



**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

**Carole Johnson**  
Commissioner

**Sheila Y. Oliver**  
Lt. Governor

**Meghan Davey**  
Director

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

E.M.,

PETITIONER,

**ADMINISTRATIVE ACTION**

v.

**FINAL AGENCY DECISION**

AMERIGROUP,

**OAL DKT. NO. HMA 17703-18**

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 4, 2019, 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 17, 2019.

This matter arises from Amerigroup's denial of 30 hours of Personal Care Assistant (PCA) services. However, at the scheduled January 14, 2019 OAL hearing,

the parties entered a settlement on the record whereby Petitioner would be provided with 27 hours of weekly PCA services until the next scheduled PCA assessment. By Initial Decision dated January 14, 2019, 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. 1:11-19.1.

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 FEBRUARY 2019,

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