

State of New Jersey

PHILIP D. MURPHY Governor

SHEILA Y. OLIVER Lt. Governor

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

SARAH ADELMAN Acting Commissioner

JENNIFER LANGER JACOBS
Assistant Commissioner

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

G.Z.,

PETITIONER.

ADMINISTRATIVE ACTION

٧.

FINAL AGENCY DECISION

DIVISION OF MEDICAL ASSISTANCE:

OAL DKT. No. HMA 02772-20

AND HEALTH SERVICES,

RESPONDENT.

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 July 1, 2021 in accordance with an Order of Extension.

The matter arises regarding the denial of Petitioner's request for Goods and Services provided under the Supports Program, a component of the Comprehensive Medicaid Waiver (CMW) that permits Medicaid beneficiaries eligible through the Division of Developmental Disabilities (DDD) to access "services, equipment or supplies, not otherwise provided through generic resources, the Supports Program, or through the State Plan, which address

an identified need (including improving and maintaining the participant's opportunities for full

membership in the community) and meet the following requirements: the item or service

would decrease the need for other Medicaid services; and/or promote inclusion in the

community; and/or increase the participant's safety in the home environment; and, the

participant does not have the funds to purchase the item or service or the item or service is

not available through another source." Section 17.9.1 Supports Program Manual.

By way of settlement, the parties agreed to resolve the issues surrounding the Goods

and Services Request, withdrawing the request of a fair hearing. In the Initial Decision, dated

March 22, 2021, 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 JUNE 2021,

ORDERED:

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

ADOPTED.

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

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