



State of New Jersey

DEPARTMENT OF HUMAN SERVICES
DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES
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CHRIS CHRISTIE
Governor

ELIZABETH CONNOLLY
Acting Commissioner

KIM GUADAGNO
Lt. Governor

VALERIE HARR
Director

STATE OF NEW JERSEY
DEPARTMENT OF HUMAN SERVICES
DIVISION OF MEDICAL ASSISTANCE
AND HEALTH SERVICES

C.H. :
PETITIONER, : ADMINISTRATIVE ACTION
:
: FINAL AGENCY DECISION
v. :
: OAL DKT. NO. HMA 8484-2015
:
DIVISION OF MEDICAL ASSISTANCE :
AND HEALTH SERVICES AND :
ESSEX COUNTY BOARD OF :
SOCIAL SERVICES, :
RESPONDENTS. :

As Director of the Division of Medical Assistance and Health Services, I have reviewed the record in this matter, consisting of the Initial Decision, the documents in evidence and the entire contents of the OAL case file. No exceptions were filed in this matter. Procedurally, the time period for the Agency Head to file a Final Agency Decision is December 24, 2015, in accordance with an Order of Extension.

Petitioner's application for benefits granted as of February 1, 2015. Petitioner died on April 27, 2015. The Office of the Public Guardian (OPG) had been appointed for Petitioner in July 2014. At the time he was living in an assisted living facility. He entered a nursing home in February 2015. The OPG is seeking an early eligibility date.

During the guardianship, the OPG marshalled his resources and paid Petitioner's expenses. In December 2014, \$2,500 was removed from his account, resulting in a balance of \$270.71. That \$2,500 was withdrawn as partial payment toward a lien the OPG filed against Petitioner's assets.

I am satisfied that the record in this matter demonstrates that Petitioner's resources were below the \$2,000 maximum as of January 1, 2015. As such, Petitioner's Medicaid eligibility is established as of that date and continues through his death.

THEREFORE, it is on this *3rd* day of DECEMBER 2015

ORDERED:

That the Initial Decision is ADOPTED.



Valerie J. Harr, Director
Division of Medical Assistance
and Health Services