



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

FINAL DECISION

OAL DKT. NO. HPW 16256-15 D.H.

AGENCY DKT. NO. V508131 (ATLANTIC CO. DEPT OF FAM. & COM. DEV)

Petitioner appeals from Respondent Agency's termination of Emergency Assistance ("EA") benefits under the Housing Assistance Program ("HAP") pilot. The Agency terminated Petitioner's EA benefits under HAP because she had received the 24 months of EA benefits allowable under HAP. Because Petitioner appealed, the matter was transmitted to the Office of Administrative Law for a hearing. On October 20, 2015, the Honorable W. Todd Miller, Administrative Law Judge ("ALJ"), held a plenary hearing, took testimony, and admitted documents. On October 21, 2015, the ALJ issued an Initial Decision, which affirmed the Agency's action.

No Exceptions to the Initial Decision were received.

As the Director of the Division of Family Development ("DFD"), Department of Human Services, I have reviewed the ALJ's Initial Decision and the record, and I ADOPT the ALJ's Initial Decision and AFFIRM the Agency's determination.

Pursuant to N.J.A.C. 10:90-6.1(a)(1), EA shall be made available "[w]hen shelter costs equal or exceed total recorded income to the [Work First New Jersey ("WFNJ")] or [Supplemental Security Income ("SSI")] assistance unit and the recipient is unable to document other sources of income, for example, loans from relatives, which enable the individual or family to meet monthly housing/living expenses"

The expiration of HAP, notwithstanding, see Initial Decision at 3-4, the record shows that Petitioner's household has combined SSI income of \$1,485, and her rent is \$650 per month. Id. at 2. Accordingly, I find that Petitioner has sufficient income to pay her rent, and would not, therefore, have been eligible for continued EA benefits under HAP. See N.J.A.C. 10:90-6.10(a); see also N.J.A.C. 10:90-6.1(a)(1).

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

Signed Copy on File
at DFD, BARA

OCT 29 2015

Natasha Johnson
Director