

## State of Avefur Jexzeg

Department of Human Services Division of Medical Assistance and Health Services

Elizabeth Connolly Acting Commissioner

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

|  | DIVISION OF MEDICAL ASSISTANCE |  |
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|  | AND HEALTH SERVICES |  |
| F.V., |  |  |
|  | $\vdots$ |  |
| PETITIONER, | $\vdots$ |  |
|  |  | $\vdots$ | ADMINISTRATIVE ACTION

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 Agency Decision is January 25, 2015 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 December 11, 2015.

This appeal stems from Horizon NJ Health's decision to reduce Petitioner's personal care service to 12 hours per week. However, by Settlement Agreement filed with the Office of Administrative Law, the parties agreed to
amicably resolve this controversy whereby Horizon NJ Health agreed to provide 14 hours of services per week.

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.

I agree with the ALJ's conclusions regarding the Settlement Agreement and ADOPT the Initial Decision as based upon substantial credible evidence and consistent with applicable law.

THEREFORE, it is on this $13^{+N}$ day of January 2016, ORDERED:

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


