



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

INITIAL DECISION

OAL DKT. NO. HMA 10551-25

AGENCY DKT. NO. N/A

C.H.,

Petitioner,

v.

**DIVISION OF MEDICAL ASSISTANCE
AND HEALTH SERVICES,**

Respondent.

C.H., petitioner, pro se

Judith Coles, New Jersey FamilyCare Support Specialist, for respondent under
N.J.A.C. 1:1-5.4(a)(2)

Record Closed: August 20, 2025

Decided: September 9, 2025

BEFORE **SARAH G. CROWLEY, ALJ:**

STATEMENT OF THE CASE AND PROCEDURAL HISTORY

Petitioner C.H.'s New Jersey (NJ) FamilyCare Medicaid benefits were terminated by respondent Division of Medical Assistance and Health Services (DMAHS) on the grounds that the household was over income. Petitioner requested a fair hearing, and the matter was transmitted to the Office of Administrative Law (OAL), where it was filed

on June 13, 2025, to be heard as a contested case under N.J.S.A. 52:14B-1 to -15 and N.J.S.A. 52:14F-1 to -13. I heard the case on August 20, 2025, and the record closed at that time.

DISCUSSION AND FINDINGS OF FACT

Judith Coles is an employee of NJ FamilyCare State Monitoring and testified on behalf of the DMAHS. She testified that the petitioner was found to be over income, and his NJ FamilyCare benefits were terminated on July 31, 2023. He receives a pension and Social Security for a total of \$2,701 per month, and the income limit for the program in 2023 for a household of one was \$1,677. He requested a fair hearing and his benefits were continued. She testified that the appeal has been pending for over two years due to a backlog from the pandemic.

C.H. testified that he did not dispute the income information that was provided, but he is unclear what this hearing is about, as he believed that the issue was determined some time ago. He currently has health benefits. He still receives income from pension and Social Security and does not dispute that he receives income over the income limit.

The testimony and the undisputed documentary evidence provided by the respondent support, and I therefore **FIND as FACT**, that petitioner was over the income limit for NJ FamilyCare Medicaid benefits in 2023.

DISCUSSION AND CONCLUSIONS OF LAW

The sole issue under consideration is whether petitioner qualified for NJ FamilyCare Medicaid benefits under N.J.A.C. 10:71-5.1. Based on the documentation provided by DMAHS, which is not disputed by petitioner, he is over the income limit for the program.

I therefore **CONCLUDE** that petitioner does not qualify for NJ FamilyCare Medicaid benefits, and termination of his benefits is warranted.

ORDER

Based upon the foregoing, petitioner's NJ FamilyCare Medicaid benefits are terminated.

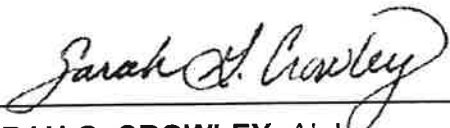
I hereby **FILE** my initial decision with the **DIRECTOR OF THE DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES** for consideration.

This recommended decision may be adopted, modified or rejected by the **DIRECTOR OF THE DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES**, the designee of the Commissioner of the Department of Human Services, who by law is authorized to make a final decision in this matter. If the Director of the Division of Medical Assistance and Health Services does not adopt, modify or reject this decision within forty-five days and unless such time limit is otherwise extended, this recommended decision shall become a final decision in accordance with N.J.S.A. 52:14B-10.

Within seven days from the date on which this recommended decision was mailed to the parties, any party may file written exceptions with the **DIRECTOR OF THE DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES, Mail Code #3, PO Box 712, Trenton, New Jersey 08625-0712**, marked "Attention: Exceptions." A copy of any exceptions must be sent to the judge and to the other parties.

September 9, 2025

DATE



SARAH G. CROWLEY, ALJ

Date Received at Agency: _____

Date Mailed to Parties: _____

SGC/onl/gd

APPENDIX

Witnesses

For petitioner

C.H.

For respondent

Judith Coles

Exhibits

For petitioner

None

For respondent

R-1 Hearing packet