

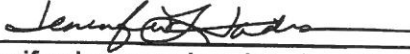
Based upon my review of the record, I hereby ADOPT the Administrative Law Judge's recommended decision because it is in accordance with the Medicaid regulations governing resource eligibility. N.J.A.C. 10:71-4.5(c) states that participation in the Medicaid Only program will be denied if the resources of an individual exceed \$2000. Moreover, resource eligibility is determined as of the first moment of the first day of the month. 20 C.F.R. §416.1207(a) and N.J.A.C. 10:71-4.1(e).

On October 26, 2021, Petitioner filed a Medicaid application with the Atlantic County Department of Family and Community Development (Atlantic County). The application listed a checking account with a balance of \$6,271. Atlantic County later verified that the account had a balance of \$6,268.38 as of November 21, 2021. The undisputed evidence in the record indicates that Petitioner had countable resources in excess of the \$2,000 limit. The eligibility procedure is clearly set forth in the regulations, and there is simply no provision which permits a relaxation of the eligibility date so long as the countable resources exceed the maximum limit.

THEREFORE, it is on this 5th day of APRIL 2022,

ORDERED:

That the Initial Decision is hereby ADOPTED.



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