

State of New Jersey

DEPARTMENT OF HUMAN SERVICES DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES PO Box 712 Trenton, NJ 08625-0712

CAROLE JOHNSON Commissioner

CAROL GRANT Acting Director

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

O.W.,

PETITIONER, v. FINAL AGENCY DECISION DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES AND ESSEX COUNTY DEPARTMENT OF CITIZEN 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 June 24, 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 May 8, 2019.

This matter arises from Essex County Department of Citizen Services' termination of Petitioner's Medicaid eligibility based on Petitioner's income exceeding the Aged, Blind and

PHILIP D. MURPHY Governor

SHEILA Y. OLIVER Lt. Governor Disabled program eligibility limits. After reviewing the file, Essex County agreed that Petitioner was eligible to use the higher institutional income level.

By Initial Decision dated May 3, 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 <u>N.J.A.C.</u> 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 Way of JUNE 2019,

ORDERED:

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

Carol Grant, Acting Director Division of Medical Assistance and Health Services