

PHILIP D. MURPHY State of New Jersep DEPARTMENT OF HUMAN SERVICES

Governor TAHESHA L. WAY

Lt. Governor

000

SARAH ADELMAN Commissioner

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

GREGORY WOODS Assistant Commissioner

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

5.D.D.,	÷
PETITIONER,	ADMINISTRATIVE ACTION
v.	FINAL AGENCY DECISION
DIVISION OF MEDICAL ASSISTANCE	OAL DKT. NO. HMA 10609-23
AND HORIZON NJ HEALTH,	
	:
RESPONDENTS.	:

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 21, 2024. 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 September 3, 2024.

This matter arises from the reduction of Petitioner's Private Duty Nursing Care hours from twenty-four (24) hours per day, seven (7) days per week, to eight (8) hours per day, seven (7) days per week. Petitioner appealed the determination, and the matter was transmitted to the OAL for a fair hearing. Thereafter, the parties agreed to a settlement and entered into a written agreement that resolves the contested matter.

In the Initial Decision, dated September 3, 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 15th day of OCTOBER, 2024,

ORDERED:

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

regory Woods

Gregory Woods, Assistant Commissioner Division of Medical Assistance and Health Services