



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

INITIAL DECISION

OAL DKT. NO. HMA 10371-25

AGENCY DKT. NO. N/A

A.D.,

Petitioner,

v.

**DIVISION OF MEDICAL
ASSISTANCE AND HEALTH
SERVICES,**

Respondent.

A.D., petitioner, pro se

Judith Coles, New Jersey Family Care. appearing pursuant to N.J.A.C. 1:1-5.4(a)3, for respondent

Record Closed: August 20, 2025

Decided: September 8, 2025

BEFORE **SARAH G. CROWLEY**, ALJ:

PROCEDURAL HISTORY

A.D.'s (petitioner) Medicaid benefits were terminated by the Division of Medical Assistance and Health Services (respondent or agency) on the grounds that the household was over the income limit. Petitioner requested a fair hearing, and the matter

was filed at the Office of Administrative Law (OAL), to be heard as a contested case, pursuant to N.J.S.A. 52:14B-1 to 15 and 14F-1 to 13. The matter was heard on August 20, 2025, and the record closed at that time.

TESTIMONY AND FINDINGS OF FACT

Judith Coles is an employee of New Jersey Family Care State Monitoring and testified on behalf of the agency. She testified regarding the process of determining eligibility under NJ Family Care and explained that the family would qualify under a different program. However, this appeal would need to be withdrawn for the agency to process a new application. The petitioner had explained that to apply under the other program they needed a more recent termination letter, and Ms. Coles testified that she could not provide such a document until after the matter was withdrawn or a decision entered by the undersigned.

A.D. testified that she did not dispute the income information from her husband that was set forth in the package from the agency. She is also aware that they may qualify for a different program but was told she needed a more recent denial letter and the agency declined to provide such a document. They also advised her that a withdrawal of the pending action would not be adequate, so she wished to proceed with the matter.

LEGAL ANALYSIS AND CONCLUSION

The sole issue under consideration is whether the petitioner qualified for Medicaid under the provision of N.J.A.C. 10:71-5.1 when the new income information was provided during redetermination. Based upon the income provided, they did not qualify because the family unit was over the income limit. There is no dispute that they are over the income limit, and the termination was proper. However, the agency was unable to provide a current letter indicating that this termination was due to the family unit being over the income limit.

I therefore **CONCLUDE** that petitioner does not qualify for Medicaid due to being over the income limit. I further **CONCLUDE** that the respondent appropriately calculated the income level based upon the information that was provided for the household.

ORDER

Based upon the foregoing, the determination of the agency is **AFFIRMED** as to its determination to terminate the petitioner's eligibility in the NJ Medicaid program.

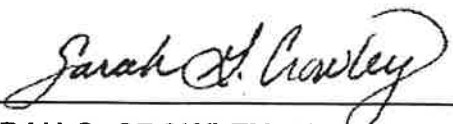
I **FILE** my initial decision with the **ASSISTANT COMMISSIONER OF THE DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES** for consideration.

This recommended decision may be adopted, modified, or rejected by the **ASSISTANT COMMISSIONER**, who is authorized to make a final decision in this case. If the **ASSISTANT COMMISSIONER** does not adopt, modify, or reject this decision within forty-five days, and unless such time limit is otherwise extended, this recommended decision becomes a final decision under N.J.S.A. 52:14B-10(c).

Within seven days from the date on which this recommended decision is mailed to the parties, any party may file written exceptions at **ASSISTANT COMMISSIONER, DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES, Mail Code #3, PO Box 712, Trenton, New Jersey 08625-0712**, marked "Attention: Exceptions." A copy of any exceptions must be sent to the judge and to the other parties.

September 8, 2025

DATE



SARAH G. CROWLEY, ALJ

Date Received at Agency: _____

Date Mailed to Parties: _____

SGC/lam/onl/gd

APPENDIX

WITNESSES

For petitioner

A.D.

For respondent

Judith Coles

EXHIBITS

For petitioner

None

For respondent

R-1 Packet from the Board