

the Division, stated that this type of wood gathering is not considered self-harvesting per the HAP program.⁷

Ms. K also stated and submitted documentation requesting additional HAP funds because she has received more funding in the past.⁸ At hearing, Ms. K requested a cord of wood and an additional \$600 for electric.⁹

III. Discussion

The Heating Assistance Program provides financial assistance for heating bills to eligible households.¹⁰ The program year runs from September 1 through April 30 of the following year.¹¹ Only one heating assistance payment is awarded per household per program year.¹² The amount of assistance is determined by a formula with a number of factors.¹³

The Division correctly determined Ms. K' HAP award based on her application and the HAP regulations. However, Ms. K established that she is not a self-harvester of wood. Ms. K HAP award should be recalculated based on this new information.

IV. Conclusion

The Division's \$405 HAP grant calculation is reversed. Ms. K' HAP grant should be recalculated based on the new information that she does not self-harvest wood. The Division's calculation of Ms. K' HAP award is otherwise upheld.

Dated this 23rd day of March, 2014.

Signed

Bride Seifert
Administrative Law Judge

⁷ Gagne hearing presentation.

⁸ Ex. 4; K testimony. Ms. K faxed this office additional documentation on March 21, 2014. This decision does not address the additional information because it was received after the fair hearing.

⁹ K testimony.

¹⁰ 7 AAC 44.010.

¹¹ 7 AAC 44.020(c); 7 AAC 44.900(20).

¹² 7 AAC 44.030(b).

¹³ 7 AAC 44.080.

Adoption

The undersigned, by delegation from of the Commissioner of Health and Social Services, adopts this Decision, under the authority of AS 44.64.060(e)(1), as the final administrative determination in this matter.

Judicial review of this decision may be obtained by filing an appeal in the Alaska Superior Court in accordance with Alaska R. App. P. 602(a)(2) within 30 days after the date of this decision.

DATED this 10th day of April, 2014.

By: Signed
Name: Bride Seifert
Title: Administrative Law Judge

[This document has been modified to conform to the technical standards for publication.]