

PHILIP D. MURPHY Governor

TAHESHA L. WAY

Lt. Governor

State of New Jersey DEPARTMENT OF HUMAN SERVICES

Division of Medical Assistance and Health Services P.O. Box 712 Trenton, NJ 08625-0712 SARAH ADELMAN Commissioner

GREGORY WOODS Assistant Commissioner

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

R.N.,

PETITIONER,

DIVISION OF MEDICAL ASSISTANCE:

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AND HEALTH SERVICES AND

OCEAN COUNTY BOARD

OF SOCIAL SERVICES,

ADMINISTRATIVE ACTION

FINAL AGENCY DECISION

OAL DKT. NO. HMA 10288-23

RESPONDENTS.

As Assistant Commissioner for the Division of Medical Assistance and Health Services (DMAHS), I have reviewed the record in this case, including the Initial Decision and the Office of Administrative Law (OAL) case file. Neither party filed exceptions in this matter. Procedurally, the time period for the Agency Head to render a Final Agency

Decision is July 1, 2024, in accordance with an Order of Extension.

This matter arises from the September 19, 2023 termination of Medicaid Only benefits due to excess income. (R-5). The County Board of Social Services (Ocean County) determined that Petitioner's monthly income of \$2,885.78 exceeded the monthly program limit of \$1,677, and accordingly Petitioner was ineligible for Medicaid. (R-2, R-4). There is nothing in the record demonstrating that Petitioner disputes the income determination.

The Initial Decision upheld the termination, as Petitioner's income exceeded the income limit to qualify for Medicaid, pursuant to N.J.A.C. 10:71-5.6. I concur. Countable income is determined by adding the applicant's nonexempt unearned income (less appropriate exclusions) to the applicant's earned income (less appropriate exclusions).

N.J.A.C 10:71-5.2(a). Any income not specifically excluded under the provisions of N.J.A.C. 10:71-5.3 shall be included in the determination of countable income. N.J.A.C. 10:71-5.4(a).

The undisputed evidence in the record indicates that Petitioner's monthly income of \$2,885.78 exceeds the maximum income limit. Petitioner's income is comprised of employment income as verified through a letter from Petitioner's employer confirming Petitioner receives \$18.00 an hour and works 37 hours a week. (R-3). Petitioner's income was also confirmed on the DOVE wage report. (R-4). There is no authority that permits the relaxation or waiver of income limits in any individual cases.

Thus, I hereby ADOPT the Initial Decision and uphold Ocean County's termination of Petitioner's Medicaid benefits due to excess income.

THEREFORE, it is on this 24th day of JUNE 2024,

ORDERED:

That the Initial Decision is hereby ADOPTED.

Gregory Woods, Assistant Commissioner Division of Medical Assistance and Health

Services