

PHILIP D. MURPHY Governor

TAHESHA L. WAY

Lt. Governor

State of New Jersey
DEPARTMENT OF HUMAN SERVICES

Division of Medical Assistance and Health Services P.O. Box 712 Trenton, NJ 08625-0712 SARAH ADELMAN Commissioner

GREGORY WOODS Assistant Commissioner

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

ESTATE OF B.D.,

PETITIONER,

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DIVISION OF MEDICAL ASSISTANCE:

AND HEALTH SERVICES.

ADMINISTRATIVE ACTION

FINAL AGENCY DECISION

OAL DKT. NO. HMA 01232-22

RESPONDENT.

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 January 3, 2025, 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 November 19, 2024.

This matter arises from the denial of Petitioner's request for an undue hardship waiver in an estate recover matter. Petitioner appealed the determination, and the matter

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was transmitted to the OAL for a fair hearing. Thereafter, 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 November 19, 2024, 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 23rd day of DECEMBER, 2024,

ORDERED:

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

Gregory Woods, Assistant Commissioner

Gregory Woods

Division of Medical Assistance and Health Services