

Day 29



Medicaid Fair Hearing

For individuals that are denied Medicaid eligibility, have their Medicaid coverage terminated, or are denied a service through their Medicaid MCO, you have the right to appeal and ask for a Medicaid Fair Hearing (FH).

You should look to submit a request for a FH **within 20 days** of the date of your Medicaid Explanation of Eligibility Determination Letter, which includes information about requesting the FH within the allotted time period. Some families may alternatively receive a notice that you must request a FH **within 60 days**. If you want Medicaid benefits to continue during the FH, you must submit the request **within 10 days** of the notice.

Do not delay in submitting the FH request! It is advantageous to ensure that Medicaid benefits for the individual with IDD continue during FH as the process can be quite lengthy. If your FH proceeds before an Administrative Law Judge, you will likely want legal representation.

Please consult the The Arc of New Jersey Medicaid Fair Hearing fact sheet for more information and find referrals to other legal organizations and attorneys that may be able to represent you during a Fair Hearing:

https://www.arcnj.org/file_download/inline/2c128751-666f-42d1-9c10-86385f584475

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