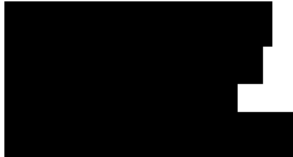


Office of Medicaid BOARD OF HEARINGS

Appellant Name and Address:



Appeal Decision: Approved -
Dismissed

Appeal Number: 2204718

Decision Date: 9/15/2022

Hearing Date: 07/27/2022

Hearing Officer: Kenneth Brodzinski

Appearance for Appellant:



Appearance for MassHealth:

Donna Burns, RN



*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:	Approved - Dismissed	Issue:	PCA
Decision Date:	9/15/2022	Hearing Date:	07/27/2022
MassHealth's Rep.:	Donna Burns, RN	Appellant's Rep.:	Mother
Hearing Location:	Quincy		

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 June 10, 2022, MassHealth denied prior authorization for some of the time Appellant requested for Personal Care Attendant (PCA) assistance (Exhibit A). Appellant filed a timely appeal on June 24, 2022 (Exhibit A). Denial of prior authorization for MassHealth benefits constitutes valid grounds for appeal (see 130 CMR 610.032).

A hearing was held on July 27, 2022 during which Appellant's representative stated she was not disputing the time denied for assistance with mobility and was only disputing the one other modification that was made – time to assist with overnight toileting. After an exchange of testimony, MassHealth agreed to restore the time requested for overnight toileting.

Whereas no issues remain in dispute, this appeal is DISMISSED.

Order for MassHealth

Approve time for overnight toileting per request as agreed-to at hearing.

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.

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.

Kenneth Brodzinski
Hearing Officer
Board of Hearings

cc:

MassHealth Representative: Optum MassHealth LTSS, P.O. Box 159108, Boston, MA 02215