

DEPARTMENTAL GRANT APPEALS BOARD

Department of Health and Human Services

SUBJECT: New Jersey Department of Human Services DATE: September 28, 1981
Docket No. 81-146-NJ-CS
Decision No. 216

DECISION

In an application for review dated September 2, 1981, the State requested review by the Board of a determination of the Regional Representative, Region II, Office of Child Support Enforcement, dated August 3, 1981, disallowing Federal financial participation in the amount of \$60,318 claimed for the quarter ended September 30, 1980 under Title IV-D of the Social Security Act (Act) for the provision of child support enforcement services to persons not eligible for the Aid to Families with Dependent Children (AFDC) program. The costs in question were disallowed on the ground that the State did not comply with the requirement in Section 454(6)(A) of the Act that services be provided to non-AFDC recipients only "upon application filed by such individuals with the State...." This issue was presented in several appeals previously filed by the State with the Board. New Jersey Department of Human Services, Decision No. 135, November 28, 1980; Decision No. 146, January 29, 1981; Decision No. 153, February 27, 1981; Decision No. 195, June 30, 1981; and Decision No. 199, July 31, 1981. The State in the instant appeal relies on the brief submitted by it in the proceedings in Decision No. 135 and requests an expedited decision in the appeal.

The conclusion of the Board in Decision No. 135, which was reaffirmed in the other decisions cited above, was that the State's failure to obtain new applications from non-AFDC recipients who had previously applied for and received services under a wholly State-funded program was an appropriate ground for disallowance. No material facts are in dispute. Accordingly, based on the Board's prior decisions cited above, we sustain the disallowance in full.

/s/ Cecilia Sparks Ford

/s/ Alexander G. Teitz

/s/ Norval D. (John) Settle, Panel Chair