



State of New Jersey

DEPARTMENT OF HUMAN SERVICES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

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TRENTON, NJ 08625-0712

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**

M.D.,	:	
	:	
PETITIONER,	:	ADMINISTRATIVE ACTION
	:	
V.	:	FINAL AGENCY DECISION
	:	
DIVISION OF MEDICAL ASSISTANCE	:	OAL DKT. NO. HMA 560-2014
	:	
AND HEALTH SERVICES &	:	
	:	
ATLANTIC COUNTY BOARD OF	:	
	:	
SOCIAL SERVICES,	:	
	:	
RESPONDENTS.	:	

As Director of the Division of Medical Assistance and Health Services, I have reviewed the record in this matter, consisting of the Initial Decision, the documents in evidence and the contents of the OAL case file. No exceptions were filed in this matter. Procedurally, the time period for the Agency Head to render a Final Agency Decision is October 30, 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 September 15, 2014.

This matter concerns the termination of Petitioner's Medicaid benefits. He was receiving benefits when it was discovered that Petitioner had three sources of income totaling \$1,356.37. It appears he began receiving two pensions. Under NJ Care, he cannot have more than \$958 in countable income. Petitioner is suffering from a number of ailments including liver cancer and kidney failure\$1,356.37..

The Initial Decision found that Petitioner's benefits were properly terminated due to excess income. Petitioner will be eligible for Medicare in December 2014. At the time the termination letter was sent Ocean County advised him of Charity Care and other programs that may assist with his cancer treatment as well as the Affordable Care Act.

Based on my review the record, I concur with the Initial Decision. While Petitioner's condition is sympathetic, Medicaid must abide by the income standards and cannot provide benefits to individuals who do not meet those limits. As such, I hereby ADOPT the Initial Decision.

THEREFORE, it is on this 6 day of OCTOBER 2014

ORDERED:

That the Initial Decision in this matter is hereby ADOPTED.



Valerie Harr, Director
Division of Medical Assistance
and Health Services