type: none"> 7. To provide rental assistance payments to low-income families and rehabilitation of existing housing units, with a special emphasis on services to the mentally and physically challenged. 8. To maximize the effectiveness of existing landlord/tenant laws and regulations through programs of information, education, training, outreach and enforcement; perform functions mandated by the Truth in Renting Act and tenants' rights legislation. 9. To continue providing to the residents of the state the opportunity to acquire low- and moderate-income housing through the efforts of the Council on Affordable Housing. 10. Address the needs of the homeless through prevention measures and by providing adequate shelter through rehabilitation and expansion of existing shelters. 11. Within the Meadowlands District, to continue to acquire open space for permanent preservation, enhance environmentally sensitive wetland areas, develop active and passive recreational opportunities, redevelop brownfields properties, and enhance wildlife habitats. 12. To prevent injuries to persons and damage to property from liquefied petroleum gases, and to prevent injuries and fatalities to the public on carnival amusement rides and ski lifts. |
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COMMUNITY AFFAIRS

PROGRAM CLASSIFICATIONS

01. **Housing Code Enforcement.** Inspects, registers, and issues appropriate certificates of registration and occupancy for hotels, motels, and multiple dwellings; encourages participation in the cooperative housing inspection program; and maintains a statewide inventory of hotels and multiple dwellings.
02. **Housing Services.** Provides services in such areas as the Affordable Housing program (Fair Housing Act of 1985, C.52:27D-10), the regulation of limited dividend and non-profit housing agencies (C.55:16-1 et seq.), assistance to established housing authorities (C.55:14A-1) and redevelopment agencies (C.40:55C-1), and administers a federal and State sponsored housing assistance program, and the HOME Investment Partnerships program. The Prevention of Homelessness program assists the homeless by providing emergency accommodations, rental assistance, and interest rate subsidies to low- and moderate-income families for affordable housing. The Shelter Assistance program provides assistance for construction of emergency shelters and services for the homeless.
06. **Uniform Construction Code.** Ensures that all buildings are constructed to meet uniform standards; ensures the competence of local construction code officials through a licensing program and verifies that all pre-manufactured buildings shipped into the state conform to the code (C.55:13A-1, C.52:27B-119); administers the New Home Warranty program (C.46:3B-1 et seq.); and enforces the Planned Real Estate Full Disclosure Act (C.45:22A-1). Inspects ski lifts, liquefied petroleum gas facilities, and carnival/amusement rides in the interest of public safety.
12. **Boarding Home Regulation and Assistance.** Provides for the health, safety, and welfare of all those who reside in rooming and boarding houses in the state; promotes the growth and continued improvement of boarding homes; and ensures that all State agencies work in unison for the protection and care of the residents of rooming houses, boarding houses, and residential health care facilities.
13. **Codes and Standards.** Provides for the management of the Division of Codes and Standards, which includes Housing Code Enforcement, Uniform Construction Code, and Boarding Home Regulation and Assistance.
18. **Uniform Fire Code.** Provides for public education programs to inform the general public on fire prevention, provides loans to emergency service agencies, and provides training programs for local firefighters, fire officers, and fire code enforcement personnel under the Uniform Fire Safety Act (C.52:27D-192 et seq. and C.52:27D-25a et seq.). Administers a statewide fire incident reporting program, administers local fire code enforcement and monitoring, conducts inspections in approximately 100 municipalities as well as all State-owned and leased property, and regulates and certifies the fire protection equipment industry. Provides domestic security guidance to local fire departments, administers the States' Fire Coordinator System and responds to all emergency incidents requiring mutual aid. Investigates serious firefighter injuries or fatalities and, in coordination with the NJ State Police Arson/Bomb Unit, seeks to determine the cause of suspicious fires. Supports the New Jersey Fire Safety Commission and its six advisory councils.
20. **New Jersey Meadowlands Commission.** Empowered with regional planning and zoning authority to ensure the environmental protection and enhancement of the Meadowlands District (C.13:17-1 et seq.). Its mandates are to protect the delicate balance of nature, provide for orderly development, and provide facilities for the disposal of solid waste.

EVALUATION DATA

	Actual FY 2009	Actual FY 2010	Revised FY 2011	Budget Estimate FY 2012
PROGRAM DATA				
Housing Code Enforcement				
Buildings registered	88,456	89,340	89,340	89,340
Dwelling units registered	977,492	982,086	982,086	982,086
Dwelling units requiring inspection	210,633	237,512	221,951	214,819
Dwelling units inspected	184,097	200,579	186,805	185,906
Percentage of dwelling units inspected	87%	84%	84%	87%
Cost per unit inspected, State	\$40.13	\$33.28	\$40.10	\$41.41
Cost per unit inspected, local	\$39.64	\$30.95	\$39.89	\$41.36
Penalties issued	4,125	4,360	4,360	4,360
Housing Services				
Housing units produced	2,700	2,150	350	350
Technical assistance to non-profit housing developers	50	55	---	---
Homelessness Prevention				
Households assisted	1,400	1,526	1,550	1,550
Shelter beds funded	74	80	26	30
Uniform Construction Code				
Permits issued	4,027	4,364	4,364	4,364
Inspections	33,927	27,941	27,941	27,941
Officials licensed	4,953	5,031	5,031	5,031
Plans reviewed	1,447	1,214	1,214	1,214

COMMUNITY AFFAIRS

	Actual FY 2009	Actual FY 2010	Revised FY 2011	Budget Estimate FY 2012
State Building Unit				
Annual permits	39	43	43	43
Construction permits issued	845	749	749	786
Certificates of occupancy and approvals issued	835	782	782	821
Continuing education and training programs offered	316	334	334	334
Elevator Safety Unit				
Devices registered	33,041	33,680	33,680	33,680
State-administered municipalities	456	460	461	461
Liquefied petroleum gas inspections	1,685	1,700	1,700	1,700
Amusement ride inspections	8,598	8,083	8,083	8,083
Ski lift inspections	210	159	159	159
Boarding Home Regulation and Assistance				
Evaluations	1,303	1,585	1,585	1,585
Reevaluations	1,026	1,315	1,315	1,315
Closings-imminent hazard	7	2	2	2
Permanent licenses	1,121	1,068	1,068	1,068
Penalties issued	454	551	551	551
Complaints filed	356	322	322	322
Uniform Fire Code				
Life hazards registered	66,000	67,803	67,803	68,303
State inspections or reinspections performed	14,071	15,038	15,038	15,238
Fire officials and inspectors certified	4,000	3,800	4,000	4,000
State owned and maintained buildings inspected or reinspected	8,435	7,282	7,400	7,400
National fire incident reporting - participating organizations .	558	694	695	700
Local enforcement monitoring	73	38	85	85
Fire Investigations	250	205	225	225

PERSONNEL DATA

Position Data

Filled Positions by Funding Source

State Supported	4	3	---	---
Federal	210	229	229	242
All Other	649	633	585	565
Total Positions	863	865	814	807

Filled Positions by Program Class

Housing Code Enforcement	129	129	126	134
Housing Services	286	299	280	284
Uniform Construction Code	317	311	291	269
Boarding Home Regulation and Assistance	20	20	19	20
Codes and Standards	9	9	9	9
Uniform Fire Code	102	97	89	91
Total Positions	863	865	814	807

Notes:

Actual payroll counts are reported for fiscal years 2009 and 2010 as of December and revised fiscal year 2011 as of January. The Budget Estimate for fiscal year 2012 reflects the number of positions funded.

