

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

IN THE MATTER OF:

[REDACTED]

[REDACTED]

ADMINISTRATIVE LAW JUDGE:

[REDACTED]

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 [REDACTED]. The claimant personally appeared and provided testimony.

ISSUE

Did the department properly determine claimant's disability status for Medicaid (MA) / retro MA eligibility purposes?

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 is a [REDACTED] who filed a disability-based MA application on [REDACTED].
2. On [REDACTED], the [REDACTED] determined the claimant did not meet the disability standard as she was capable of performing other work.
3. On [REDACTED], the department received claimant's timely written hearing request disputing this denial.

4. On [REDACTED], claimant's hearing was held and the record was extended to allow her additional time to submit updated medical documents.
5. Claimant's evidence was then forwarded to the department's [REDACTED] [REDACTED] for post-hearing consideration.
6. [REDACTED] reversed its earlier denial of claimant's MA application.
7. SHRT determined the new evidence shows claimant is currently disabled and has been disabled at all times relevant to the disputed application. A [REDACTED] found a disability onset date of [REDACTED]

CONCLUSIONS OF LAW

The Medical Assistance (MA) program is established by Title XIX of the Social Security Act and is implemented by Title 42 of the Code of Federal Regulations (CFR). The Department of Human Services (DHS or department) administers the MA program pursuant to MCL 400.10, et seq., and MCL 400.105. Department policies are found in the Program Administrative Manual (PAM), the Program Eligibility Manual (PEM) and the Program Reference Manual (PRM).

In the present case, the Social Security Administration's (SSA's) fully favorable decision, received while claimant's appeal was pending, currently establishes claimant is disabled and has been disabled at all times relevant to her June 7, 2010 MA/retro-MA application. As such, this Administrative Law Judge concurs with SHRT's approval.

DECISION AND ORDER

The Administrative Law Judge, based upon the above findings of fact and conclusions of law, decides the department, through SHRT, properly determined and verified claimant's disability status.

Accordingly, the department's decision is AFFIRMED, and claimant's disputed application shall be processed with benefits awarded as long as she meets all of the other financial and non-financial requirements necessary to receive them. Additionally, per SHRT, a medical review of claimant's condition will not be necessary at review in [REDACTED] as long as claimant remains in SSA disability payment status.

