



State of New Jersey

DEPARTMENT OF HUMAN SERVICES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

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Governor

KIM GUADAGNO

Lt. Governor

JENNIFER VELEZ

Commissioner

VALERIE HARR

Director

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

R.M.,

PETITIONER,

v.

OCEAN COUNTY :
DIVISION OF SOCIAL SERVICES :

RESPONDENTS. :

ADMINISTRATIVE ACTION

FINAL AGENCY DECISION

OAL DKT. NO. HMA 1482-14

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 July 21, 2014, 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 June 6, 2014.

This matter arises from the Ocean County Board of Social Services' (OCBSS) imposition of a seven months, twelve day transfer penalty period. At issue is the date on which R.M.'s Medicaid eligibility becomes effective. However, at the scheduled May 20, 2014 OAL hearing, the parties entered a settlement on the record whereby the penalty period would be reduced to 114 days beginning October 1, 2013.

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. 1:1-19.1.

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 ^{8th} day of July 2014,

ORDERED:

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



Valerie Harr, Director
Division of Medical Assistance
and Health Services