



State of New Jersey

DEPARTMENT OF HUMAN SERVICES
DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

P.O. Box 712
Trenton, NJ 08625-0712

CHRIS CHRISTIE
Governor

ELIZABETH CONNOLLY
Acting Commissioner

KIM GUADAGNO
Lt. Governor

MEGHAN DAVEY
Director

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

T.B.,
PETITIONER,
v.
DIVISION OF MEDICAL ASSISTANCE
AND HEALTH SERVICES AND
PASSAIC COUNTY BOARD OF
SOCIAL SERVICES,
RESPONDENTS.
ADMINISTRATIVE ACTION
FINAL AGENCY DECISION
OAL DKT. NO. HMA 13930-2015

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 filed below. No exceptions were filed in this matter. Procedurally, the time period for the Agency Head to file a Final Agency Decision in this matter is September 22, 2016 in accordance with an Order of Extension.

The matter arises regarding the denial of Petitioner's Medicaid application due to her failure to provide bank statements. Passaic County had information that Petitioner's Social Security check was direct deposited into a bank account. The application had no

information regarding any bank accounts owned by Petitioner. Despite repeated requests regarding bank accounts, Passaic County denied the case for failure to provide information.


During the fair hearing, Petitioner's representative argued that Petitioner received paper checks from Social Security as well as from a pension.¹ After providing proof from both payors of the checks that they issued paper checks, as well as highlighting an error in requesting benefit information from Social Security that indicated Petitioner received her benefits by direct deposit, the Initial Decision determined that the denial for failure to provide information regarding bank accounts was incorrect. I concur with this determination and hereby RETURN the matter to Passaic County to determine eligibility.

THEREFORE, it is on this ^{15th} day of SEPTEMBER 2016,

ORDERED:

That the Initial Decision is hereby ADOPTED; and

That the matter is RETURNED to Passaic County to process Petitioner's application.



Meghan Davey, Director
Division of Medical Assistance
and Health Services

¹ It is unclear how Petitioner received a waiver from 31 U.S.C. § 3332 and 31 CFR § 208 which requires that all Federal benefits be paid electronically. The exceptions are only permitted if you are "unable to manage an account at a financial institution or a Direct Express® card account due to a mental impairment; . . . live in a remote geographic location lacking the infrastructure to support electronic financial transactions; [or were] born on or before May 1, 1921. <https://www.ssa.gov/deposit/EFT%20Waiver%20Form.pdf>. Petitioner does not meet any of those exceptions.