



10, 2020 determination that Petitioner was ineligible for Medicaid benefits as a result of her resources exceeding the qualification limitation.

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). The undisputed evidence in the record indicates that Petitioner failed to provide the verifications needed to establish that her resources were within the prescribed limits. Moreover, the record indicates that Petitioner did not cash out a \$3,468 life insurance policy until August 27, 2020, more than a month after MCBSS issued its denial letter. As a result, Petitioner's resources exceeded the \$2,000 limit and her application was denied.

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 9th day of January 2021,

ORDERED:

That the Initial Decision is hereby ADOPTED.



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Jennifer Langer Jacobs, Assitant Commissioner  
Division of Medical Assistance  
And Health Services.