



State of New Jersey

DEPARTMENT OF HUMAN SERVICES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

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CHRIS CHRISTIE

Governor

KIM GUADAGNO

Lt. Governor

JENNIFER VELEZ

Commissioner

VALERIE HARR

Director

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

I.B.,	:	
	:	
PETITIONER,	:	ADMINISTRATIVE ACTION
	:	
v.	:	FINAL AGENCY DECISION
	:	
DIVISION OF MEDICAL ASSISTANCE	:	OAL DKT. NO. HMA 9753-14
AND HEALTH SERVICES AND	:	
	:	
BERGEN COUNTY BOARD OF	:	
	:	
SOCIAL SERVICES,	:	
	:	
RESPONDENTS.	:	

As Director of the Division of Medical Assistance and Health Services, I have reviewed the record in this case, including the Initial Decision, the OAL case file and the documents in evidence. No exceptions were filed in this matter. Procedurally, the time period for the Agency Head to file a Final Agency Decision is October 14, 2014, 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 in this matter was received on August 28, 2014.

This matter concerns the denial of Petitioner's Medicaid application due to excess resources. Petitioner applied and was approved for Medicaid on August 1, 2013. On April 16, 2014, Bergen County Board of Social Services (BCBSS) discovered that Petitioner had sold an undisclosed piece of property and requested a copy of the property settlement. On July 23, 2014, BCBSS notified Petitioner that her IRA account of \$10,341.26 and her annuity of \$10,433.37 put her over the resource limit of \$4,000. As a result, \$4,079.57 in Medicaid benefits were wrongfully expended on her behalf.

The Medicaid resource eligibility limit is \$4,000 for an individual. N.J.A.C. 10:72-4.5(b). Petitioner clearly exceeds the limit. At the hearing, Petitioner was unable to offer any explanation as to why she should be eligible for benefits.

After reviewing the record, I concur with the ALJ's findings and ADOPT the Initial Decision in its entirety.

THEREFORE, it is on this 20th day of October, 2014,

ORDERED:

The Initial Decision affirming the termination is hereby ADOPTED.



Valerie Harr, Director
Division of Medical Assistance
and Health Services