

STATE OF VERMONT

HUMAN SERVICES BOARD

In re) Fair Hearing No. 13,473

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Appeal of)

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DISCUSSION

The petitioner appeals the decision by the Department of Social Welfare randomly assigning her to Group 1 of the Welfare Restructuring Project (WRP). She seeks placement in either Group 2 or Group 3 to have access to the enhanced work incentives she believes are available to those groups. The WRP is outlined in W.A.M. § 2208.1, which is reproduced below:

The petitioner does not take issue with the legal basis of the Department's decision--i.e., that WRP group assignments must be random in order to meet the regulations (supra), to ensure the integrity of the project, and to comply with federal waiver requirements. Indeed, the Department's decision in this case appears to fully comport with the above regulations. Therefore, the Board is bound by law to affirm it. 3 V.S.A. § 3091(d) and Fair Hearing Rule No. 19.

RECOMMENDATION

The Department's decision is affirmed.

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