**APPROPRIATIONS DATA
(thousands of dollars)**

Year Ending June 30, 2010					Year Ending June 30, 2012			
Orig. & (S)Supple- mental	Reapp. & (R)Recpts.	Transfers & (E)Emer- gencies	Total Available	Expended	Prog. Class.	2011 Adjusted Approp.	Requested	Recom- mended
DIRECT STATE SERVICES								
Distribution by Fund and Program								
7,002	1,533	-68	8,467	8,467	01	7,795	7,795	7,795
4,808	525	267	5,600	5,195	02	4,586	3,021	3,021
10,001	5,931	1,474	17,406	17,405	06	11,577	11,577	11,577
---	1,038	---	1,038	1,038	12	---	---	---
349	85	---	434	433	13	385	385	385

COMMUNITY AFFAIRS

Year Ending June 30, 2010					Year Ending June 30, 2012			
Orig. & (S)Supplemental	Reapp. & (R)Recpts.	Transfers & (E)Emergencies	Total Available	Expended	Prog. Class.	2011 Adjusted Approp.	Requested	Recommended
6,770	11,003	-7,054	10,719	8,292	<u>DIRECT STATE SERVICES</u>			
					18	7,057	7,057	7,057
28,930	20,115	-5,381	43,664	40,830	Total Direct State Services			
						31,400 (a)	29,835	29,835
Distribution by Fund and Object								
Personal Services:								
22,569	18,730 ^R	-7,405	34,187	30,953		25,385	25,385	25,385
---	---	---	---	1,187		100	100	100
22,569	19,023	-7,405	34,187	32,140	Total Personal Services			
86	50	14	150	150		86	86	86
708	307	704	1,719	1,569		563	563	563
442	65	579	1,086	913		363	363	363
Special Purpose:								
---	---	300	300	300		---	---	---
2,393	166	-600	1,959	1,729	02	---	---	---
2,357	359	600	3,316	3,141	02	2,041	1,716	1,716
---	85 ^R	---	85	85	02	2,487	1,247	1,247
375	49	427	851	802	13	---	---	---
---	11	---	11	1	18	375	375	375
						---	---	---
<u>GRANTS-IN-AID</u>								
Distribution by Fund and Program								
919	144	---	1,063	749	01	919	919	919
20,160	706	7	20,873	6,286	02	6,660	6,660	6,660
8,571	170	7,054	15,795	15,422	18	8,571	8,571	8,571
---	125	---	125	125	20	---	---	---
29,650	1,145	7,061	37,856	22,582	Total Grants-in-Aid			
						16,150	16,150	16,150
Distribution by Fund and Object								
Grants:								
919	144	---	1,063	749		919	919	919
2,300	585	---	2,885	1,908	01	919	919	919
4,360	---	---	4,360	4,360	02	2,300	2,300	2,300
---	95	7	102	---	02	4,360	4,360	4,360
13,500	26	---	13,526	18		---	---	---
8,425	170	7,200	15,795	15,422	02	---	---	---
146	---	-146	---	---		---	---	---
---	125 ^R	---	125	125	18	8,425	8,425	8,425
					18	146	146	146
					20	---	---	---
<u>STATE AID</u>								
Distribution by Fund and Program								
28,925	25	-300	28,650	15,334	02	---	---	---
28,925	25	-300	28,650	15,334	Total State Aid			
						---	---	---

COMMUNITY AFFAIRS

Year Ending June 30, 2010					Year Ending June 30, 2012				
Orig. & (S)Supplemental	Reapp. & (R)Recpts.	Transfers & (E)Emergencies	Total Available	Expended	Prog. Class.	2011 Adjusted Approp.	Requested	Recommended	
STATE AID									
Distribution by Fund and Object									
Special Purpose:									
15,000 ^S	---	---	15,000	1,709	New Jersey Affordable Housing Trust Fund	02	---	---	---
---	25	---	25	---	Relocation Assistance	02	---	---	---
<u>13,925</u>	<u>---</u>	<u>-300</u>	<u>13,625</u>	<u>13,625</u>	Affordable Housing	02	<u>---</u>	<u>---</u>	<u>---</u>
<u>87,505</u>	<u>21,285</u>	<u>1,380</u>	<u>110,170</u>	<u>78,746</u>	Grand Total State Appropriation	47,550	45,985	45,985	
OTHER RELATED APPROPRIATIONS									
Federal Funds									
236,343					Housing Services	02	300,741	263,238	263,238
8,354 ^S	73,146	---	317,843	212,112	Uniform Construction Code	06	30	---	---
---	---	---	---	---	Uniform Fire Code	18	<u>28</u>	<u>---</u>	<u>---</u>
<u>28</u>	<u>87</u>	<u>77</u>	<u>192</u>	<u>113</u>	Total Federal Funds		<u>300,799</u>	<u>263,238</u>	<u>263,238</u>
<u>244,725</u>	<u>73,233</u>	<u>77</u>	<u>318,035</u>	<u>212,225</u>	All Other Funds				
---	---	---	---	---	Housing Code Enforcement	01	1,800	1,200	1,200
---	75,038	---	---	---	Housing Services	02	24,027	39,184	39,184
---	50,368 ^R	76	125,482	52,175	Uniform Construction Code	06	11,010	9,710	9,710
---	9	---	4,453	4,453	Boarding Home Regulation and Assistance	12	975	1,000	1,000
---	4,444 ^R	---	---	---	Codes and Standards	13	100	100	100
---	---	---	---	---	Uniform Fire Code	18	10,660	10,200	10,200
---	7	---	278	225	New Jersey Meadowlands Commission	20	<u>125</u>	<u>100</u>	<u>100</u>
---	271 ^R	---	---	---	Total All Other Funds		<u>48,697</u>	<u>61,494</u>	<u>61,494</u>
<u>---</u>	<u>130,137</u>	<u>76</u>	<u>130,213</u>	<u>56,853</u>	GRAND TOTAL ALL FUNDS		<u>397,046</u>	<u>370,717</u>	<u>370,717</u>
<u>332,230</u>	<u>224,655</u>	<u>1,533</u>	<u>558,418</u>	<u>347,824</u>					

Notes -- Direct State Services - General Fund

(a) The fiscal year 2011 appropriation has been adjusted for the allocation of salary program, which includes \$2,447,000 in appropriated receipts.

Language Recommendations -- Direct State Services - General Fund

The amount hereinabove appropriated for the Housing Code Enforcement program classification is payable out of the fees and penalties derived from bureau activities. The unexpended balance at the end of the preceding fiscal year, together with any receipts in excess of the amounts anticipated, is appropriated for expenses of code enforcement activities, subject to the approval of the Director of the Division of Budget and Accounting. If the receipts are less than anticipated, the appropriation shall be reduced proportionately.

The amount hereinabove appropriated for the Uniform Construction Code program classification is payable out of the fees and penalties derived from code enforcement activities. The unexpended balance at the end of the preceding fiscal year, together with any receipts in excess of the amounts anticipated, is appropriated for expenses of code enforcement activities, subject to the approval of the Director of the Division of Budget and Accounting. If the receipts are less than anticipated, the appropriation shall be reduced proportionately.

The unexpended balance at the end of the preceding fiscal year in the Planned Real Estate Development Full Disclosure Act fees account, together with any receipts in excess of the amount anticipated, is appropriated for code enforcement activities, subject to the approval of the Director of the Division of Budget and Accounting.

The amounts received by the Uniform Construction Code Revolving Fund attributable to that portion of the surcharge fee in excess of \$0.0006, and to surcharges on other construction, shall be dedicated to the general support of the Uniform Construction Code program and, notwithstanding the provisions of section 2 of P.L.1979, c.121 (C.52:27D-124.1), shall be available for training and non-training purposes. Notwithstanding the provisions of any law or regulation to the contrary, unexpended balances at the end of the preceding fiscal year in the Uniform Construction Code Revolving Fund are appropriated for expenses of code enforcement activities.

Such sums as may be required for the registration of builders and reviewing and paying claims under the "New Home Warranty and Builders' Registration Act," P.L.1977, c.467 (C.46:3B-1 et seq.), are appropriated from the New Home Warranty Security Fund in accordance with section 7 of P.L.1977, c.467 (C.46:3B-7), subject to the approval of the Director of the Division of Budget and Accounting.

COMMUNITY AFFAIRS

The amount hereinabove appropriated for the Uniform Fire Code program classification is payable out of the fees and penalties derived from code enforcement activities. The unexpended balance at the end of the preceding fiscal year, together with any receipts in excess of the amounts anticipated, is appropriated for expenses of code enforcement activities, subject to the approval of the Director of the Division of Budget and Accounting. If the receipts are less than anticipated, the appropriation shall be reduced proportionately.

