

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

S.R.,

PETITIONER,

,

DIVISION OF MEDICAL ASSISTANCE:

AND HEALTH SERVICES AND

CAMDEN COUNTY BOARD OF

SOCIAL SERVICES,

RESPONDENTS.

ADMINISTRATIVE ACTION

FINAL AGENCY DECISION

OAL DKT. NO. HMA 13981-2018

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. Procedurally, the time period for the Agency Head to file a Final Decision is February 11, 2019 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 December 28, 2018.

The matter arises regarding the denial of Petitioner's January 2018 application Medicaid benefits due to excess resources. Petitioner died in April 2018. Camden County had determined that Petitioner's resources exceeded the \$2,000 limit in January, February, March and April 2018. He had a bank account with his sister that permitted either of them to withdraw funds and write checks. While some withdrawals were made during this time period, the balance remained above \$2,000. The Initial Decision upheld the denial. Petitioner's sister was given additional time to demonstrate that checks had been drawn on the account so as to reduce the balances. However, she did not produce any. Medicaid eligibility is a bright line test and it is undisputed that Petitioner did not meet the resource standard. Thus, I hereby ADOPT the Initial Decision.

THEREFORE, it is on this θ^{ν} day of FEBRARY 2019,

ORDERED:

That the Initial Decision is hereby ADOPTED.

Meghan Davey, Director

Division of Medical Assistance

and Health Services