

State of New Jersey

PHILIP D. MURPHY Governor

SHEILA Y. OLIVER Lt. Governor

DEPARTMENT OF HUMAN SERVICES
DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES
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SARAH ADELMAN Acting Commissioner

JENNIFER LANGER JACOBS
Assistant Commissioner

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

M.M.,

PETITIONER,

ADMINISTRATIVE ACTION

٧.

FINAL AGENCY DECISION

OAL DKT. NO. HMA 03867-21

UNITED HEALTHCARE

RESPONDENT

As the Assistant Commissioner for the Division of Medical Assistance and Health Services, I have reviewed the record in this case, consisting of the Initial Decision, the documents in evidence and the entire contents of the OAL file. Neither party filed Exceptions to the Initial Decision. Procedurally, the time period for the Agency Head to file a Final Agency Decision in this matter is November 25, 2021 in accordance with and Order of Extension. The Initial Decision in this matter was received on August 25, 2021.

This matter arises from the denial of Petitioner's request for a power wheelchair. Based upon my review of the record and the evidence presented, I hereby AFFIRM the findings of fact and conclusions of the law of the Administrative Law Judge. In February 2020, United Healthcare

provided Petitioner with a group III power wheelchair. Thereafter, Petitioner negotiated a loaner group II power wheelchair from a vendor. In August 2020, Petitioner requested a group II power wheelchair from United. The request was denied because the group III power wheelchair had been provided and could be adjusted to meet Petitioner's need; therefore, the request is duplicative. Moreover, Petitioner has not shown that a group II power wheelchair was medically necessary.

THEREFORE, it is on this 19th day of OCTOBER, 2021.

ORDERED:

That the Initial Decision is hereby ADOPTED.

Jennifer Langer Jacobs, Assistant Commissioner
Division of Medical Assistance

and Health Services