Notwithstanding the provisions of any law or regulation to the contrary, receipts derived from fees associated with the Fire Protection Contractor's Certification program pursuant to P.L.2001, c.289 (C.52:27D-25n et seq.), are appropriated to the Department of Community Affairs Division of Fire Safety, in such sums as are necessary to operate the program, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the Division of Fire Safety may transfer within its own Division between a Direct State Services appropriations account and a Grants-In-Aid appropriations account, such sums as are necessary for expenses of code enforcement activities, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for the Council on Affordable Housing and Affordable Housing accounts shall be payable from the receipts of the portion of the realty transfer fee directed to be credited to the New Jersey Affordable Housing Trust Fund pursuant to section 4 of P.L.1968, c.49 (C.46:15-8) and from the receipts of the portion of the realty transfer fee directed to be credited to the New Jersey Affordable Housing Trust Fund pursuant to section 4 of P.L.1975, c.176 (C.46:15-10.1). Any receipts in excess of the amount anticipated, and any unexpended balance at the end of the preceding fiscal year are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the Division of Housing and Community Resources may transfer between the Affordable Housing State Aid appropriations account, the Council on Affordable Housing Direct State Services appropriations account and the Affordable Housing Direct State Services appropriations account, such sums as are necessary, subject to the approval of the Director of the Division of Budget and Accounting. The Director of the Division of Budget and Accounting shall provide written notice of such a transfer to the Joint Budget Oversight Committee within 10 working days of making such a transfer.

Pursuant to section 15 of P.L.1983, c.530 (C.55:14K-15), the Commissioner of the Department of Community Affairs shall determine, at least annually, the eligibility of each boarding house resident for rental assistance payments; and notwithstanding the provisions of P.L.1983, c.530 (C.55:14K-1 et seq.) to the contrary, moneys held in the Boarding House Rental Assistance Fund that were originally appropriated from the General Fund may be used by the Commissioner for the purpose of providing life safety improvement loans, and any moneys held in the Boarding House Rental Assistance Fund may be used for the purpose of providing rental assistance for repayment of such loans. Notwithstanding any provision of P.L.1983, c.530 (C.55:14K-1 et seq.), the Commissioner shall have authority to disburse funds from the Boarding House Rental Assistance Fund established pursuant to section 14 of P.L.1983, c.530 (C.55:14K-14) for the purpose of repaying, through rental assistance or otherwise, loans made to the boarding house owners for the purpose of rehabilitating boarding houses.

The unexpended balance at the end of the preceding fiscal year in the Truth in Renting account, and receipts from the sale of truth in renting statements, including fees, fines, and penalties, are appropriated for the Truth in Renting program, subject to the approval of the Director of the Division of Budget and Accounting.

There is appropriated from the Petroleum Overcharge Reimbursement Fund the sum of \$300,000 for the expenses of the Green Homes Office in the Division of Housing and Community Resources, subject to the approval of the Director of the Division of Budget and Accounting.

Any receipts from the Boarding Home Regulation and Assistance program, including fees, fines, and penalties, are appropriated for the Boarding Home Regulation and Assistance program.

Notwithstanding the provisions of any law or regulation to the contrary, receipts appropriated from the Department of Community Affairs' code enforcement activities in excess of the amount anticipated and in excess of the amounts required to support the code enforcement activity for which they were collected may be transferred as necessary to cover shortfalls in other Department of Community Affairs' code enforcement accounts, subject to the approval of the Director of the Division of Budget and Accounting.

Language Recommendations -- Grants-In-Aid - General Fund

The amount hereinabove appropriated for the Housing Code Enforcement program classification is payable out of the fees and penalties derived from bureau activities. The unexpended balance at the end of the preceding fiscal year, together with any receipts in excess of the amounts anticipated, is appropriated for expenses of code enforcement activities, subject to the approval of the Director of the Division of Budget and Accounting. If the receipts are less than anticipated, the appropriation shall be reduced proportionately.

The amount hereinabove appropriated for the Uniform Fire Code program classification is payable out of the fees and penalties derived from code enforcement activities. The unexpended balance at the end of the preceding fiscal year, together with any receipts in excess of the amounts anticipated, is appropriated for expenses of code enforcement activities, subject to the approval of the Director of the Division of Budget and Accounting. If the receipts are less than anticipated, the appropriation shall be reduced proportionately.

In addition to the amount hereinabove appropriated for the State Rental Assistance Program (SRAP), an amount not less than \$20,000,000 is appropriated from the New Jersey Affordable Housing Trust Fund to SRAP for the purposes of subsections a. and c. of section 1 of P.L.2004, c.140 (C.52:27D-287.1).

The unexpended balance at the end of the preceding fiscal year in the State Rental Assistance Program account is appropriated for the expenses of the State Rental Assistance Program.

Notwithstanding the provisions of any law or regulation to the contrary, such sums as may be received from the New Jersey Housing and Mortgage Finance Agency for the State Rental Assistance Program are appropriated to the Department of Community Affairs for the purposes of providing rental assistance.

The amount hereinabove appropriated for the Shelter Assistance program and the Prevention of Homelessness program shall be payable from the receipts of the portion of the realty transfer fee directed to be credited to the New Jersey Affordable Housing Trust Fund pursuant to section 4 of P.L.1968, c.49 (C.46:15-8) and from the receipts of the portion of the realty transfer fee directed to be credited to the New Jersey Affordable Housing Trust Fund pursuant to section 4 of P.L.1975, c.176 (C.46:15-10.1). If the receipts are less than anticipated, the appropriation shall be reduced proportionately.

Upon determination by the Commissioner that all eligible shelter assistance projects have received funding from the amount appropriated for Shelter Assistance from receipts of the portions of the realty transfer fee dedicated to the New Jersey Affordable Housing Trust Fund, any available balance in the Shelter Assistance account may be transferred to the Affordable Housing account, subject to the approval of the Director of the Division of Budget and Accounting.

There is appropriated to the Revolving Housing Development and Demonstration Grant Fund an amount not to exceed 50% of the penalties derived from bureau activities in the Housing Code Enforcement program classification, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts from repayment of loans from the Downtown Business Improvement Loan Fund, together with the unexpended balance at the end of the preceding fiscal year of such loan fund and any interest thereon, are appropriated for the purposes of P.L.1998, c.115 (C.40:56-71.1 et seq.).

Notwithstanding the provisions of section 35 of P.L.1975, c.326 (C.13:17-10.1), sections 10 and 11 of P.L.1981, c.306 (C.13:1E-109 and C.13:1E-110), section 8 of P.L.1985, c.368 (C.13:1E-176), or any rules and regulations adopted pursuant thereto, or any order issued by the Board of Public Utilities to the contrary, an amount equal to \$125,000 shall be withdrawn from the escrow accounts by the New Jersey Meadowlands Commission and paid to the State Treasurer for deposit in the General Fund and the amount so deposited shall be appropriated to the New Jersey Meadowlands Commission to cover operational costs of the Hackensack Meadowlands Municipal Committee.

Notwithstanding the provisions of any law or regulation to the contrary, Revolving Housing Development and Demonstration Grant funds are appropriated to support loans and grants to non-profit entities for the purpose of economic development and historic preservation.

Notwithstanding the provisions of any law or regulation to the contrary, such sums as are necessary shall be available from the Homelessness Prevention Program grants-in-aid appropriation for program administrative expenses, subject to the approval of the Director of the Division of Budget and Accounting.

Language Recommendations -- State Aid - General Fund

Notwithstanding the provisions of any law or regulation to the contrary, such amounts as may be required to fund relocation costs of boarding home residents are appropriated from the Boarding Home Rental Assistance Fund.

The unexpended balance at the end of the preceding fiscal year in the Relocation Assistance account, not to exceed \$250,000, is appropriated for the expenses of the Relocation Assistance program, subject to the approval of the Director of the Division of Budget and Accounting.

