



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 DAVI
Director

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

V.Z.,

PETITIONER,

v.

HORIZON NJ HEALTH,

RESPONDENT.

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ADMINISTRATIVE ACTION

FINAL AGENCY DECISION

OAL DKT. NO. HMA 04669-16

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 entire contents of the OAL case file. No exceptions to the Initial Decision were filed. Procedurally, the time period for the Agency Head to render a Final Agency Decision is July 15, 2016 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 the agency's receipt. The Initial Decision in this case was received on May 31, 2016.

Based upon my review of the record, I hereby ADOPT the findings, conclusions and recommended decision of the Administrative Law Judge in their

entirety and incorporate the same herein by reference. I agree with the Administrative Law Judge that Horizon NJ Health's Uniform Medical Policy specifically states that a power wheelchair with a power seat elevation feature is non-covered item because it is not medically necessary. See Horizon's Policy No. 007, Section VIII (e) and (f).

THEREFORE, it is on this *6th* day of July 2016,

ORDERED:

That the Initial Decision affirming Horizon NJ Health's denial of a power wheelchair with a seat elevator is hereby ADOPTED as the Final Decision in this matter.

Carol Grant on behalf of Meghan Davey
Meghan Davey, Director
Division of Medical Assistance
and Health Services