



State of New Jersey

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Governor

DEPARTMENT OF HUMAN SERVICES  
DIVISION OF FAMILY DEVELOPMENT  
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TRENTON, NJ 08625-0716

NATASHA JOHNSON  
Director

The following Decision is distributed for your information. This Decision has been made in consideration of the specific facts of this case. This Decision is not to be interpreted as establishing any new mandatory policy or procedure otherwise officially promulgated.

STATE OF NEW JERSEY  
DEPARTMENT OF HUMAN SERVICES

FINAL DECISION

OAL DKT. NO. HPW 09668-18 A.K.

AGENCY DKT. NO. C068876002 (BERGEN COUNTY BD. OF SOC. SVCS.)

Petitioner challenges the correctness of Respondent Agency's reduction of his Supplemental Nutrition Assistance Program ("SNAP") benefits, on recertification. The Agency reduced Petitioner's SNAP benefits due to an increase in income. Because Petitioner appealed, the matter was transmitted to the Office of Administrative Law for a hearing. On August 30, 2018, the Honorable Michael Antoniewicz, Administrative Law Judge ("ALJ"), held a plenary hearing, took testimony and admitted documents into evidence.

On September 11, 2018, the ALJ issued an Initial Decision, affirming the Agency's determination. Here, Petitioner had previously received monthly SNAP benefits in the amount of \$192, and was due for recertification in June 2018. See Initial Decision at 2. At recertification, it was determined that Petitioner's monthly income consisted of \$89 in Supplemental Security Income ("SSI") benefits and \$712 in Retirement, Survivors and Disability Insurance ("RSDI") benefits. *Ibid.*; see also Exhibits R-2, R-3. Petitioner began receiving RSDI benefits in January 2018, which thus constituted an increase in unearned income at the time of recertification in June 2018. See Exhibit R-1 at 1; see also Exhibit R-7 at 2-3. The increase in Petitioner's unearned income resulted in a reduction of Petitioner's monthly SNAP benefit amount to \$101, effective June 1, 2018. See Initial Decision at 5; see also Exhibits R-2 and R-7 at 1, 2. Based on the evidence presented, the ALJ concluded that the calculation of Petitioner's monthly SNAP benefit at recertification was correct. See Initial Decision at 5; see also N.J.A.C. 10:87-6.16.1 agree.

No Exceptions to the Initial Decision were filed by either party.

As the Director of the Division of Family Development, Department of Human Services, I have considered the ALJ's Initial Decision and following an independent review of the record, I concur with the ALJ's decision and hereby adopt the Findings of Fact and Conclusions of Law in this matter.

Accordingly, the Initial Decision in this matter is hereby ADOPTED and the Agency's determination is AFFIRMED.



Officially approved final version.

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Natasha Johnson  
Director

SEP 21 2018

