

PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

DEPARTMENT OF HUMAN SERVICES
DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES
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CAROLE JOHNSON

Commissioner

MEGHAN DAVEY

Director

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

E.R..

PETITIONER,

ADMINISTRATIVE ACTION

V.

FINAL AGENCY DECISION

DIVISION OF MEDICAL ASSISTANCE:

OAL DKT. NO. HMA 11729-16

AND HEALTH SERVICES AND

MERCER COUNTY BOARD OF

SOCIAL SERVICES.

RESPONDENTS.

As Director of the Division of Medical Assistance and Health Services, I have reviewed the record in this case, including the Initial Decision, the OAL case file and the documents filed below. Procedurally, the time period for the Agency Head to file a Final Agency Decision in this matter is May 21, 2018 in accordance with an Order of Extension.

The matter arises as the result of the Mercer County Board of Social Services' ("the Board") denial of medical assistance to Petitioner under the New Jersey Care...Special Medicaid Programs (Medicaid).

The Board received E.R.'s application for Medicaid on June 13, 2016. Based on information contained in the application, the Board calculated Petitioner's total monthly net income to be \$1,391.20. The Board's calculation was based on Petitioner's Social Security

of \$810.80, which provides Petitioner with a net income of \$639 income per month. Because \$639 did not cover the cost of Petitioner's \$1,239.40 monthly mortgage payment, the Board deemed the \$600.40 of cash support from her son and subtracted a \$20 exclusion. Under the New Jersey Care...Special Medicaid Programs, the maximum allowable income for a household of one (1) was \$990 at the time of the Board's determination. Thus, the Board concluded that Petitioner's \$1,391.20 income exceeds the Medicaid eligibility limits for a single adult.

The Initial Decision found there to be no documentation or other evidence to support Petitioner's assertion that her son gave her cash to pay the mortgage. The Initial Decision held that Petitioner's income was properly applied to the maximum allowable income limits of the New Jersey Care...Special Medicaid Programs for 2016, and as such the Board properly denied Petitioner's application for Medicaid.

Based on my review of the record, I concur with the Initial Decision. If Petitioner's circumstances change, she may reapply for benefits.

THEREFORE, it is on this day of APRIL 2018,

ORDERED:

That the Initial Decision is hereby ADOPTED.

Meghan Davey, Director

Division of Medical Assistance

and Health Services