

Office of Medicaid BOARD OF HEARINGS

Appellant Name and Address:



Appeal Decision: Dismissed

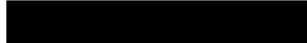
Appeal Number: 2202342

Decision Date: 5/25/2022

Hearing Date: 05/05/2022

Hearing Officer: Sara E. McGrath

Appearances for Appellant:



Appearance for MassHealth:

Maria Rodrigues, Charlestown MassHealth

Kathy Murphy, Charlestown MassHealth



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

APPEAL DECISION

Appeal Decision:	Dismissed	Issue:	Eligibility
Decision Date:	5/25/2022	Hearing Date:	05/05/2022
MassHealth Rep.:	Maria Rodrigues Kathy Murphy	Appellant Rep.:	Pro se
Hearing Location:	Board of Hearings (Remote)		

Authority

This hearing was conducted pursuant to Massachusetts General Laws Chapter 118E, Chapter 30A, and the rules and regulations promulgated thereunder.

Jurisdiction

Through notice dated March 8, 2022, MassHealth notified the appellant that she is eligible for MassHealth Senior Buy In effective April 1, 2022 (Exhibit 1). The notice also advises the appellant that she has more countable income than MassHealth Standard or Limited benefits allow, and that she is subject to a deductible in the amount of \$5,346 for the deductible period of March 8, 2022 through October 1, 2022 (Exhibit 1). The appellant timely appealed this notice, and the hearing was scheduled for May 5, 2022 (Exhibits 1 and 2). At hearing, the MassHealth representatives stated that they recently fixed a MassHealth error, and that the appellant's MassHealth Standard coverage has been reinstated. The appellant now has both MassHealth Standard and Senior Buy In coverage, with no gap in coverage. Because the appeal issue related to the March 8 notice has been resolved in favor of the appellant, the appeal is appropriately dismissed (130 CMR 610.035(A)(8)).¹

Order for MassHealth

None.

¹ The appellant's main concern at hearing was based on her understanding that the deductible amount was somehow related to her Senior Buy In coverage. The MassHealth representatives assured her that the deductible was only related to her MassHealth Standard coverage. Further, they explained to her that the deductible has now been waived.

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.

Sara E. McGrath
Hearing Officer
Board of Hearings

cc: Charlestown MassHealth