

PHILIP D. MURPHY Governor

SHEILA Y. OLIVER Lt. Governor

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

T.M.,

PETITIONER.

٧.

AND HEALTH SERVICES AND
MIDDLESEX COUNTY BOARD OF
SOCIAL SERVICES,

RESPONDENTS.

ADMINISTRATIVE ACTION

FINAL AGENCY DECISION

OAL DKT. NO. HMA 8019-2018

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. No exceptions were filed in this matter. Procedurally, the time period for the Agency Head to file a Final Agency Decision in this matter is September 7, 2018 in accordance with N.J.S.A. 52:14B-10 which requires an Agency Head to adopt, reject, or modify the Initial Decision within 45 days of receipt. The Initial Decision in this matter was received on July 24, 2018.

The matter arises regarding the May 31, 2018 termination of Petitioner's

Medicaid benefits due to excess income. Petitioner lives with her husband and son. Another son lives with them but is disabled and receives Medicaid benefits. The household's monthly income totals \$3,514 which is in excess of the \$2,390 limit for a household of three. Medicaid Communication No. 18-01. Petitioner husband receives \$1,482 a month from Social Security and she is paid \$2,032 a month under the Personal Preference Program (PPP) to provide Personal Care Assistance (PCA) services to her son.

The Initial Decision held that Petitioner's benefits were properly terminated due to excess income. I concur with the findings. Petitioner is employed to provide services and receives wages. There is no exemption based on the type of service she provides. As such, Middlesex County properly counted the family's income and found them to be over income.

Thus, I hereby ADOPT the Initial Decision.

THEREFORE, it is on this Hoday of AUGUST 2018,

ORDERED:

That the Initial Decision is hereby ADOPTED.

Meghan Davey, Director

Division of Medical Assistance

and Health Services