



State of New Jersey

DEPARTMENT OF HUMAN SERVICES

Division of Family Development
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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

REMAND DECISION

OAL DKT. NO. HPW 12989-14 N.H.

AGENCY DKT. NO. C227314 (HUDSON COUNTY DEPT OF FAM SVCS)

Petitioner appeals from Respondent Agency's termination of her Emergency Assistance ("EA") benefits in the form of Temporary Rental Assistance ("TRA"). The Agency terminated Petitioner's EA benefits for failure to comply with her Service Plan. Because the Petitioner appealed, the matter was transmitted to the Office of Administrative Law for a hearing. On October 17, 2014, the Honorable Leland S. McGee, Administrative Law Judge ("ALJ"), held a plenary hearing, took testimony and admitted documents into evidence. On October 17, 2014, the ALJ issued his Initial Decision affirming the Agency's determination.

No exceptions to the Initial Decision were filed.

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 Conclusion of Law in this matter.

However, the record in this matter indicates that Petitioner has an open case with the Division of Child Protection and Permanency ("DCP&P"). See Initial Decision at 3. N.J.A.C. 10:90-6.1(c)(6) states that "in consultation with [DCP&P], EA shall be provided to a [DCP&P] family, even if the family caused its own homelessness, provided that the family meets all other EA eligibility requirements." Therefore, I am remanding this matter to the Agency to establish appropriate communication and consultation with DCP&P to ensure coordination of the DCP&P plan, EA service plan and Individual Responsibility Plan. See N.J.A.C. 10:90-6.1(c)(6)(i). Petitioner is

Page 2

hereby put on notice, however, that further failure to comply with the coordinated service plan may result in the termination of EA. See N.J.A.C. 10:90-6.1(c)(6)(i)(2).

A copy of the Initial and Final Decisions in this matter will be forwarded to DCP&P.

Accordingly, the Initial Decision in this matter is ADOPTED and the matter is REMANDED back to the Agency for handling in accordance with this decision.

NOV 01.2014

Signed Copy on File
at DFD, BARA

Jeanette Page-Hawkins
Director