

Office of Medicaid BOARD OF HEARINGS

Appellant Name and Address:



Appeal Decision:	Dismissed	Appeal Number:	2304257
Decision Date:	11/6/2023	Hearing Date:	06/29/2023
Hearing Officer:	Kimberly Scanlon	Record Open to:	08/10/2023

Appearance for Appellant:
Via telephone



Appearance for MassHealth:
Via telephone
Jamie Lapa



*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:	Eligibility; Over 65; Long-term care; Over asset
Decision Date:	11/6/2023	Hearing Date:	06/29/2023
MassHealth's Rep.:	Jamie Lapa	Appellant's Rep.:	
Hearing Location:	Springfield MassHealth Enrollment Center Room 1 (Remote)	Aid Pending:	No

Procedural Background

This hearing was conducted pursuant to Massachusetts General Laws Chapter 118E, Chapter 30A, and the rules and regulations promulgated thereunder. The issue on appeal was MassHealth's April 25, 2023 denial of the Appellant's August 30, 2022 long-term care application because MassHealth determined that the Appellant has more countable assets than MassHealth benefits allow. (130 CMR 520.003; 520.004; Exhibit 1). The Appellant timely appealed on May 23, 2023. (130 CMR 610.015(B); Exhibit 2)

Following the hearing, the record was left open until July 27, 2023 for the Appellant to submit documentation showing asset spend-down. The record was also left open until August 3, 2023 for MassHealth to review the submitted documentation. (Exhibit 6). The Appellant requested to further extend the record open period until August 10, 2023, which was granted. (Exhibit 7; Exhibit 8, pp. 3-5). MassHealth subsequently responded that all verifications were received and an approval notice was issued. (Exhibit 8, p. 1-2).

As no issue on the appeal of the April 25, 2023 notice for over assets pursuant to 130 CMR 520.003

and 130 CMR 520.004 remains in dispute, this matter is dismissed pursuant to 130 CMR 610.051(B). Any subsequent denial notices issued by MassHealth may be separately appealed.

Kimberly Scanlon
Hearing Officer
Board of Hearings

cc:

MassHealth Representative: Dori Mathieu, Springfield MassHealth Enrollment Center, 88 Industry Avenue, Springfield, MA 01104, 413-785-4186

