



HUMAN SERVICES
DEPARTMENT

Susana Martinez, Governor
Sidonie Squier, Secretary
Marilyn Martinez, Acting Director

Interim Policy & Procedure Memorandum

ISD-IPP 14-12

TO: ISD Employees
FROM: *MM* Marilyn Martinez, Acting Director, Income Support Division
RE: CEASE ABAWD and E&T Implementation IMMEDIATELY
DATE: November 4, 2014

The Department was served with a temporary restraining order suspending the implementation of the E&T and ABAWD work requirements as published in the Human Services Register Vol. 37, No. 57 and in the New Mexico Register Vol. XXV, No. 18 published on September 30, 2014. The following directive is to be followed IMMEDIATELY.

The E&T and ABAWD rule changes in HSR Vol. 37, No. 57; are on hold at this time. ASPEN changes were not implemented.

ASPEN will continue to refer individuals who are mandatory for E&T and identify those who are exempt under the pre-October 1, 2014 rules.

ABAWDs will continue to be referred to SL Start as E&T mandatory under the pre-October 1, 2014 rules. There is not an ABAWD work requirement at this time. Individuals will not be disqualified for failing to complete the ABAWD work requirements.

Notices regarding the change in ABAWD status were issued to clients prior to the decision to delay the implementation of the rule changes. These notices were issued from central office (not ASPEN generated) and a case comment was placed in the system so the field would be aware of who received the notice until the notice is scanned to the ECF (this effort will be handled centrally). New notices will be issued to inform individuals of the delay.

Please notify any individual calling or coming into the office to complete the orientation that was identified as E&T or ABAWD mandatory that received the notice that indicated they must begin compliance with the ABAWD rules of the change in the requirements.

Individuals should be evaluated to see if they are mandatory for E&T participation under the pre-October 1, 2014 rules and if they have not yet met those requirements, please engage them.

Individuals who are otherwise exempt under the pre-October 1, 2014 rules should be notified they are not required to attend the orientation, complete the assessment and are not subject to disqualification. These individuals may volunteer.

Any appointments that SL Start has scheduled to update placement regarding ABAWD status should be cancelled.

Please feel free to contact Vida Tapia-Sanchez, Deputy Director of ISD Programs at 505-827-1300 or via email at Vida.Tapia-Sanchez@state.nm.us should you have any questions.