

State of New Jersey

DEPARTMENT OF HUMAN SERVICES DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES PO Box 712 Trenton, NJ 08625-0712

CAROLE JOHNSON Commissioner

MEGHAN DAVEY Director

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

F.D.

PHILIP D. MURPHY

Governor

SHEILA Y. OLIVER

Lt. Governor

| PETITIONER, | ADMINISTRATIVE ACTION |
|--------------------------------|-----------------------------|
| V. | FINAL AGENCY DECISION |
| DIVISION OF MEDICAL ASSISTANCE | OAL DKT. NO. HMA 13494-2016 |
| AND HEALTH SERVICES AND | |
| MERCER COUNTY BOARD OF | |
| SOCIAL SERVICES, | |
| RESPONDENTS. | |

2

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 Decision is April 6, 2018 in accordance with <u>N.J.S.A.</u> 52:14B-10 which requires an Agency Head to adopt, reject, or modify the Initial Decision within 45 days of receipt. The Initial Decision was received on February 20, 2018.

The matter arises as the result of the Mercer County Board of Social Services' ("the Board") termination of the healthcare benefits Petitioner was receiving under the New Jersey Care...Special Medicaid Programs (Medicaid), effective August 31, 2016.

After F.D. failed to provide copies of his pay stubs as requested by the Board, the New Jersey Is An Equal Opportunity Employer • Printed on Recycled Paper and Recyclable Board calculated Petitioner's total monthly income to be \$2,855.10, based on information acquired from the Department of Labor. Under the New Jersey Care...Special Medicaid Programs, the maximum allowable income for a household of four (4) is \$2,795. Thus, the Board concluded that Petitioner's income exceeds the Medicaid eligibility limits for an adult. Petitioner's three (3) children remained eligible for Medicaid.

Petitioner did not dispute that his monthly income, as calculated by the Board, exceeded the standard for the New Jersey Care...Special Medicaid Programs. Instead, Petitioner asserted that he is unable to cover his expenses. Additionally, Petitioner asserted that he is now caring for a fourth child.

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, which was \$2,795 and as such F.D's benefits were correctly denied by Mercer County.

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

THEREFORE, it is on this 2 day of APRIL 2018,

ORDERED:

That the Initial Decision is hereby ADOPTED.

Meghan'Davey, Director Division of Medical Assistance and Health Services

2