



**State of New Jersey**  
OFFICE OF ADMINISTRATIVE LAW

**INITIAL DECISION**

OAL DKT. NO. HMA 04696-25

**Medicaid Only**  
**Failure to Verify Eligibility Appeal**  
**N.J.A.C. 10:71-2.2 and -2.3**

T.Y.

\_\_\_\_\_  
\_\_\_\_\_

Petitioner,

v.

Atlantic County Board  
\_\_\_\_\_ of Social Services \_\_\_\_\_

Respondent.

For petitioner: Rachel Goloff, Esq. by Danielle Stam, Designation of Authorization Representative

For respondent: Alysia Remaley, Assistant County Counsel, Atlantic County Department of Law

BEFORE: Susan McCabe, ALJ

**STATEMENT OF THE CASE**

Respondent denied petitioner's Medicaid Only application for failure to provide the following evidence of eligibility under N.J.A.C. 10:71-2.2(e):

Direct deposit images and a certificate of naturalization.

**FINDINGS OF FACT AND CONCLUSIONS OF LAW**

I.

- I **FIND** that petitioner or petitioner's representative is **AUTHORIZED** to pursue this appeal; therefore, I **CONCLUDE** that petitioner has **STANDING** to pursue this appeal.
- I **FIND** that petitioner or petitioner's representative is **NOT AUTHORIZED** to pursue this appeal; therefore, I **CONCLUDE** that petitioner has **NO STANDING** to pursue this appeal.

II.

- I **FIND** that petitioner did not provide all the necessary documentation under N.J.A.C. 10:71-2.2(e) and -2.3(a), and that no exceptional circumstances exist under N.J.A.C. 10:71-2.3(c); therefore, I **CONCLUDE** that the Medicaid Only application must be **DENIED** under N.J.A.C. 10:71-2.2(e).
- I **FIND** that petitioner did not provide all the necessary documentation under N.J.A.C. 10:71-2.2(e) and -2.3(a), but that exceptional circumstances exist under N.J.A.C. 10:71-2.3(c) (*note exceptional circumstances in "Additional Findings of Fact/Conclusions of Law"*); therefore, I **CONCLUDE** that the time limit for verification must be **EXTENDED** under N.J.A.C. 10:71-2.3(c).
- I **FIND** that petitioner did not provide all the necessary documentation under N.J.A.C. 10:71-2.2(e) and -2.3(a); exceptional circumstances exist under N.J.A.C. 10:71-2.3(c) (*note exceptional circumstances in "Additional Findings of Fact/Conclusions of Law"*); and petitioner has since provided all the necessary documentation; therefore, I **CONCLUDE** that the Medicaid Only application must be **PROCESSED** to determine eligibility under N.J.A.C. 10:71.

- I **FIND** that petitioner provided all the necessary documentation under N.J.A.C. 10:71-2.2(e) and -2.3(a); therefore, I **CONCLUDE** that the Medicaid Only application must be **PROCESSED** to determine eligibility under N.J.A.C. 10:71.

**ADDITIONAL FINDINGS OF FACT/CONCLUSIONS OF LAW**

On December 27, 2024, T.Y. applied for long term medicaid. On December 27, 2024, and January 15, 2025, Atlantic County requested information necessary to process T.Y.'s medicaid application. T.Y. provided some of the information sought, but he failed to provide verification of direct deposits to his Bank of America account, images of direct deposits to his Bank of America account and his TD bank account, and his certificate of naturalization. On February 7, 2025, Atlantic County denied T.Y.'s application for long term medicaid for failure to provide the requested information.

Long term medicaid is only available to those who qualify. Eligibility is contingent upon certain requirements, which include income limitations and proof of naturalization or citizenship. Agencies receiving medicaid applications are responsible for reviewing the applications and confirming that the applicant meets the eligibility requirements. N.J.A.C. 10:71-2.2(c)(2). Applicants are required to comply with information requests received by the agency by providing any documentation requested within fourteen days from the date of the request. N.J.A.C. 10:71-2.2(e), N.J.A.C. 10:71-2.10(c), and Med. Comm. 22-04.

In this case, Atlantic County requested verification of deposits, images of deposits, and a certificate of naturalization to verify income and citizenship. T.Y. failed to provide the information requested within the time frame required under the law and did not request an extension of time with which to provide the requested information. Accordingly, T.Y.'s application for long term medicaid must be denied.

**ORDER**

I **ORDER** that:

- Petitioner's appeal is **DISMISSED** because petitioner has **NO STANDING**.
- Petitioner's Medicaid Only application is **DENIED** under N.J.A.C. 10:71-2.2(e).
- Respondent must **EXTEND** the time limit for verification under N.J.A.C. 10:71-2.3(c).
- The case be **RETURNED** to respondent for respondent to **PROCESS** the application to determine eligibility under N.J.A.C. 10:71.

I **FILE** this initial decision with the **ASSISTANT COMMISSIONER OF THE DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES**. This recommended decision is deemed adopted as the final agency decision under 42 U.S.C. § 1396a(e)(14)(A) and N.J.S.A. 52:14B-10(f). The **ASSISTANT COMMISSIONER OF THE DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES** cannot reject or modify this decision.

If you disagree with this decision, you have the right to seek judicial review under New Jersey Court Rule 2:2-3 by the Appellate Division, Superior Court of New Jersey, Richard J. Hughes Complex, PO Box 006, Trenton, New Jersey 08625. A request for judicial review must be made within 45 days from the date you receive this decision. If you have any questions about an appeal to the Appellate Division, you may call (609) 815-2950.

December 17, 2025  
\_\_\_\_\_  
DATE

  
\_\_\_\_\_  
Susan McCabe, ALJ

Date Record Closed:

12/15/2025  
\_\_\_\_\_  
\_\_\_\_\_

Date Filed with Agency:

\_\_\_\_\_

Date Sent to Parties:

\_\_\_\_\_

**APPENDIX**

Witnesses

For Petitioner:

Danielle Starn, Designation of Authorization Representative

For Respondent:

Baseemah McDaniel, Medicaid Administrative Supervisor, Long Term Care, Atlantic County

Exhibits

For Petitioner:

None

For Respondent:

- R-1 December 27, 2024, Medicaid Application
- R-2 February 7, 2025, Medicaid Denial
- R-3 December 27, 2024, Request for Information
- R-4 January 15, 2025, Request for Information
- R-5 February, 2024 through May, 2024, Bank of America account statements