



State of New Jersey
 Department of Human Services
 Division of Medical Assistance and Health Services
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PHILIP D. MURPHY
 Governor

Carole Johnson
 Acting Commissioner

Sheila Y. Oliver
 Lt. Governor

Meghan Davey
 Director

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

S.M.,

PETITIONER,

ADMINISTRATIVE ACTION

v.

FINAL AGENCY DECISION

OAL DKT. NO. HMA 18412-17

DIVISION OF MEDICAL ASSISTANCE

AND HEALTH SERVICES &

PASSAIC COUNTY BOARD OF

SOCIAL SERVICES,

RESPONDENTS.

As Director of the Division of Medical Assistance and Health Services, I have reviewed the record in this case, including the OAL case file and the Initial Decision approving the Settlement Agreement reached by the parties. Procedurally, the time period for the Agency Head to file a Final Decision is March 15, 2018 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 January 29, 2018.


This matter arises from the Passaic County Board of Social Services' (PCBSS) imposition of a 42 day transfer penalty. However, at the scheduled January 22, 2018 hearing, the parties entered a settlement on the record whereby the penalty period would be reduced to 22 days beginning October 1, 2017. The 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. 1:1-19.1.

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 ^{5th} day of MARCH 2018,

ORDERED:

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


Meghan Davey, Director
Division of Medical Assistance
and Health Services