



State of New Jersey
DEPARTMENT OF HUMAN SERVICES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES
PO Box 712
TRENTON, NJ 08625-0712

PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

SARAH ADELMAN
Acting Commissioner

JENNIFER LANGER JACOBS
Assistant Commissioner

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

R.M.,

PETITIONER,

v.

ATLANTIC COUNTY DEPARTMENT
OF FAMILY AND COMMUNITY
DEVELOPMENT,
RESPONDENT.

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ADMINISTRATIVE ACTION

FINAL AGENCY DECISION

OAL DKT. NO. HMA 08792-20

As Assistant Commissioner 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. Procedurally, the time period for the Agency Head to file a Final Decision is October 1, 2021, 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 August 17, 2021. The time to file the Final Decision was extended to November 15, 2021.

This matter arises from the Atlantic County Department of Family and Community Development's decision that petitioner was not eligible for Medicaid

Long-Term Care until September 26, 2020 due to imposition of an eighty-seven-day penalty, as a result of respondent's determination that there was a transfer penalty of \$30,480.00.

By way of settlement, the parties agreed to resolve the issues surrounding the denial and withdrawing the request of a Fair Hearing. In the Initial Decision dated August 17, 2021, 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. I hereby ADOPT the Initial Decision.

THEREFORE, it is on this 9th day of NOVEMBER 2021,

ORDERED:

That the Initial Decision approving the settlement in this matter is hereby ADOPTED.



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