Of the sum hereinabove appropriated for the Affordable Housing program, a sum not to exceed \$400,000 may be used for matching on a 50/50 basis for the federal share of the administrative costs of the federal Community Development Block Grant.

Of the sum hereinabove appropriated for the New Jersey Affordable Housing Trust Fund, such sums as are necessary may be pledged as a match for the HOME Investment Partnership Program to ensure adherence to the federal matching requirements for affordable housing production.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for the Affordable Housing program may be used to provide technical assistance grants to non-profit housing organizations and authorities for creating and supporting affordable housing and community development opportunities.

Notwithstanding the provisions of any law or regulation to the contrary, funds appropriated for the Affordable Housing program may be provided directly to the housing project being assisted; provided however, that any such project has the support by resolution of the governing body of the municipality in which it is located.

50. ECONOMIC PLANNING, DEVELOPMENT, AND SECURITY

51. ECONOMIC PLANNING AND DEVELOPMENT

OBJECTIVES

1. To implement the New Jersey State Development and Redevelopment Plan by providing expertise and staff to carry out the objectives of the State Planning Commission.

PROGRAM CLASSIFICATIONS

49. **Office of Smart Growth.** Functions of the Office of Smart Growth were reallocated to the Business Action Center within the Department of State during fiscal 2011. This program includes the Office of State Planning and provides support to the State Planning Commission. The Office facilitates the implementation of the State Plan and smart growth projects. It

ensures agency cooperation on plans, policies, and projects that serve smart growth principles. The Office carries out the statutory functions of the State Planning Commission, coordinates with State agencies, provides technical planning assistance, works with communities to implement the State Plan through cross-acceptance and plan endorsement, and supports outreach programs such as urban redevelopment initiatives.

The New Jersey Historic Trust and associated administrative costs are affiliated with the Department of Community Affairs. The Historic Trust, through the Garden State Historic Preservation Trust Fund, awards and administers grants for historic preservation planning and capital projects.

COMMUNITY AFFAIRS

EVALUATION DATA

	Actual FY 2009	Actual FY 2010	Revised FY 2011	Budget Estimate FY 2012
PROGRAM DATA				
Historic Trust				
Historic Trust Grants	60	38	60	41
PERSONNEL DATA				
Position Data				
All Other	6	5	6	6

Notes:

Actual payroll counts are reported for fiscal years 2009 and 2010 as of December and revised fiscal year 2011 as of January. The Budget Estimate for fiscal year 2012 reflects the number of positions funded. All Other includes positions supported by dedicated resources previously reported as State Supported.
The Office of Smart Growth program data and position data have been reallocated to the Business Action Center within the Department of State.

APPROPRIATIONS DATA (thousands of dollars)

Year Ending June 30, 2010					Year Ending June 30, 2012			
Orig. & (S)Supple- mental	Reapp. & (R)Recpts.	Transfers & (E)Emer- gencies	Total Available	Expended	Prog. Class.	2011 Adjusted Approp.	Requested	Recom- mended
DIRECT STATE SERVICES								
Distribution by Fund and Program								
1,789	---	-294	1,495	1,359	49	616 (a)	616	616
1,789	---	-294	1,495	1,359		616	616	616
Distribution by Fund and Object								
Personal Services:								
1,045	---	-257	788	787		---	---	---
1,045	---	-257	788	787		---	---	---
41	---	-12	29	5		---	---	---
119	---	-25	94	94		---	---	---
6	---	---	6	5		---	---	---
Special Purpose:								
578	---	---	578	468		---	---	---
					49	616 (b)	616	616
1,789	---	-294	1,495	1,359		616	616	616

OTHER RELATED APPROPRIATIONS

All Other Funds									
---	393 49 ^R	2	444	39	Office of Smart Growth	49	48	49	49
---	442	2	444	39	Total All Other Funds	48	49	49	49
1,789	442	-292	1,939	1,398	GRAND TOTAL ALL FUNDS	664	665	665	

Notes -- Direct State Services - General Fund

- (a) During fiscal 2011, functions of the Office of Smart Growth were reallocated to the Business Action Center within the Department of State; also reflects a reallocation of resources to Local Government Services within the Department of Community Affairs.
- (b) The fiscal year 2011 appropriation has been adjusted for the allocation of salary program, which includes \$24,000 in appropriated receipts.

Language Recommendations -- Direct State Services - General Fund

The amount hereinabove appropriated for the Historic Trust/Open Space Administrative Costs program is appropriated for all administrative costs and expenses pursuant to the "New Jersey Cultural Trust Act," P.L.2000, c.76 (C.52:16A-72 et seq.); the "Garden State Preservation Trust Act," P.L.1999, c.152 (C.13:8C-1 et seq.); the "Historic Preservation Revolving Loan Fund," P.L.1991, c.41 (C.13:1B-15.115a et seq.); the "Green Acres, Clean Water, Farmland and Historic Preservation Bond Act of 1992,"

P.L.1992, c.88; the “Green Acres, Farmland and Historic Preservation, and Blue Acres Bond Act of 1995,” P.L.1995, c.204; the “Green Acres, Farmland, Blue Acres, and Historic Preservation Bond Act of 2007,” P.L.2007, c.119, and the “Green Acres, Water Supply and Floodplain Protection, and Farmland and Historic Preservation Bond Act of 2009,” P.L. 2009, c. 117, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove for the Historic Trust/Open Space Administrative Costs account is transferred from the Garden State Historic Preservation Trust Fund, the 1992 Historic Preservation Fund, and the 2007 Historic Preservation Fund to the General Fund, together with an amount not to exceed \$24,000, and is appropriated to the Department of Community Affairs for Historic Trust/Open Space Administrative Costs, subject to the approval of the Director of the Division of Budget and Accounting.

50. ECONOMIC PLANNING, DEVELOPMENT, AND SECURITY
55. SOCIAL SERVICES PROGRAMS

OBJECTIVES

1. To continue to address the needs of New Jersey’s disadvantaged low- and moderate-income population through community-based organizations and agencies of local government.
2. To serve as the central permanent agency for the coordination of programs and services for the women of New Jersey and as a planning agency for the development of policy and new programs and services with the underlying theme of ensuring rights and opportunities for all of New Jersey’s women.
3. To increase energy conservation and reduce the utility costs of low-income households through the weatherization of single and multi-family dwellings and through direct energy assistance payments.
4. To assess and respond to the recreation needs of New Jersey’s mentally and physically challenged citizens through events such as the Special Olympics and the Tournament of Champions.
5. To promote representation of the interests and needs of the State’s low- and moderate-income people in state policy deliberations on issues of relevance to them.
6. To mitigate lead related paint hazards in housing by providing grants and loans to help fund interim controls, lead rehabilitation and abatement; to provide emergency relocation of households which include a child with an elevated blood lead level; to increase public awareness of such dangers; to provide training in lead-safe maintenance, rehabilitation, and identification of lead-based paint hazards; to increase awareness of the different types of indoor environmental hazards; and to identify housing that has been classified as lead safe.

PROGRAM CLASSIFICATIONS

05. **Community Resources.** Provides assistance to nonprofit groups, local governments, and other local organizations in improving the quality of life for the state’s low-income population. In addition to serving as the New Jersey Office of Economic Opportunity (C.52:27D-7), supports programs for disadvantaged groups, community action agencies, community development, community recreation (especially for the disabled), weatherization, and lead-based paint hazard control.

The Special Olympics program, supported through volunteers, consists of four statewide sports training and athletic competition programs: the Association of Blind Athletes, NJ Tournament of Champions, Special Olympics NJ, and Wheelchair Sports Council of New Jersey. It provides

training for 25,000 children and adult athletes with physical, intellectual, and learning disabilities and to those who are blind and/or visually impaired. The State Office of Recreation (created by P.L.1950, c.338) promotes and encourages the development and expansion of recreational facilities, sites, programs and opportunities for all citizens including the developmentally and physically challenged.

