



State of New Jersey

DEPARTMENT OF HUMAN SERVICES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

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Governor

SHEILA Y. OLIVER
Lt. Governor

CAROLE JOHNSON
Acting Commissioner

MEGHAN DAVEY
Director

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

M.K.,	:	
	:	
PETITIONER,	:	ADMINISTRATIVE ACTION
	:	
v.	:	FINAL AGENCY DECISION
	:	
DIVISION OF MEDICAL ASSISTANCE	:	OAL DKT. NO. HMA 9262-2017
	:	
AND HEALTH SERVICES AND	:	
	:	
MORRIS 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. Petitioner filed exceptions in this matter. Procedurally, the time period for the Agency Head to file a Final Decision is March 8, 2018 in accordance with an Order of Extension.

The matter arises regarding the termination of Petitioner's Medicaid benefits due to excess income. Morris County contended that Petitioner's income exceeded the private pay rate for the facility. I concur with the Initial Decision that this determination

is incorrect and is not a barrier to Petitioner's receipt of benefits. However, the record raises other issues regarding Petitioner's eligibility. Namely, Petitioner's Qualified Income Trust (QIT) has been increasing each month. The documents in evidence show the QIT bank account had a balance of \$4,000 in April 2016 that goes up to over \$7,000 by March 2016. After a few months of bouncing up and down, the QIT increased to \$8,000 by September 2016 before topping off at over \$12,500 in January 2017. R-1 at D. Moreover, it appears that a deposit to the QIT on April 22, 2016 was not Petitioner's reported monthly income. As such, the matter is hereby RETURNED to Morris County to further analyze Petitioner's QIT and any effect on her Medicaid benefits.

THEREFORE, it is on this ^{1st} day of MARCH 2018,

ORDERED:

That the Initial Decision is hereby ADOPTED; and

That the matter is hereby RETURNED to Morris County for further action.


Meghan Davey, Director
Division of Medical Assistance
and Health Services