

STATE OF MICHIGAN
STATE OFFICE OF ADMINISTRATIVE HEARINGS AND RULES
ADMINISTRATIVE HEARINGS FOR THE
DEPARTMENT OF HUMAN SERVICES

IN THE MATTER OF THE CLAIM OF:



Reg. No.: 2009 20649
Issue No.: 5016
Case No.: [REDACTED]
Load No.: [REDACTED]
Hearing Date: June 21, 2010
Wayne County DHS (43)

ADMINISTRATIVE LAW JUDGE: Michael Bennane

HEARING DECISION

This matter is before the undersigned Administrative Law Judge pursuant to MCL 400.9 and MCL 400.37 upon the claimant's request for a hearing. After due notice, a telephone hearing was held on June 21, 2010. The claimant appeared and testified.

ISSUE

Did the Department properly deny the Claimant's application for State Emergency Relief (SER)?

FINDINGS OF FACT

The Administrative Law Judge, based upon the competent, material, and substantial evidence on the whole record, finds a material fact:

1. On February 27, 2009, the Claimant applied for SER to help with utility payments.
2. On March 4, 2009, the Department denied the Claimant's SER application because the claimant failed to list all members of her group.
3. On March 9, 2009, the Claimant filed a request for a hearing.

CONCLUSIONS OF LAW

The State Emergency Relief (SER) program is established by 2004 PA 344. The SER program is administered pursuant to MCL 400.10, *et seq.*, and by final administrative rules filed with the Secretary of State on October 28, 1993. MAC R 400.7001-400-7049. Department of Human Services (formerly known as the Family Independence Agency) policies are found in the State Emergency Relief Manual (SER).

DHS-1514, State Emergency Relief Application

All SER applicants **must** complete a DHS-1514, State Emergency Relief Application. Incomplete applications may be filed, but must be completed before authorizing SER. Active clients may mail or fax in these forms. Emailed and scanned applications are not acceptable. (ERM 103, p.1).

Here, the claimant failed to complete the application with all of the members of her SER group. The claimant did supply the department with the names of the other members of her SER group after the department had denied the SER.

I find that the Department correctly denied the SER because the claimant failed to list all the members of her SER group.

DECISION AND ORDER

The Administrative Law Judge, based upon the above findings of fact and conclusions of law AFFIRMS the Department's decision.



Michael Bennane
Administrative Law Judge
For Ismael Ahmed, Director
Department of Human Services

Date Signed: 6/30/2010

2009 20649/MJB

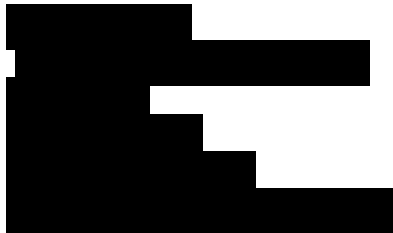
Date Mailed: 6/30/2010

NOTICE: Administrative Hearings may order a rehearing or reconsideration on either its own motion or at the request of a party within 30 days of the mailing date of this Decision and Order. Administrative Hearings will not order a rehearing or reconsideration on the Department's motion where the final decision cannot be implemented within 90 days of the filing of the original request.

The Claimant may appeal the Decision and Order to Circuit Court within 30 days of the mailing of the Decision and Order or, if a timely request for rehearing was made, within 30 days of the receipt date of the rehearing decision.

MJB/jlg

cc:

A large black rectangular redaction box covers the recipient information for the cc field. The redaction is composed of several overlapping rectangular blocks of varying sizes, completely obscuring any text that might have been present.