

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: 2010-33694
Issue No: 2009
Case No: [REDACTED]
Load No: [REDACTED]
Hearing Date:
October 5, 2010
Macomb County DHS

ADMINISTRATIVE LAW JUDGE: Ivona Rairigh

SUMMARY DISPOSITION

The claimant applied for Medicaid (MA-P) and retroactive MA on December 18, 2009. Claimant was found not to be disabled by department's Medical Review Team on January 21, 2010, notified of the denial on April 10, 2010, and requested a hearing on April 30, 2010. On May 18, 2010, department's State Hearing Review Team also found that the claimant was not disabled.

At the start of the hearing claimant advised that he has been approved for Social Security disability benefits. Social Security Administration award letter was faxed to this Administrative Law Judge showing that the claimant is entitled to monthly disability benefits beginning November, 2009, and that he has been disabled since May 5, 2009. This determination is binding upon the department.

Therefore, the claimant has been determined medically eligible for MA-P and retroactive MA benefits.

The claimant meets the definition of medically disabled for MA-P. The department is to determine if the claimant is otherwise eligible. If otherwise eligible, the department shall determine eligibility effective dates using the December 18, 2009 application date for MA and retroactive MA eligibility purposes.

If the department determines that the claimant is not otherwise eligible, legally sufficient notice must be provided to the claimant.

SO ORDERED.

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

Date Signed: October 9, 2010

Date Mailed: October 11, 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

2010-33694/IR

cc:

