

COMPLIANCE AUDIT

The Firemen's Relief Association
of the Orbisonia-Rockhill
Fire Company #1
Huntingdon County, Pennsylvania
For the Period
January 1, 2018 to December 31, 2020

August 2021



Commonwealth of Pennsylvania
Department of the Auditor General

Timothy L. DeFoor • Auditor General



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TIMOTHY L. DEFOOR
AUDITOR GENERAL

Mr. Matthew Gilliland, President
The Firemen's Relief Association of the
Orbisonia-Rockhill Fire Company #1
Huntingdon County

We have conducted a compliance audit of The Firemen's Relief Association of the Orbisonia-Rockhill Fire Company #1 (relief association) pursuant to authority derived from Article VIII, Section 10 of the Constitution of the Commonwealth of Pennsylvania, Section 403 of The Fiscal Code, Act of April 9, 1929, (P.L. 343, No. 176), and mandated by the Volunteer Firefighters' Relief Association Act, as consolidated by the Act of November 23, 2010 (P.L. 1181, No. 118), at 35 Pa.C.S. § 7411 *et seq.*, for the period January 1, 2018 to December 31, 2020.

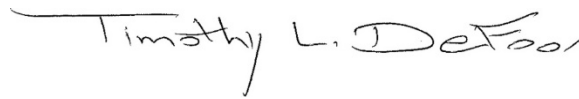
The objective of the audit was to determine if the relief association complied with applicable state laws, contracts, bylaws, and administrative procedures as they relate to the receipt of state aid and the expenditure of relief association funds. Our audit was limited to the areas related to the objective identified above and was not, nor was it required to be, conducted in accordance with Government Auditing Standards issued by the Comptroller General of the United States.

Relief association officers are responsible for establishing and maintaining effective internal controls to provide reasonable assurance that the relief association's administration of state aid and accumulated relief funds complies with applicable state laws, contracts, bylaws, and administrative procedures, including the safeguarding of assets. Relief association officers are responsible for complying with applicable state laws, contracts, bylaws, and administrative procedures. It is our responsibility to perform procedures to obtain sufficient, appropriate evidence to the extent necessary to satisfy the audit objective. We believe that our audit provides a reasonable basis for our conclusions.

Based on our audit procedures, we conclude that, for the period January 1, 2018 to December 31, 2020, the relief association, in all significant respects, complied with applicable state laws, contracts, bylaws, and administrative procedures as they relate to the receipt of state aid and the expenditure of relief association funds, except as noted in the finding listed below and discussed later in this report.

Finding – Failure To Maintain Minutes Of Meetings

The contents of this report were discussed with the management of the relief association and, where appropriate, their response has been included in the report. We would like to thank the relief association officials for the cooperation extended to us during the conduct of the audit.

A handwritten signature in black ink that reads "Timothy L. DeFoor". The signature is written in a cursive style with a long horizontal line extending to the left of the first letter.

Timothy L. DeFoor
Auditor General

August 2, 2021

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BACKGROUND

Pursuant to Article VIII, Section 10 of the Constitution of the Commonwealth of Pennsylvania, Section 403 of The Fiscal Code, Act of April 9, 1929, (P.L. 343, No. 176), and the Volunteer Firefighters' Relief Association Act, as consolidated by the Act of November 23, 2010, (P.L. 1181, No. 118), at 35 Pa.C.S. § 7411 *et seq.*, the Department of the Auditor General's duty is to audit the accounts and records of every volunteer firefighters' relief association to determine that funds received under the Foreign Fire Insurance Tax Distribution Law, Act of December 18, 1984, (P.L. 1005, No. 205), as amended, 53 P.S. § 895.701 *et seq.* (commonly referred to as Act 205), are properly expended.

The relief association is a charitable organization that was formed primarily to afford financial protection to volunteer firefighters and to encourage individuals to participate in volunteer fire service.

Act 118 governs the overall operation of volunteer firefighters' relief associations. Relief association bylaws define the specific operational procedures by which relief associations conduct business. To fulfill its primary purpose, Act 118 authorizes specific types of expenditures and prescribes appropriate volunteer firefighters' relief association investment options. Within the parameters established by Act 118, it is the responsibility of relief associations to choose investments in a proper and prudent manner.

Volunteer firefighters' relief associations receive public tax monies, and the association officers therefore have a responsibility to the public to conduct the association's financial affairs in a businesslike manner and to maintain sufficient financial records to support the propriety of all association transactions. Volunteer firefighters' relief association officers are also responsible for ensuring that the association operates in accordance with applicable state laws, contracts, bylaws and administrative procedures.

Act 205 sets forth the computation of the Foreign Fire Insurance Tax Distribution paid to each applicable municipality throughout the Commonwealth of Pennsylvania. The amount of the distribution is based upon the population of each municipality and the market value of real estate within the municipality. Upon receipt of this distribution, the municipality must allocate the funds to the volunteer firefighters' relief association of the fire service organization or fire service organizations that is or are recognized as providing the service to the municipality.