The Lead Hazard Control Assistance Fund provides funding to address lead-based paint in New Jersey in a comprehensive and focused manner. Programs include lead-based paint hazard control through lead abatement or interim controls; emergency relocation of households which include a child with an elevated blood lead level; extensive statewide, regional and community based education and outreach; training courses in lead disciplines such as lead-safe building maintenance practices; identification of lead-safe housing via a web-based Lead Safe Housing Registry available to the public; increases in identification of lead-based paint hazards and lead dust hazards via the distribution of free dust-wipe kits and purchasing X-ray fluorescence analyzers for use by local health departments.

The Low Income Home Energy Assistance Program (LIHEAP) is a federally funded program that provides subsidies to help low-income families and individuals pay for home heating costs or heating bills associated with rent. In addition to the heating assistance benefit, households may also be eligible for emergency energy assistance and medically necessary cooling assistance. To be eligible for LIHEAP benefits, the applicant household must be responsible for home heating costs, either directly or included in the rent, and must meet income eligibility requirements.

15. **Women’s Programs.** The Division on Women (C.52:27D-43.9) serves as the central permanent agency for the coordination of programs and services for the women of New Jersey and as a planning agency for the development of policy and new programs and services. Executive Order No. 61 (1992) established the Office on the Prevention of Violence Against Women within the Division and rules adopted through N.J.A.C.5:2-1.1(f)2 established by the Office on Women’s Policy and Research, Support, Employment, and Training. The Division administers grant programs for displaced homemakers, sexual assault programs, information hotlines, and women’s shelters, and carries out multiple activities to expand rights and opportunities for all of New Jersey’s women. The Division on Women has a successful outreach program to statewide women’s organizations through the distribution of information concerning issues and programs that are pertinent to women, community-based organizations, and the general public.

COMMUNITY AFFAIRS

EVALUATION DATA

	Actual FY 2009	Actual FY 2010	Revised FY 2011	Budget Estimate FY 2012
PROGRAM DATA				
Community Resources				
Community action agencies	25	27	27	27
Persons served by community action agencies	336,922	337,000	337,000	337,000
Recreation programs for individuals with disabilities	42	46	46	46
Units weatherized	2,800	2,400	9,500	10,500
Home Energy Assistance				
Number of households served	245,000	315,665	333,000	445,185
Number of household members served	563,000	846,000	892,500	1,193,117
Total assistance expenditures	\$153,000,000	\$148,000,000	\$103,000,000	\$137,700,000
Average assistance payments per household	\$624	\$469	\$309	\$309
Women's Programs				
Clients served by Women's Referral Central Hot Line	4,836	4,115	4,200	4,200
Displaced homemakers served by funded programs	4,092	3,900	3,700	3,700
Number of rape victims served	6,822	5,602	5,800	5,800
Number of prevention and education programs for community members	1,251	1,298	800	750
Urban women served by grant programs	540	503	---	---
Hispanic women served by grant programs	758	554	---	---
Clients served by Women's Domestic Violence Hotline	4,081	3,159	3,100	3,100

PERSONNEL DATA

Position Data

Filled Positions by Funding Source

	2009	2010	2011	2012
State Supported	17	14	11	12
Federal	34	38	39	42
All Other	10	11	10	11
Total Positions	61	63	60	65

Filled Positions by Program Class

	2009	2010	2011	2012
Community Resources	50	53	52	54
Women's Programs	11	10	8	11
Total Positions	61	63	60	65

Notes:

Actual payroll counts are reported for fiscal years 2009 and 2010 as of December and revised fiscal year 2011 as of January. The Budget Estimate for fiscal year 2012 reflects the number of positions funded. Program data pertaining to the Center for Hispanic Policy, Research and Development has been reallocated to the Office of Programs within the Department of State.

APPROPRIATIONS DATA (thousands of dollars)

Year Ending June 30, 2010					Year Ending June 30, 2012			
Orig. & (S)Supplemental	Reapp. & (R)Recpts.	Transfers & (E)Emergencies	Total Available	Total Expended	2011 Prog. Class.	2011 Adjusted Approp.	Requested	Recommended
<u>DIRECT STATE SERVICES</u>								
Distribution by Fund and Program								
337	---	-75	262	262	05	182	100	100
948	12	-114	846	825	15	949	949	949
1,285	12	-189	1,108	1,087		1,131^(a)	1,049	1,049
Distribution by Fund and Object								
Personal Services:								
600	---	-91	509	509		578	538	538
						578	538	538
50	---	-16	34	13	Materials and Supplies			
132	---	-63	69	69	Services Other Than Personal			
						72	72	72

COMMUNITY AFFAIRS

Year Ending June 30, 2010					Year Ending June 30, 2012				
Orig. & (S)Supplemental	Reapp. & (R)Recpts.	Transfers & (E)Emergencies	Total Available	Expended	Prog. Class.	2011 Adjusted Approp.	Requested	Recommended	
<u>DIRECT STATE SERVICES</u>									
5	---	-4	1	1		1	1	1	
Maintenance and Fixed Charges									
Special Purpose:									
75	---	---	75	75	05	42	---	---	
Center for Hispanic Policy, Research and Development									
93	---	---	93	93	15	93	93	93	
Address Confidentiality Program									
7	---	-1	6	6	15	7	7	7	
Expenses of the New Jersey Commission on Women									
323	12	-14	321	321	15	308	308	308	
Office on the Prevention of Violence Against Women									
<u>GRANTS-IN-AID</u>									
Distribution by Fund and Program									
4,770	---	---	4,770	4,770	05	2,990	2,990	2,990	
Community Resources									
2,815	---	---	2,815	2,815	15	2,080	2,080	2,080	
Women's Programs									
7,585	---	---	7,585	7,585		5,070	5,070	5,070	
Total Grants-in-Aid									
Distribution by Fund and Object									
Grants:									
3,690	---	---	3,690	3,690	05	---	---	---	
Center for Hispanic Policy, Research and Development (b)									
585	---	---	585	585	05	585	585	585	
Recreation for the Handicapped									
405	---	---	405	405	05	405	405	405	
Special Olympics									
90	---	---	90	90	05	---	---	---	
Grant to ASPIRA									
---	---	---	---	---	05	2,000	2,000	2,000	
Lead Hazard Control Assistance Fund									
450	---	---	450	450	15	---	---	---	
Grants to Hispanic Women's Resource Centers									
25	---	---	25	25	15	25	25	25	
Women's Referral Central									
900	---	---	900	900	15	900	900	900	
Rape Prevention									
285	---	---	285	285	15	---	---	---	
Job Training Center for Urban Women Act									
25	---	---	25	25	15	25	25	25	
Grants to Women's Shelters									
1,130	---	---	1,130	1,130	15	1,130	1,130	1,130	
Grants to Displaced Homemaker Centers									
8,870	12	-189	8,693	8,672		6,201	6,119	6,119	
Grand Total State Appropriation									
OTHER RELATED APPROPRIATIONS									
Federal Funds									
221,313									
10,209 ^S	47,974	450	279,946	231,912	05	241,070	178,100	178,100	
Community Resources									
1,976									
7 ^S	131	---	2,114	1,675	15	3,054	1,715	1,715	
Women's Programs									
233,505	48,105	450	282,060	233,587		244,124	179,815	179,815	
Total Federal Funds									
All Other Funds									
---	104								
---	6,938 ^R	---	7,042	7,001	05	8,358	8,358	8,358	
Community Resources									
---	44								
---	721 ^R	---	765	674	15	688	688	688	
Women's Programs									
242,375	55,924	261	298,560	249,934		9,046	9,046	9,046	
Total All Other Funds									
GRAND TOTAL ALL FUNDS									
						259,371	194,980	194,980	

Notes -- Direct State Services - General Fund

- (a) The fiscal year 2011 appropriation has been adjusted for the allocation of salary program.
- (b) As of fiscal 2011, grants to the Center for Hispanic Policy, Research and Development were reallocated to the Office of Programs within the Department of State.

COMMUNITY AFFAIRS

Language Recommendations -- Direct State Services - General Fund

Notwithstanding the provisions of any law or regulation to the contrary, receipts derived from the increases in divorce filing fees enacted in the amendment to N.J.S.22A:2-12 by section 41 of P.L.2003, c.117, are appropriated for transfer to the General Fund as general State revenue, subject to the approval of the Director of the Division of Budget and Accounting.

