



State of New Jersey
Department of Human Services
Division of Medical Assistance and Health Services
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PHILIP D. MURPHY
Governor

Carole Johnson
Commissioner

Sheila Y. Oliver
Lt. Governor

Meghan Davey
Director

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

M.F.,	:	
	:	
PETITIONER,	:	ADMINISTRATIVE ACTION
	:	
v.	:	FINAL AGENCY DECISION
	:	
DIVISION OF MEDICAL ASSISTANCE :	:	OAL DKT. NO. HMA 05289-18
	:	
AND HEALTH SERVICES AND	:	
	:	
WARREN 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 and the contents of the OAL case file. Neither party filed exceptions in this matter. Procedurally, the time period for the Agency Head to file a Final Agency Decision in this matter is September 9, 2018 in accordance with an Order of Extension. The Initial Decision in this matter was received on June 11, 2018.

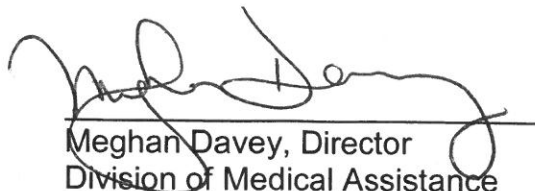
Based upon my review of the record, I hereby ADOPT the Administrative Law Judge's recommended decision concluding that WCBSS was authorized to seek reimbursement of the Medicaid benefits paid pursuant to N.J.S.A. 30:4D-7.i during the time period Petitioner was over income. The matter arises regarding the recovery of \$651.34 in continued benefits pending a fair hearing which was ultimately withdrawn. On June 20, 2017, due to her then current gross income exceeding the regulatory standards, the Warren County Board of Social Services (WCBSS) notified Petitioner that her benefits would be terminated on July 31, 2017. Petitioner requested a fair hearing and requested that her Medicaid benefits continue pending the outcome of the fair hearing. The matter was transmitted to the Office of Administrative Law (OAL) and a hearing scheduled for September 12, 2017. On or about September 12, 2017, Petitioner withdrew her request for a hearing. On March 22, 2018, WCBSS notified Petitioner of a debt for the two months of ineligibility that accrued between termination and the withdrawal of the fair hearing.

The \$651.34 overpayment represents the capitation payments made to Horizon NJ Health and Logisticare for August and September 2017 when Petitioner was otherwise ineligible.

THEREFORE, it is on this ^{21st} day of AUGUST 2018,

ORDERED:

That the Initial Decision is hereby ADOPTED.


Meghan Davey, Director
Division of Medical Assistance
and Health Services