

## State of New Jersey

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

SARAH ADELMAN Acting Commissioner

JENNIFER LANGER JACOBS
Assistant Commissioner

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

S.L.,

PETITIONER,

**ADMINISTRATIVE ACTION** 

٧.

FINAL AGENCY DECISION

AMERIGROUP,

OAL DKT. NO. HMA 05072-21

RESPONDENT.

As Assistant Commissioner of the Division of Medical Assistance and Health Services, I have reviewed the record in this case, including the OAL case file. Petitioner filed exceptions. Procedurally, the time period for the Agency Head to file a Final Decision was October 24, 2021, 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 September 9, 2021. The time to file the Final Decision was extended to December 9, 2021.

This matter arises from Amerigroup's denial of dental services, specifically a root canal on tooth #19.

The issue here concerns whether a root canal is a reimbursable service for Petitioner. Under Medicaid regulations, only medically necessary dental services are covered. There was no apparent decay in Petitioner's tooth and it did not meet the documentation requirements of the NJ FamilyCare Dental Services Clinical Criteria Grid Current Dental Terminology D3330 for endodontic therapy of a molar tooth. Petitioner did not present any clinical documentation or testimony showing that root canal treatment for tooth #19 was indicated.

By Initial Decision dated September 9, 2021, the ALJ denied petitioner's appeal.

Based on my review of the record, I concur with the ALJ's findings. I hereby ADOPT the Initial Decision.

THEREFORE, it is on this 3rd day of DECEMBER 2021,

ORDERED:

That the Initial Decision is hereby ADOPTED.

Jennifer Langer Jacobs, Assistant Commissioner Division of Medical Assistance and Health Services