Additional funds as may be allocated by the federal government for New Jersey's Low Income Home Energy Assistance Block Grant Program (LIHEAP) are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

Language Recommendations -- Grants-In-Aid - General Fund

Notwithstanding the provisions of P.L.2003, c.311 (C.52:27D-437.1 et seq.), or any law or regulation to the contrary, the amount hereinabove appropriated for the Lead Hazard Control Assistance Fund is payable from receipts of the portion of the sales tax directed to be credited to the Lead Hazard Control Assistance Fund pursuant to section 11 of P.L.2003, c.311 (C.52:27D-437.11), and there is further appropriated from such receipts an amount not to exceed \$8,000,000, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of section 4 of the "Lead Hazard Control Assistance Act," P.L.2003, c.311 (C.52:27D-437.4), such sums as are necessary are appropriated from the Lead Hazard Control Assistance Fund for administrative costs, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of section 4 of the "Lead Hazard Control Assistance Act," P.L.2003, c.311 (C.52:27D-437.4), from the Lead Hazard Control Assistance Fund a sum not to exceed \$1,000,000 is appropriated for the purchase of updated lead analysis and information technology equipment for distribution to local health departments and other health agencies, and \$500,000 is appropriated for use by the Bureau of Housing Inspection to locate and register one- and two-family rental properties requiring lead inspection in accordance with section 1 of P.L.2007, c.251 (C.55:13A-12.2).

70. GOVERNMENT DIRECTION, MANAGEMENT, AND CONTROL

75. STATE SUBSIDIES AND FINANCIAL AID

OBJECTIVES

1. To maintain the fiscal integrity of local government units, and provide intense financial, professional, and technical assistance in strengthening their fiscal, managerial, and functional systems.
2. To provide a central staff agency to serve as a clearinghouse and information and referral service on general municipal law, local government problems, and matters of concern to local officials.

PROGRAM CLASSIFICATIONS

04. **Local Government Services.** Provides assistance to local governments and authorities in developing and strengthening managerial, planning, and financial competence; administers statutory and regulatory programs overseeing local government financial activities and ethics programs; conducts research and generates reports on local fiscal and operational activities; administers State Aid providing property tax relief

to municipalities; assists fiscally distressed municipalities with financial and management support; assists local governments and schools with procurement law assistance; distributes and maintains financial disclosure statements of local government officials; administers and supports State programs encouraging shared services and improved operational efficiency of government activities; coordinates the GovConnect program and promotes e-government; administers certification and continuing education programs for local officials; oversees local government deferred compensation programs and length of service award programs to volunteer fire and rescue organizations; and assists the public in resolving problems with their local governments.

09. **Urban Enterprise Zone Authority.** The Urban Enterprise Zone (UEZ) program consists of 32 zones in 37 municipalities throughout the state. Businesses participating in the UEZ program can charge half the standard sales tax rate on certain purchases and may also qualify for various other tax exemptions and credits.

EVALUATION DATA

PROGRAM DATA	Actual FY 2009	Actual FY 2010	Revised FY 2011	Budget Estimate FY 2012
Local Government Services				
Managerial Competence				
Local Public Contracts Law - assistance requests processed	4,700	4,000	4,200	4,500
Deferred compensation plans approved	35	21	20	20
Cooperative purchasing plans approved	8	10	11	12
Municipalities receiving self insurance assistance	20	9	10	11
Municipalities approved to enroll in joint insurance pools	18	12	13	15
Applications for professional certification exams (a)	401	406	375	425
Professional certifications issued (a)	191	159	125	200
Length Of Service Award Program - plans approved	5	11	5	5
Qualified purchasing agents certificates issued	76	70	125	75
Continuing education programs approved	787	713	800	850

COMMUNITY AFFAIRS

	Actual FY 2009	Actual FY 2010	Revised FY 2011	Budget Estimate FY 2012
Research and Technical Assistance				
Budget amendments reviewed	3,700	3,800	3,700	3,800
Legislative proposals reviewed	200	200	200	210
Single audit reviews conducted	60	50	40	45
Joint insurance pools supervised	42	37	37	37
Number of officials enrolled in GovConnect	5,100	5,300	5,500	6,000
Number of GovConnect postings	675	800	925	1,050
State Aid Administration				
Municipalities receiving discretionary aid (b)	80	64	22	22
REDI/SHARE approved participants	221	195	---	---
Regional Efficiency Aid Program recipients	14	14	---	---
Authority Regulation				
Authority budgets approved	487	487	487	487
Authority project financing proposals reviewed	114	150	150	145
Authorities assisted	520	550	600	600
Registered municipal accountants and certified public accountants assisted	325	350	350	350
Local Government Ethics Law				
Complaints filed against local officials	27	73	35	35
Local codes of ethics reviewed	---	2	2	2
Requests for advisory opinions	18	18	25	25

PERSONNEL DATA

Position Data

Filled Positions by Funding Source

State Supported	43	40	42	50
All Other	19	19	19	9
Total Positions	62	59	61	59

Filled Positions by Program Class

Local Government Services	43	40	42	50
Urban Enterprise Zone Authority	19	19	19	9
Total Positions	62	59	61	59

Notes:

Actual payroll counts are reported for fiscal years 2009 and 2010 as of December and revised fiscal year 2011 as of January. The Budget Estimate for fiscal year 2012 reflects the number of positions funded.

- (a) Applications for exams and issuance of professional certifications include Municipal Clerk, Municipal Finance Officer, Tax Collector, and Public Works Manager titles. Changes for FY 2012 reflect the implementation of P.L.2009, c.166 making changes to the Qualified Purchasing Agent program.
- (b) For fiscal years 2009 and 2010, this line reports the number of municipalities receiving Extraordinary Aid, Special Municipal Aid, and Trenton Capital City Aid. For fiscal years 2011 and 2012, it reports the estimated number of municipalities receiving Transitional Aid to Localities.

**APPROPRIATIONS DATA
(thousands of dollars)**

Year Ending June 30, 2010					Year Ending June 30, 2012			
Orig. & (S)Supple- mental	Reapp. & (R)Recpts.	Transfers & (E)Emer- gencies	Total Available	Expended	Prog. Class.	2011 Adjusted Approp.	Requested	Recom- mended
<u>DIRECT STATE SERVICES</u>								
Distribution by Fund and Program								
2,703	399	336	3,438	3,224	04	2,949	2,949	2,949
<u>2,703</u>	<u>399</u>	<u>336</u>	<u>3,438</u>	<u>3,224</u>	<u>2,949</u> ^(a)		<u>2,949</u>	<u>2,949</u>
Distribution by Fund and Object								
Personal Services:								
---	---	---	---	---				
2,476	85 ^R	217	2,778	2,778	84		84	84
					2,638		2,638	2,638
<u>2,476</u>	<u>85</u>	<u>217</u>	<u>2,778</u>	<u>2,778</u>	<u>2,722</u>		<u>2,722</u>	<u>2,722</u>
40	---	-23	17	17	40		40	40
162	---	145	307	307	162		162	162

COMMUNITY AFFAIRS

Year Ending June 30, 2010					Year Ending June 30, 2012			
Orig. & (S)Supple- mental	Reapp. & (R)Recpts.	Transfers & (E)Emer- gencies	Total Available	Expended	Prog. Class.	2011 Adjusted Approp.	Requested	Recom- mended
OTHER RELATED APPROPRIATIONS								
All Other Funds								
Urban Enterprise Zone								
---	106 1,793 ^R	---	1,899	1,899	09	2,500	1,650	1,650
---	<u>1,899</u>	---	<u>1,899</u>	<u>1,899</u>	<u>2,500</u>		<u>1,650</u>	<u>1,650</u>
<u>989,931</u>	<u>10,956</u>	<u>-196,811</u>	<u>804,076</u>	<u>785,100</u>	<u>681,910</u>		<u>671,060</u>	<u>671,060</u>
					GRAND TOTAL ALL FUNDS			

Notes -- Direct State Services - General Fund

(a) The fiscal year 2011 appropriation has been adjusted for the allocation of salary program and the reallocation of \$151,000 from the Office of Smart Growth within the Department of Community Affairs.

