

STATE OF MICHIGAN  
STATE OFFICE OF ADMINISTRATIVE HEARINGS AND RULES

ADMINISTRATIVE HEARINGS FOR THE  
DEPARTMENT OF HUMAN SERVICES

IN THE MATTER OF: [REDACTED]

Claimant

Reg. No: 2009-24587

Issue No: 2001

Case No: [REDACTED]

Load No: [REDACTED]

Hearing Date:

June 8, 2010

Ingham County DHS

ADMINISTRATIVE LAW JUDGE: Ivona Rairigh

HEARING DECISION

This matter is before the undersigned Administrative Law Judge pursuant to MCL 400.9; and MCL 400.37 upon claimant's request for a hearing. After due notice, a telephone hearing was held on June 8, 2010. Claimant personally appeared and testified.

ISSUE

Did the department correctly determine that the claimant had excess income for Adult Medical Program (AMP) in April, 2009?

FINDINGS OF FACT

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

1. Claimant applied for AMP on April 16, 2009.
2. Claimant's employment wages were obtained through the [REDACTED].

(Department's Exhibits 5-9).

3. Department then computed the AMP budget which resulted in excess income for AMP.

4. Department denied claimant's AMP application on April 17, 2009. Claimant requested a hearing on April 23, 2009.

#### CONCLUSIONS OF LAW

The Adult Medical Program (AMP) is established by Title XXI of the Social Security Act; (1115)(a)(1) of the Social Security Act, and is administered by the Department of Human Services (DHS or department) pursuant to MCL 400.10, *et seq.* Department policies are contained in the Bridges Administrative Manual (BAM), the Bridges Eligibility Manual (BEM) and the Program Reference Manual (RFT).

Claimant indicates that department's representative reviewed all of the documents used in department's determination prior to the hearing. Claimant does not dispute the amounts of his employment income. Claimant also understands that a person's monthly income cannot exceed \$316 (individual maximum) for AMP eligibility to exist. Claimant has medical bills and the Administrative Law Judge explained he can apply for Medicaid (MA) if he has a medical condition that is disabling. Claimant states that he does not.

#### DECISION AND ORDER

The Administrative Law Judge, based upon the above findings of fact and conclusions of law, decides that the department correctly determined that the claimant has excess income for AMP in April, 2009.

Accordingly, department's action is AFFIRMED, and it is SO ORDERED.

/s/ \_\_\_\_\_  
Ivona Rairigh  
Administrative Law Judge  
for Ismael Ahmed, Director  
Department of Human Services

Date Signed: June 8, 2010

Date Mailed: June 9, 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.

IR/tg

cc:

