

# Office of Medicaid BOARD OF HEARINGS

**Appellant Name and Address:**



<b>Appeal Decision:</b>	Dismissed	<b>Appeal Number:</b>	2300025
<b>Decision Date:</b>	2/6/2023	<b>Hearing Date:</b>	02/02/2023
<b>Hearing Officer:</b>	Sara E. McGrath		

**Appearances for Appellant:**



**Appearance for MassHealth:**

Marie Ngonga, 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

<b>Appeal Decision:</b>	Dismissed	<b>Issue:</b>	Eligibility
<b>Decision Date:</b>	2/6/2023	<b>Hearing Date:</b>	02/02/2023
<b>MassHealth Rep.:</b>	Marie Ngonga	<b>Appellant Rep.:</b>	Pro se
<b>Hearing Location:</b>	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 December 13, 2022, MassHealth notified the appellant that she is not eligible for MassHealth benefits (Exhibit 1). The appellant timely appealed this notice, and the hearing was scheduled for February 2, 2023 (Exhibit 1). MassHealth provided evidence to show that the appellant's MassHealth CarePlus benefits are still active, and that the notice on appeal issued because the appellant went on-line and completed the wrong review (2023 instead of 2022). She clarified that at this time, MassHealth's computer records indicate that the appellant remains eligible for MassHealth CarePlus coverage, and she has not had any recent gap in coverage. MassHealth also indicated that the appellant's benefits should remain active due to the COVID-19 public health emergency unless there is a policy change (see Eligibility Operations Memo 22-10).<sup>1</sup>

The appellant stated that her husband recently passed away and she has had issues clarifying her health insurance coverage and her Social Security benefit amount. She previously had coverage through the Health Connector with a small premium, but received notice from the Connector that she owes several hundred dollars.

Because all eligibility issues related to the December 13 notice have been resolved, this appeal is appropriately dismissed (130 CMR 610.035(A)(8)).

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<sup>1</sup> The appellant will turn [REDACTED] on her next birthday. Once this occurs, MassHealth will evaluate her eligibility under different regulations that apply to this age group.

## **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.

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Sara E. McGrath  
Hearing Officer  
Board of Hearings

cc: Charlestown MassHealth