



State of New Jersey

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Governor

DEPARTMENT OF HUMAN SERVICES
DIVISION OF FAMILY DEVELOPMENT
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CAROLE JOHNSON
Commissioner

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Lt. Governor

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 01955-19 J.J.

AGENCY DKT. NO. C228427004 (CAMDEN COUNTY BOARD OF SOC. SVCS.)

Petitioner appeals from the Respondent Agency's termination of Work First New Jersey/General Assistance ("WFNJ/GA") and Emergency Assistance ("EA") benefits. The Agency terminated Petitioner's WFNJ/GA benefits because his monthly Retirement, Survivors and Disability Insurance ("RSDI") benefits put him over the maximum allowable benefit level for WFNJ/GA benefits, and terminated Petitioner's EA benefits because he was no longer a WFNJ cash benefits recipient, nor a Supplemental Security Income ("SSI") benefits recipient. Because Petitioner appealed, the matter was transmitted to the Office of Administrative Law for a hearing. On March 4, 2019, the Honorable Carl V. Buck, III, Administrative Law Judge ("ALJ"), held a plenary hearing, took testimony, and admitted documents.

On March 15, 2019, the ALJ issued an Initial Decision, affirming the Agency's determination. Here, Petitioner began receiving monthly RSDI benefits in the amount of \$281, commencing February 2019, retroactive to January 2, 2019. See Initial Decision at 2-3; see also Exhibit R-5. As a result, the Agency terminated Petitioner's WFNJ/GA benefits, effective February 1, 2019, because his monthly RSDI benefits amount put him over the maximum allowable benefit level for receipt of WFNJ/GA benefits. See Initial Decision at 3; see also Exhibit R-1, and N.J.A.C. 10:90-3.1(c), -3.6(a). Also, as Petitioner was no longer a WFNJ/GA benefits recipient, nor an SSI benefits recipient, the Agency terminated his EA benefits. See Initial Decision at 3; see also Exhibit R-4, and N.J.A.C. 10:90-6.2(a) (limiting eligibility for EA benefits to WFNJ and SSI benefits recipients). Based on the foregoing, the ALJ concluded that that Agency's termination of Petitioner's WFNJ/GA and EA benefits were proper and must stand. See Initial Decision at 4-5; see also Exhibits R-1, R-4. I agree.

No Exceptions to the Initial Decision were received.

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 final conclusion in this matter and hereby ADOPT the Findings of Fact and Conclusion of Law.

By way of comment, the Agency shall refer Petitioner to any and all agencies and organizations that may be able to assist with his current needs, including Social Services for the Homeless.

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



Officially approved final version.

Natasha Johnson
Director

APR 11 2019

