

Office of Medicaid BOARD OF HEARINGS

Appellant Name and Address:



Appeal Decision:	Dismissed	Appeal Number:	2179421
Decision Date:	02/03/2022	Hearing Date:	01/12/2022
Hearing Officer:	Scott Bernard	Record Open to:	01/18/2022

Appearance for Appellant:




Appearance for MassHealth:

Cassandra Moura (Taunton MEC)



*The Commonwealth of Massachusetts
Executive Office of Health and Human Services
Office of Medicaid
Board of Hearings
100 Hancock Street, Quincy, Massachusetts 02171*

APPEAL DECISION

Appeal Decision:	Dismissed	Issue:	Long Term Care (LTC) Verifications
Decision Date:	02/03/2022	Hearing Date:	01/12/2022
MassHealth's Rep.:	Cassandra Moura	Appellant's Rep.:	
Hearing Location:	Taunton MassHealth Enrollment Center		

Jurisdiction

This hearing was conducted pursuant to Massachusetts General Laws Chapter 118E, Chapter 30A, and the rules and regulations promulgated thereunder. Through a notice dated November 21, 2021, MassHealth denied the appellant's application for MassHealth LTC benefits because MassHealth determined that he had not given MassHealth the information it needed to decide his eligibility within the required time frame. (See 130 CMR 515.008, 516.001, and Exhibit 1). The appellant filed this appeal in a timely manner on December 15, 2021. (See 130 CMR 610.015(B) and Ex. 2). Denial of assistance is valid grounds for appeal (see 130 CMR 610.032). At the hearing, the appellant's representative requested that the record remain open until January 21, 2022 to allow for submission of the verifications necessary to decide the appellant's eligibility. (Ex. 6). The appellant's representative submitted the requested documentation to MassHealth on or before January 18, 2022. On January 18, 2022, the MassHealth representative emailed both the hearing officer and the appellant's representative stating that she had reviewed all requested documents and the appellant had been approved for LTC.

For the above stated reasons and in accordance with 130 CMR 610.051, the appeal is DISMISSED.

Order for MassHealth

None.

Notification of Your Right to Appeal to Court

If you disagree with this decision, you have the right to appeal to Court in accordance with Chapter 30A of the Massachusetts General Laws. To appeal, you must file a complaint with the Superior Court for the county where you reside, or Suffolk County Superior Court, within 30 days of your receipt of this decision.

Implementation of this Decision

If this decision is not implemented within 30 days after the date of this decision, you should contact your MassHealth Enrollment Center. If you experience problems with the implementation of this decision, you should report this in writing to the Director of the Board of Hearings, at the address on the first page of this decision.

Scott Bernard
Hearing Officer
Board of Hearings

cc:

Justine Ferreira, Taunton MassHealth Enrollment Center, 21 Spring St., Ste. 4, Taunton, MA 02780