



**State of New Jersey**

**DEPARTMENT OF HUMAN SERVICES**

**Division of Medical Assistance and Health  
Services**

**P.O. Box 712**

**Trenton, NJ 08625-0712**

**PHILIP D. MURPHY**  
Governor

**TAHESHA L. WAY**  
Lt. Governor

**SARAH ADELMAN**  
Commissioner

**JENNIFER LANGER JACOBS**  
Assistant Commissioner

**STATE OF NEW JERSEY  
DEPARTMENT OF HUMAN SERVICES  
DIVISION OF MEDICAL ASSISTANCE  
AND HEALTH SERVICES**

M.S.,

PETITIONER,

v.

DIVISION OF MEDICAL ASSISTANCE

AND HEALTH SERVICES AND

GLOUCESTER COUNTY DIVISION

OF SOCIAL SERVICES

RESPONDENTS.

**ADMINISTRATIVE ACTION**

**FINAL AGENCY DECISION**

**OAL DKT. NO. HMA 01502-2023**

As Assistant Commissioner of the Division of Medical Assistance and Health Services (DMAHS), I have reviewed the record in this case, including the Office of Administrative Law (OAL) case file and the Initial Decision approving the Settlement Agreement reached by the parties. No exceptions were filed in this matter. Procedurally, the time period for the Agency Head to file a Final Agency Decision is October 16, 2023, in accordance with N.J.S.A. 52:14B-10, which requires an Agency Head to adopt, reject, or modify the Initial Decision

within 45 days of receipt. The Initial Decision was received on August 31, 2023.

This matter arises from the imposition of a transfer penalty on Petitioner's receipt of Medicaid benefits. Petitioner appealed the determination, and the matter was transmitted to the OAL for a fair hearing. During the hearing process, the parties agreed to a settlement and entered into a written agreement that resolves the contested matter.

In the Initial Decision, dated August 31, 2023, the Administrative Law Judge (ALJ) approved the Settlement Agreement because it was consistent with the law, fully disposed of all issues in controversy, and was voluntarily entered into by both parties in accordance with N.J.A.C. 1:11-19.1.

Based on my review of the record, I concur with the ALJ's findings and hereby ADOPT the Settlement Agreement.

THEREFORE, it is on this 27<sup>th</sup> day of SEPTEMBER 2023,

ORDERED:

That the Initial Decision affirming the Settlement Agreement in this matter is hereby ADOPTED.



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Jennifer Langer Jacobs, Assistant Commissioner  
Division of Medical Assistance and Health Services