



State of New Jersey

DEPARTMENT OF HUMAN SERVICES

Division of Family Development
P.O. Box 716
TRENTON, NEW JERSEY 08625

Chris Christie
Governor

Kim Guadagno
Lt. Governor

Jennifer Velez
Commissioner

Jeanette Page-Hawkins
Director
Tel. (609) 588-2000

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

AMENDED DECISION

OAL DKT. NO. HPW 6690-14 B.C.

AGENCY DKT. NO. C049249 (ATLANTIC CO. DEPT OF FAM. & COM. DEV)

On August 6, 2014, a Final Agency Decision ("FAD") was issued in this matter. That Decision contained a typographical error in the second paragraph of the FAD. This Amended FAD corrects that error. The Initial Decision remains ADOPTED and the Agency determination remains AFFIRMED.

The Amended FAD is as follows:

Petitioner appeals from the Respondent Agency's termination of his Work First New Jersey/Temporary Assistance for Needy Families ("WFNJ/TANF") benefits. The Agency determined that the Petitioner's WFNJ/TANF benefits should be terminated because a member of his household assistance unit has received 60 cumulative months of cash assistance under WFNJ/TANF.

Because Petitioner appealed, the matter was transmitted to the Office of Administrative Law for a hearing. On July 1, 2014, the Honorable Bruce M. Gorman, Administrative Law Judge ("ALJ"), held a plenary hearing, took testimony, and admitted documents. The record was closed on July 1, 2014. On July 15, 2014, the ALJ issued his Initial Decision affirming the Agency Determination.

No exceptions were filed to the Initial Decision.

As the Director of the Division of Family Development, Department of Human Services, I have considered the record for this matter and the ALJ's Initial Decision, and having

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made an independent evaluation of the record, I accept and adopt the Findings of Fact and Conclusions of Law as contained in the Initial Decision.

Petitioner has received six months of his sixty cumulative lifetime month total of TANF benefits. Initial Decision at 2. Petitioner resides in his home with M.D. and their children. Ibid. M.D. has received eighty-nine months of TANF benefits. Ibid. The Agency terminated M.D.'s TANF benefits because she has exceeded her cumulative lifetime maximum. Exhibit R-1 at 2.

Under N.J.A.C. 10:90-2.3(a)(1) an adult individual WFNJ/TANF recipient is limited to receipt of sixty cumulative lifetime months of assistance. At the end of an individual adult's receipt of sixty cumulative months of cash assistance, the assistance unit shall no longer be eligible to receive WFNJ/TANF assistance. Ibid. Petitioner and M.D. reside in the same household and are therefore within the same assistance unit. Because M.D. has exhausted her cash assistance under WFNJ/TANF, Petitioner is ineligible to receive any additional WFNJ/TANF benefits.

Accordingly, the Initial Decision in the action is hereby ADOPTED and the Agency action is AFFIRMED.

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at DFD, BARA

Jeanette Page-Hawkins
Director