



State of New Jersey

DEPARTMENT OF HUMAN SERVICES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

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Governor

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Lt. Governor

CAROLE JOHNSON
Commissioner

JENNIFER LANGER JACOBS
Assistant Commissioner

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

M.C.,

PETITIONER,

v.

HUDSON COUNTY DEPARTMENT

OF FAMILY SERVICES,

RESPONDENTS.

ADMINISTRATIVE ACTION

FINAL AGENCY DECISION

OAL DKT. NO. HMA 10455-21

As Assistant Commissioner for the Division of Medical Assistance and Health Services, I have reviewed the record in this case, including the OAL case file and the Initial Decision dismissing the case with prejudice. Procedurally, the time period for the Agency Head to file a Final Decision is April 18, 2022, 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 was received on March 4, 2022.

This matter arises from Hudson County Board of Social Services' (HCBSS) denial of Petitioner's Medicaid eligibility based on Petitioner's income. On the day of the hearing Petitioner asserted that her Social Security income was not considered income for Medicaid purposes contrary to N.J.A.C. 10:71-5.1. The ALJ gave Petitioner the

opportunity to provide evidence of her position in a post-hearing submission. Petitioner did not file a brief and did not respond to the court's correspondence regarding the same.

By Initial Decision dated March 4, 2022, the ALJ dismissed Petitioner's appeal.

Based on my review of the record, I concur with the ALJ's findings. The matter has been dismissed and Petitioner may reapply for benefits at any time. I hereby ADOPT the Initial Decision.

THEREFORE, it is on this 13th day of APRIL 2022,

ORDERED:

That the Initial Decision is hereby ADOPTED.



Jennifer Langer Jacobs, Assistant Commissioner
Division of Medical Assistance and Health Services