Notes -- State Aid - Property Tax Relief Fund

(b) Fiscal year 2010 has been adjusted to reflect the transfer of the Open Space Payments in Lieu of Taxes program from the Department of Environmental Protection to the Department of Community Affairs.

Language Recommendations -- Direct State Services - General Fund

Receipts received by the Division of Local Government Services are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

Language Recommendations -- State Aid - General Fund

Notwithstanding the provisions of any law or regulation to the contrary, no appropriation shall be made for municipal aid from the amounts credited to the Extraordinary Aid account from receipts of the supplemental fee established pursuant to section 2 of P.L.2003, c.113 (C.46:15-7.1).

The amount hereinabove appropriated for the County Prosecutor Funding Initiative Pilot Program shall be distributed as follows: Camden County, \$895,000; Essex County, \$1,811,000; Hudson County, \$802,500; and Mercer County, \$491,500.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Transitional Aid to Localities shall be allocated to provide short-term financial assistance where needed to help a municipality which is in serious fiscal distress to meet immediate budgetary needs and regain financial stability. A municipality shall be deemed to be eligible for transitional aid if the municipality is identified by the Director of the Division of Local Government Services (Director) as experiencing serious fiscal distress where the Director determines that, despite local officials having implemented substantive cost reduction strategies, there continues to exist conditions of serious fiscal distress, which may include but not be limited to, substantial structural or accumulated deficits, ongoing reliance on non-recurring revenues, limited ability to raise supplemental non-property tax revenues, extraordinary demands for public safety appropriations, and other factors indicating a constrained ability to raise sufficient revenues to meet budgetary requirements that substantially jeopardizes the fiscal integrity of the municipality. Municipalities seeking transitional aid shall file an application on a form prescribed by the Director which application, among other things, shall set forth the minimum criteria which must be met in order for an application to be considered by the Director for a determination of eligibility. The Director shall determine whether a municipality which files an application meeting such minimum criteria is in serious fiscal distress, and, if so, what amount of transitional aid should be provided to address the municipality's serious fiscal distress. The transitional aid shall be provided to the municipality subject to such conditions, requirements, orders, and oversight as the Director deems necessary including the implementation of government, administrative and operational efficiency and oversight measures necessary for the fiscal recovery of the municipality, provided however, that an amount of Transitional Aid to Localities as determined by the Director of the Division of Local Government Services for a municipality may be deemed to constitute Consolidated Municipal Property Tax Relief Aid in an amount not in excess of the amount of Transitional Aid to Localities such municipality received in fiscal year 2011 and shall not reduce the amount of Consolidated Municipal Property Tax Relief Aid such municipality shall receive for fiscal year 2012. The Director may identify a municipality that has received a reduction in Open Space Payments in Lieu of Taxes as experiencing serious fiscal distress.

Of the amount appropriated hereinabove for the Transitional Aid to Localities program, an amount not to exceed 1% is appropriated for the administrative costs of the Transitional Aid to Localities program and for administrative costs associated with the oversight of any municipalities coming under supervision pursuant to N.J.S.A. 52:27BB-54 et seq., subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove appropriated for Transitional Aid to Localities is subject to the following condition: notwithstanding the provisions of N.J.S.A. 43:21- 14 or any other law or regulation to the contrary, the Commissioner of the Department of Labor and Workforce Development, in consultation with the Commissioner of the Department of Community Affairs, is authorized to enter into individualized payment plan agreements with municipalities that receive Transitional Aid for the reimbursement of unemployment benefits paid to former employees of such municipal government units, at reasonable interest rates based on current market conditions, and on such other terms and conditions as may be determined to be appropriate by the Commissioner of the Department of Labor and Workforce Development. Any municipality that enters into an individualized payment plan agreement pursuant to this section shall be required to expend all funds budgeted for this activity remaining as of the last day of its budget year for the repayment of outstanding obligations under the plan.

Notwithstanding the provisions of any law or regulation to the contrary, any qualified municipality, as defined in section 1 of P.L.1978, c.14 (C.52:27D-178) for the previous fiscal year, shall continue to be a qualified municipality thereunder during the current fiscal year.

COMMUNITY AFFAIRS

Language Recommendations -- State Aid - Property Tax Relief Fund

The amount hereinabove appropriated for Consolidated Municipal Property Tax Relief Aid shall be distributed on the following schedule: on or before August 1, 45% of the total amount due; September 1, 30% of the total amount due; October 1, 15% of the total amount due; November 1, 5% of the total amount due; December 1 for municipalities operating under a calendar fiscal year, 5% of the total amount due; and June 1 for municipalities operating under the State fiscal year, 5% of the total amount due.

Notwithstanding the provisions of any law or regulation to the contrary, from the amounts received from the appropriation to the Consolidated Municipal Property Tax Relief Aid program and received from amounts transferred from Consolidated Municipal Property Tax Relief Aid to the Energy Tax Receipts Property Tax Relief Fund account, each municipality shall be required to distribute to each fire district within its boundaries the amount received by the fire district from the Supplementary Aid for Fire Services program pursuant to the provisions of the fiscal year 1995 annual appropriations act, P.L.1994, c.67, less an amount proportional to reductions in the combined total amount received by the municipality from Consolidated Municipal Property Tax Relief Aid and from the Energy Tax Receipts Property Tax Relief Fund since fiscal year 2008.

Notwithstanding the provisions of any law or regulation to the contrary, the amount hereinabove appropriated for Consolidated Municipal Property Tax Relief Aid shall be distributed in the same amounts, and to the same municipalities which received funding pursuant to the previous fiscal year's annual appropriations act, provided further, however, that from the amount hereinabove appropriated there is transferred to the Energy Tax Receipts Property Tax Relief Fund account such sums as were determined for fiscal year 2003, fiscal year 2006, fiscal year 2007, fiscal year 2008, fiscal year 2009, fiscal year 2010, and fiscal year 2012 pursuant to subsection e. of section 2 of P.L.1997, c.167 (C.52:27D-439) as amended by P.L.1999, c.168.

Notwithstanding the provisions of any law or regulation to the contrary, the Director of the Division of Local Government Services shall take such actions as may be necessary to ensure that proportional amounts of the Consolidated Municipal Property Tax Relief Aid and the amounts transferred from Consolidated Municipal Property Tax Relief Aid to the Energy Tax Receipts Property Tax Relief Fund account appropriated to offset losses from business personal property tax that would have otherwise been used for the support of public schools will be used to reduce the school property tax levy for those affected school districts with the remaining State Aid used as municipal property tax relief. The chief financial officer of the municipality shall pay to the school districts such amounts as may be due by December 31.

Notwithstanding the provisions of any law or regulation to the contrary, the release of the final 5% or \$500, whichever is greater, of the total annual amount due for the current fiscal year from Consolidated Municipal Property Tax Relief Aid to municipalities is subject to the following condition: the municipality shall submit to the Director of the Division of Local Government Services a report describing the municipality's compliance with the "Best Practices Inventory" established by the Director of the Division of Local Government Services and shall receive at least a minimum score on such inventory as determined by the Director of the Division of Local Government Services; provided, however, that the Director may take into account the particular circumstances of a municipality in computing such score. In preparing the Best Practices Inventory, the Director shall identify best municipal practices in the areas of general administration, fiscal management, and operational activities, as well as the particular circumstances of a municipality, in determining the minimum score acceptable for the release of the final 5% or \$500, whichever is greater, of the total annual amount due for the current fiscal year, but in no event shall amounts be withheld with respect to municipal practices occurring prior to the issuance of the Best Practices Inventory unless related to a municipal practice identified in the Best Practices Inventory established in 2010.

