



**STATE OF WISCONSIN**  
**Division of Hearings and Appeals**

In the Matter of:

██████████  
*Redact*  
██████████

DECISION

AAP/165329

On April 13, 2015 the above-named petitioner requested a Hearing under Chapter HA 3, Wis. Admin. Code, in regard to the Adoption Assistance Program ["AAP"]. At petitioner's request Hearings scheduled for May 5, 2015 and June 2, 2015 were rescheduled. The Hearing in this matter scheduled for June 16, 2015 is CANCELLED. No Hearing will be held in this matter.

This matter concerns adoptive child Noah K.M. Prokop (DOB February 14, 2004) ["NKMP"]. On June 9, 2015 the Division of Hearings and Appeals ["DHA"] received a *Stipulation* (dates of execution June 3, 2015 and June 9, 2015) and an associated *Adoption Assistance Agreement* (dates of execution May 27, 2015, May 28, 2015, and June 1, 2015) in this matter. Those documents fully resolve this matter without the need for an administrative fact-finding Hearing. Among other things, those documents provide that NKMP shall be eligible for Medical Assistance ["MA"; i.e., Medicaid] through the State of Wisconsin effective February 1, 2014. Those documents do not provide a monthly maintenance payment at this time but in the future the adoptive family may seek monthly Adoption Assistance payments if NKMP develops special needs.

**NOW, THEREFORE**, it is

**ORDERED**

That the matter is hereby REMANDED to the Wisconsin Department of Children and Families with instructions to immediately proceed to implement the terms of the *Stipulation* and associated *Adoption Assistance Agreement* including, but not necessarily limited to, making NKMP eligible for MA effective February 1, 2014. All of this must be done with 10 days of the date of this *Decision*.

**CIRCUIT COURT APPEAL**

You may also appeal this decision to Circuit Court in the county where you live. Appeals must be filed no more than 30 days after the date of this hearing decision.

For purposes of appeal to Circuit Court, the respondent is the Department of Children and Families. Appeals must be served on the Office of the Secretary of that Department, either personally or by certified mail. The address of the Department is: 201 East Washington Avenue, Second Floor, Madison, WI 53703. The process for appeals to the Circuit Court is in Wisconsin Statutes §§ 227.52 and 227.53.

Given under my hand at the City of Madison,  
Wisconsin, this \_\_\_\_\_ day of  
\_\_\_\_\_, 2015.

\sSean P. Maloney  
Administrative Law Judge  
Division of Hearings and Appeals

c:



## State of Wisconsin\DIVISION OF HEARINGS AND APPEALS

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The preceding decision was sent to the following parties on June 10, 2015.

Adoption Assistance

Attorney Redact