



State of New Jersey

DEPARTMENT OF HUMAN SERVICES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

PO Box 712

TRENTON, NJ 08625-0712

SARAH ADELMAN
Commissioner

JENNIFER LANGER JACOBS
Assistant Commissioner

PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

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

M.A.,

PETITIONER,

V.

DIVISION OF MEDICAL ASSISTANCE
AND HEALTH SERVICES,

RESPONDENTS.

ADMINISTRATIVE ACTION

FINAL AGENCY DECISION

OAL DKT. NO. HMA 01891-22
ON REMND: HMA 01381-21
HMA 07401-21

As Assistant Commissioner of the Division of Medical Assistance and Health Services, 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 render a Final Agency Decision is August 22, 2022 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 July 7, 2022.

This matter arises from the Department of Human Services (DHS), Division of Developmental Disabilities' January 29, 2021 denial of Petitioner's request for a rate increase in wages paid to her Self-Directed Employee (SDE) because it would result in wages

exceeding the reasonable and customary rate. On July 6, 2022, the parties entered into settlement agreement wherein they agreed to a rate increase for work performed on or after July 6, 2022 through June 30, 2023, subject to annual re-submission of SDE wages. The Administrative Law Judge 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 26th day of JULY 2021,

ORDERED:

That the Initial Decision is hereby ADOPTED



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