



State of New Jersey

DEPARTMENT OF HUMAN SERVICES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

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PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

SARAH ADELMAN
Acting Commissioner

JENNIFER LANGER JACOBS
Assistant Commissioner

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

G.G.,	:	
	:	
PETITIONER,	:	ADMINISTRATIVE ACTION
	:	
v.	:	FINAL AGENCY DECISION
	:	
AMERIGROUP,	:	OAL DKT. No. HMA 00821-22
	:	
RESPONDENT.	:	

As Assistant Commissioner for the Division of Medical Assistance and Health Services, I have reviewed the record in this matter, including the OAL case file and the Initial Decision dismissing the case. No exceptions were filed in this matter. Procedurally, the time period for the Agency Head to render a Final Agency Decision is June 21, 2022 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 the agency's receipt. The Initial Decision was received on May 5, 2022.

Petitioner is seeking authorization to see an out-of-network provider. Amerigroup denied the request. Amerigroup's notice included a list of in-network providers that would be able to meet the Petitioner's needs. Despite the denial, Petitioner underwent an ophthalmic procedure and paid for the service out-of-pocket.

Based upon my review of the record, I hereby ADOPT the findings, conclusions and recommended decision of the Administrative Law Judge in their entirety and incorporate the same herein by reference. The Initial Decision found that Petitioner proceeded with treatment knowing that the provider was out-of-network and after receiving formal notice that the services were denied because the provider was out-of-network. Thus, I agree that Amerigroup demonstrated that Petitioner is not entitled to coverage for an out-of-network provider.

THEREFORE, it is on this 14th day of JUNE 2022,

ORDERED:

That the Initial Decision is hereby ADOPTED.

Gregory Woods OBO

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