



State of New Jersey

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

NATASHA JOHNSON
Assistant Commissioner

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 13450-25 K.K.

AGENCY DKT. NO. S669612012 (MIDDLESEX COUNTY BD. 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, contending that the assistance unit's income exceeded the WFNJ/GA benefits financial eligibility limits, and terminated Petitioner's EA benefits because she was no longer a WFNJ/GA 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 November 7, 2025, the Honorable Jeffrey N. Rabin, Administrative Law Judge ("ALJ"), held a telephonic plenary hearing, took testimony, and admitted documents. On November 7, 2025, the ALJ issued an Initial Decision, affirming the Agency's determinations.

No Exceptions to the Initial Decision were received.

As Assistant Commissioner, 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 hereby MODIFY the Initial Decision and AFFIRM the Agency's determinations, based on the discussion below.

In order to be eligible for Work First New Jersey/General Assistance ("WFNJ/GA") benefits, the total countable income of the unemployable single adult, or couple without dependent children, must be equal to or less than the maximum benefit payment level for the size of the assistance unit as set out in Schedule V at N.J.A.C. 10:90-3.6(a). See N.J.A.C. 10:90-3.1(b)(1). Effective July 1, 2019, the maximum benefit level for an unemployable WFNJ/GA AU, consisting of one person, is \$277 per month. See N.J.A.C. 10:90-3.6(a); see also DFD Informational Transmittal ("IT") No. 19-21.

Only WFNJ cash assistance recipients and Supplemental Security Income ("SSI") benefits recipients are eligible for EA benefits. See N.J.A.C. 10:90-6.2(a).

Here, the ALJ found, and the record substantiates that Petitioner was in receipt of monthly WFNJ/GA benefits, when, in August, 2025, the Agency became aware that Petitioner received a lump-sum Supplemental Security Income ("SSI") payment, as well as began to receive monthly payments of Retirement, Survivors, and Disability Insurance ("RSI") in the amount of \$1,159. See Initial Decision at 4; see also Exhibit R-1. Based upon the monthly receipt of RSI benefits, the Agency determined that Petitioner's monthly income exceeded the maximum benefit level, of \$277, for continued receipt of WFNJ/GA benefits. See Initial Decision at 2-5; see also Exhibit R-1; see also N.J.A.C. 10:90-3.6(a), and DFD IT No. 19-21. Based on the foregoing, the ALJ concluded that the Agency's termination of WFNJ/GA benefits to Petitioner was proper and must stand. See Initial Decision at 5; see also Exhibit R-1. I agree, but hereby modify the Initial Decision to



reflect the applicable regulatory authority and benefit level for Petitioner as an unemployable WFNJ/GA benefits recipient, rather than an employable benefits recipient. See Initial Decision at 2, 4.

The ALJ further found that, because Petitioner is neither a WFNJ, nor an SSI, benefits recipient, the household is ineligible for EA benefits, and as such, concluded that the Agency's termination of Petitioner's EA benefits was also proper and must be affirmed. See Initial Decision at 4; see also Exhibit R-1, and N.J.A.C. 10:90-6.2(a). I also agree.

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

Officially approved final version. January 08, 2026

Natasha Johnson
Assistant Commissioner

