

# Office of Medicaid BOARD OF HEARINGS

Appellant Name and Address:



Appeal Decision:	Dismissed	Appeal Number:	2304630
Decision Date:	08/03/2023	Hearing Date:	7/12/2023
Hearing Officer:	Cynthia Kopka		

Appearance for Appellant:  
Pro se

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

<b>Appeal Decision:</b>	Dismissed	<b>Issue:</b>	PCA Services
<b>Decision Date:</b>	08/03/2023	<b>Hearing Date:</b>	7/12/2023
<b>MassHealth's Rep.:</b>	Donna Burns, RN	<b>Appellant's Rep.:</b>	Pro se
<b>Hearing Location:</b>	Quincy (remote)	<b>Aid Pending:</b>	No

This hearing was conducted pursuant to Massachusetts General Laws Chapter 118E, Chapter 30A, and the rules and regulations promulgated thereunder. The issue on appeal involves MassHealth's modification of Appellant's prior authorization request for Personal Care Attendant (PCA) services (PA No. PA231500298) Exhibit 1. At hearing, the parties agreed that MassHealth's partial restoration of the following services resolved the issue in dispute:

- For bathing: 45 minutes, 1 time per day, 7 days per week;
- For bowel care: 10 minutes, 2 times per day, 7 days per week;
- For medication administration: 3 minutes, 3 times per day, 7 days per week; and
- For medical transportation: 20 minutes for transfers at the doctor's office, with the following frequency:
  - Pain specialist – 18 visits per year; and
  - Dentist – 6 visits per year.

As there was an adjustment that resolves the issue in dispute between the parties, this appeal is dismissed. 130 CMR 610.035(A)(8), 130 CMR 610.051(B), 130 CMR 610.083(C)

### 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.

---

Cynthia Kopka  
Hearing Officer  
Board of Hearings

cc:

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