



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**

D.F.,

PETITIONER,

v.

DIVISION OF MEDICAL ASSISTANCE

AND HEALTH SERVICES AND

BERGEN COUNTY BOARD OF

SOCIAL SERVICES,

RESPONDENTS.

ADMINISTRATIVE ACTION

FINAL AGENCY DECISION

OAL DKT. NO. HMA 5717-2017

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. Procedurally, the time period for the Agency Head to file a Final Decision is August 21, 2017 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 was received on July 6, 2017.

The matter arises regarding the denial of Petitioner's application for Medicaid benefits. Petitioner has Social Security income in the amount of \$656 a month. He also

receives a benefit check from the Veterans Administration (VA) in the amount of \$2,784.16. This combined income of \$3,440.16 amount exceeds the standard for Medicaid.

The Initial Decision held that Petitioner's income had been properly applied to the standard and that benefits were correctly denied by Bergen County. Moreover, Petitioner's circumstances do not fall under the ambit of the Pickle Amendment. See Section 503 of Public Law 94-566. Based on my review of the record, I concur with the Initial Decision and ADOPT it in its entirety.

THEREFORE, it is on this ^{1st} day of AUGUST 2017,

ORDERED:

That the Initial Decision is hereby ADOPTED.

Meghan Davey Acting Director OBD
Meghan Davey, Director
Division of Medical Assistance
and Health Services