Notwithstanding the provisions of any law or regulation to the contrary, amounts withheld from the final 5% or \$500, whichever is greater, of the total annual amount due for the current fiscal year from Consolidated Municipal Property Tax Relief Aid to municipalities as described hereinabove are appropriated to municipalities with exemplary scores on the "Best Practices Inventory" described hereinabove in such amounts as recommended by the Director of the Division of Local Government Services, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, payments to municipalities in lieu of taxes for lands acquired by the State and non-profit organizations for recreation and conservation purposes shall be provided only to municipalities whose payments received in fiscal year 2010 exceeded \$5,000 and shall be provided at two-thirds of the payment amount provided in fiscal year 2010.

Notwithstanding the provisions of subsection d. of section 29 of P.L.1999, c.152 (C.13:8C-29) or subsection d. of section 30 of P.L.1999, c.152 (C.13:8C-30), or any law or regulation to the contrary, all payments to municipalities in lieu of taxes for lands acquired by the State and non-profit organizations for recreation and conservation purposes shall be retained by the municipality and not apportioned in the same manner as the general tax rate of the municipality.

In addition to the amounts hereinabove appropriated for the Department of Community Affairs, in the case of municipalities that consolidate pursuant to P.L.2007, c.63 (C.40A:65-25 et seq.) or a municipality that is wholly annexed by another municipality pursuant to P.L.1979, c.181 (C.40A:7-1 et seq.), there is appropriated such additional sums for non-recurring costs that the Director of the Division of Local Government Services determines necessary to implement such consolidation or annexation, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of any law or regulation to the contrary, whenever funds appropriated as State Aid and payable to any municipality, which municipality requests and receives the approval of the Local Finance Board, such funds may be pledged as a guarantee for payment of principal and interest on any bond anticipation notes issued pursuant to section 11 of P.L.2003, c.15 (C.40A:2-8.1) and any tax anticipation notes issued pursuant to N.J.S.40A:4-64 by such municipality. Such funds, if so pledged, shall be made available by the State Treasurer upon receipt of a written notification by the Director of the Division of Local Government Services that the municipality does not have sufficient funds available for prompt payment of principal and interest on such notes, and shall be paid by the State Treasurer directly to the holders of such notes at such time and in such amounts as specified by the Director, notwithstanding that payment of such funds does not coincide with any date for payment otherwise fixed by law.

The State Treasurer, in consultation with the Commissioner of the Department of Community Affairs, is empowered to direct the Director of the Division of Budget and Accounting to transfer appropriations from any State department to any other State department as may be necessary to provide a loan for a term not to exceed 30 days to a municipality faced with a fiscal crisis, including but not limited to a potential default on tax anticipation notes. Extension of the term of the loan shall be conditioned on the municipality being an “eligible municipality” pursuant to P.L.1987, c.75 (C.52:27D-118.24 et seq.).

70. GOVERNMENT DIRECTION, MANAGEMENT, AND CONTROL
76. MANAGEMENT AND ADMINISTRATION

OBJECTIVES

1. To maximize efficiency in all departmental operating programs and to improve budgeting and accounting, personnel, grant policy and procedures, operational analysis, office automation, data processing, public information, and both the State and federal legislative review subsystems.
2. To enhance the delivery of services to local governments and constituent groups by evaluating the impact of changing federal and State aid systems and by initiating and advocating priority legislation and other actions in their best interest.
3. To maintain an effective affirmative action policy.
4. To continue to undertake needed special research studies for the Governor, the Commissioner, the Legislature, and local governments.
5. To adjudicate complaints filed by the public with the Government Records Council concerning access to govern-

ment records, issue advisory opinions on public records issues, and provide training seminars and prepare guidelines for records custodians.

PROGRAM CLASSIFICATIONS

99. **Administration and Support Services.** Provides, through the office of the Commissioner, executive and management leadership for the Department and provides staff services for grant coordination and management, fiscal control, data processing, personnel, public information, management services, legislative review, and intergovernmental relations. In addition, the Department (C.52:27D-1 et seq.) provides assistance in improving the management, financial, and planning capability of New Jersey’s 566 municipalities and 21 counties. The Government Records Council provides, through its members and staff, technical and educational assistance and guidance to the public and government records custodians concerning the Open Public Records Act.

EVALUATION DATA

	Actual FY 2009	Actual FY 2010	Revised FY 2011	Budget Estimate FY 2012
PROGRAM DATA				
Government Records Council				
Formal Complaints Received	355	262	350	350
Public Inquiries Received	2,323	2,401	2,500	2,500
PERSONNEL DATA				
Affirmative Action Data				
Male Minority	110	112	111	111
Male Minority %	10.0	10.4	10.5	10.5
Female Minority	271	272	265	265
Female Minority %	25.0	25.1	24.1	24.1
Total Minority	381	384	376	376
Total Minority %	35.0	35.5	34.6	34.6
Position Data				
Filled Positions by Funding Source				
State Supported	49	49	49	50
All Other	18	17	16	17
Total Positions	67	66	65	67

Notes:

Actual payroll counts are reported for fiscal years 2009 and 2010 as of December and revised fiscal year 2011 as of January. The Budget Estimate for fiscal 2012 reflects the number of positions funded.

COMMUNITY AFFAIRS

APPROPRIATIONS DATA (thousands of dollars)

Year Ending June 30, 2010					Year Ending June 30, 2012				
Orig. & (S)Supplemental	Reapp. & (R)Recpts.	Transfers & (E)Emergencies	Total Available	Expended	Prog. Class.	2011 Adjusted Approp.	Requested	Recommended	
DIRECT STATE SERVICES									
Distribution by Fund and Program									
2,808	---	-227	2,581	2,581					
					Administration and Support Services	99	2,752	2,745	2,745
<u>2,808</u>	<u>---</u>	<u>-227</u>	<u>2,581</u>	<u>2,581</u>	Total Direct State Services		<u>2,752</u> (a)	<u>2,745</u>	<u>2,745</u>
Distribution by Fund and Object									
Personal Services:									
1,981	---	-155	1,826	1,826	Salaries and Wages		2,020	2,020	2,020
<u>1,981</u>	<u>---</u>	<u>-155</u>	<u>1,826</u>	<u>1,826</u>	Total Personal Services		<u>2,020</u>	<u>2,020</u>	<u>2,020</u>
8	---	---	8	8	Materials and Supplies		8	8	8
74	---	-5	69	69	Services Other Than Personal		74	74	74
21	---	-6	15	15	Maintenance and Fixed Charges		21	21	21
Special Purpose:									
664	---	-61	603	603	Government Records Council	99	622	622	622
60	---	---	60	60	Affirmative Action and Equal Employment Opportunity	99	7	---	---
<u>2,808</u>	<u>---</u>	<u>-227</u>	<u>2,581</u>	<u>2,581</u>	Grand Total State Appropriation		<u>2,752</u>	<u>2,745</u>	<u>2,745</u>
OTHER RELATED APPROPRIATIONS									
All Other Funds									
---	438 1,649 ^R	323	2,410	2,070	Administration and Support Services	99	1,500	1,500	1,500
<u>---</u>	<u>2,087</u>	<u>323</u>	<u>2,410</u>	<u>2,070</u>	Total All Other Funds		<u>1,500</u>	<u>1,500</u>	<u>1,500</u>
<u>2,808</u>	<u>2,087</u>	<u>96</u>	<u>4,991</u>	<u>4,651</u>	GRAND TOTAL ALL FUNDS		<u>4,252</u>	<u>4,245</u>	<u>4,245</u>

Notes -- Direct State Services - General Fund

(a) The fiscal year 2011 appropriation has been adjusted for the allocation of salary program.

DEPARTMENT OF COMMUNITY AFFAIRS

All moneys comprising original bond proceeds or the repayment of loans or advances from the Mortgage Assistance Fund established under the "New Jersey Mortgage Assistance Bond Act of 1976," P.L.1976, c.94, are appropriated in accordance with the purposes set forth in section 5 of that act.

Notwithstanding the provisions of any law or regulation to the contrary, deposits of any funds into the Revolving Housing Development and Demonstration Grant Fund are subject to prior approval of the Director of the Division of Budget and Accounting.