



State of New Jersey

DEPARTMENT OF HUMAN SERVICES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

PO Box 712

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**

D.C.,

PETITIONER,

v.

DIVISION OF MEDICAL ASSISTANCE
AND HEALTH SERVICES AND
CUMBERLAND COUNTY BOARD
OF SOCIAL SERVICES,
RESPONDENTS.

:
: **ADMINISTRATIVE ACTION**
:
: **FINAL AGENCY DECISION**
:
: **OAL DKT. NO. HMA 10898-14**

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. Procedurally, the time period for the Agency Head to file a Final Agency Decision is December 15, 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 the agency's receipt. The Initial Decision was received on October 31, 2014.

Based upon my review of the record, I hereby ADOPT the Initial Decision. The credible evidence in this record indicates that there was an ongoing exchange of information between Petitioner's daughter and the County prior to the denial and that Petitioner's daughter made a good faith effort to produce the requested verification and, in fact, provided the needed information soon after the denial was issued. Since all of the necessary information has been provided and due to the unique facts and circumstances presented here, I agree with the ALJ that Cumberland County re-evaluate Petitioner's eligibility as of the May 20, 2014 application date.

THEREFORE, it is on this 11th day of December 2014,

ORDERED:

That the Initial Decision REVERSING the denial of Medicaid benefits and RETURNING the matter to the Cumberland County Board of Social Services for a re-evaluation of Petitioner's Medicaid eligibility is hereby ADOPTED as the Final Decision in this matter.



Valerie J. Harr, Director
Division of Medical Assistance
and Health Services