The relief association was allocated state aid from the following municipalities:

<u>Municipality</u>	<u>County</u>	<u>2018</u>	<u>2019</u>	<u>2020</u>
Cromwell Township	Huntingdon	\$5,800	\$6,200	\$6,400
Orbisonia Borough	Huntingdon	\$1,629	\$1,759	\$1,782
Rockhill Borough	Huntingdon	\$1,393	\$1,509	\$1,531
Shirley Township	Huntingdon	\$4,230	\$4,586	\$4,623
Shirleysburg Borough	Huntingdon	\$ 521	\$ 591	\$ 598

BACKGROUND – (Continued)

Based on the relief association’s records, its total cash as of December 31, 2020 was \$12,304, as illustrated below:

Cash	<u>\$ 12,304</u>
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Based on the relief association’s records, its total expenditures for the period January 1, 2018 to December 31, 2020 were \$90,940, as noted below. The accuracy of these expenditures was evaluated as part of the Department’s audit to conclude on the relief association’s compliance with applicable state laws, contracts, bylaws, and administrative procedures as they relate to the receipt of state aid and the expenditure of relief association funds.¹ **The scope of the Department’s audit does not include the issuance of an opinion on the accuracy of these amounts.**

Expenditures:

Benefit Services:	
Insurance premiums	<u>\$ 7,940</u>
Fire Services:	
Equipment purchased	\$ 59,265
Equipment maintenance	9,568
Training expenses	<u>5,623</u>
Total Fire Services	<u>\$ 74,456</u>
Administrative Services:	
Other administrative expenses	\$ 228
Bond premiums	416
Total Administrative Services	<u>\$ 644</u>
Other Expenditures:	
Payments on loan	<u>\$ 7,900</u>
Total Expenditures	<u><u>\$ 90,940</u></u>

¹ Accuracy was evaluated for a selection of transactions based on dollar amount, category, and/or random selection.

BACKGROUND – (Continued)

The volunteer firefighters' relief association and the affiliated fire service organization are separate, legal entities. The relief association is affiliated with the following fire service organization:

Orbisonia-Rockhill Volunteer Fire Company #1

THE FIREMEN'S RELIEF ASSOCIATION OF ORBISONIA-ROCKHILL
FIRE COMPANY #1
FINDING AND RECOMMENDATION

Finding – Failure To Maintain Minutes Of Meetings

Condition: The relief association did not maintain minutes of meetings as required by Act 118 and the relief association's bylaws. Specifically, the relief association's minutes did not address all financial-related transactions that occurred during the audit period. In addition, meetings were only held in three months during 2018 and 2019, and no meetings were held the entire year of 2020. Furthermore, as of June 28, 2021, no meetings have been held in 2021.

Criteria: Section 7415(a) of Act 118 states, in part, that the relief association:

. . . must provide for taking and preserving minutes of all meetings and maintenance of such books of account as may be necessary and appropriate to afford a permanent record of its fiscal affairs.

In addition, the relief association's bylaws at Article IV, Section 1 states,

The stated regular meeting of this association shall be held on the first Monday of each month following the regular fire company meeting. Five (5) members will make up a quorum.

Cause: A relief association official stated that they did not have enough members to make a quorum or there were scheduling conflicts for the months that there were no meetings; however, there was no documentation to support evidence of their inability to meet the quorum requirements.

Effect: Without detailed minutes of meetings, evidence that relief association business was presented before the membership for approval does not exist.

Recommendation: We recommend that the relief association officials hold all required meetings and maintain a permanent record of all relief association meetings as required by Act 118 and the relief association's bylaws. The minutes should also include an adequate record of all financial-related business conducted by the relief association. We further recommend that the relief association officials maintain appropriate documentation if meetings are not held due to the inability to meet quorum requirements. For further guidance, please refer to the Auditor General's publication, MANAGEMENT GUIDELINES FOR VOLUNTEER FIREFIGHTERS' RELIEF ASSOCIATIONS.

Management's Response: Relief association management agreed with the finding as presented at the audit exit conference and indicated they will take action to comply with the recommendation.

Auditor's Conclusion: Compliance will be subject to verification through our next audit.

THE FIREMEN'S RELIEF ASSOCIATION OF ORBISONIA-ROCKHILL
FIRE COMPANY #1
REPORT DISTRIBUTION LIST

This report was initially distributed to the following:

The Honorable Tom W. Wolf
Governor
Commonwealth of Pennsylvania

The Firemen's Relief Association of the Orbisonia-Rockhill Fire Company #1 Governing Body:

Mr. Matthew Gilliland
President

Ms. Sue A. Miller
Secretary

Ms. Daphne Gilliland
Treasurer

Ms. Tammy Gilliland
Assistant Secretary

THE FIREMEN'S RELIEF ASSOCIATION OF ORBISONIA-ROCKHILL
FIRE COMPANY #1
REPORT DISTRIBUTION LIST

The following municipalities allocated foreign fire insurance tax monies to this relief association and received a copy of this report:

Mr. Dave Brenneman
Secretary
Cromwell Township

Ms. Cynthia McGarvey
Secretary
Orbisonia Borough

Ms. Cynthia McGarvey
Secretary
Rockhill Borough

Ms. Kathy J. Varner
Secretary
Shirley Township

Ms. Kathy J. Varner
Secretary
Shirleysburg Borough

This report is a matter of public record and is available online at www.PaAuditor.gov. Media questions about the report can be directed to the Pennsylvania Department of the Auditor General, Office of Communications, 229 Finance Building, Harrisburg, PA 17120; via email to: news@PaAuditor.gov.