



State of New Jersey

DEPARTMENT OF HUMAN SERVICES
DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES
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Governor

SHEILA Y. OLIVER
Lt. Governor

SARAH ADELMAN
Commissioner

JENNIFER LANGER JACOBS
Assistant Commissioner

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

J.M.,

PETITIONER,

v.

DIVISION OF MEDICAL ASSISTANCE

AND HEALTH SERVICES,

RESPONDENT

ADMINISTRATIVE ACTION

FINAL AGENCY DECISION

OAL DKT. NO. HMA 06152-21

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 and the Initial Decision affirming the denial of reimbursement to Petitioner. Procedurally, the time period for the Agency Head to file a Final Decision is April 28, 2022 in accordance with an Order of Extension.

This matter arises from the denial of Petitioner's request for a whole house generator provided under the Supports Program, a component of the Comprehensive Medicaid Waiver (CMW), administered by the Division of Developmental Disabilities (DDD). The facts are undisputed. The only issue is whether a whole house generator is provided under the

Supports Program as either a, "Goods and Service", or an "Environmental Modification," as those are defined within the Community Care Program Policies and Procedures Manual (Manual). DDD asserts the generator requested is an environmental modification that benefits the entire family, it is not a covered good or service, and it is non-compensable.


The ALJ held DDD's interpretation to be supported by the evidence and affirmed DDD's denial of payment for the whole house generator.

Based on my review of the record, I concur with the ALJ's findings. The whole house generator is an excluded item. Therefore, I hereby AFFIRM.

THEREFORE, it is on this ^{27th} day of APRIL 2022,

ORDERED:

That the Initial Decision denying reimbursement for the vehicle modifications is hereby ADOPTED.



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