

**STATE OF MICHIGAN
MICHIGAN ADMINISTRATIVE HEARING SYSTEM
ADMINISTRATIVE HEARINGS FOR THE
DEPARTMENT OF HUMAN SERVICES**

IN THE MATTER OF:

[REDACTED]

Reg. No.: 201143373
Issue No.: 5034
Case No.: [REDACTED]
Hearing Date: September 21, 2011
Macomb County DHS (20)

ADMINISTRATIVE LAW JUDGE: Andrea J. Bradley

HEARING DECISION

This matter is before the undersigned Administrative Law Judge pursuant to MCL 400.9 and MCL 400.37 following Claimant's request for a hearing. After due notice, a telephone hearing was held on September 21, 2011. Claimant participated and testified along with her witnesses [REDACTED] and [REDACTED]. The participants on behalf of the Department of Human Services (Department) included Alicia Wooden, Eligibility Specialist.

ISSUE

Did the Department properly deny Claimant's application for Direct Support Services?

FINDINGS OF FACT

The Administrative Law Judge, based on the competent, material, and substantial evidence on the whole record, including the testimony of witnesses, finds as material fact:

1. Claimant applied for Direct Support Services (DSS) benefits.
2. On June 9, 2011, the Department denied Claimant's application for DSS for failure to meet the eligibility criteria.
3. On June 9, 2011, the Department sent notice of the denial to Claimant.
4. On July 7, 2011, Claimant filed a hearing request, protesting the denial of the application.

CONCLUSIONS OF LAW


Direct Support Services (DSS) are goods and services provided to help families achieve self-sufficiency. Direct Support Services include Employment Support Services (ESS) and Family Support Services (FSS). There is no entitlement for DSS. The decision to authorize DSS is within the discretion of the DHS or the MWA. Further, when the Department is providing DSS to an applicant of FIP, CDC, MA or a FAP Family, the requirements set forth by Temporary Assistance for Needy Families (TANF) form 3043 must be used in determining eligibility.

Based upon the above Findings of Fact, the Administrative Law Judge concludes that the Department properly denied the Claimant's application for Direct Support Services.

DECISION AND ORDER

The Administrative Law Judge, based upon the above Findings of Fact and Conclusions of Law, finds that the Department did act according to Department policy when it denied the Claimant's application for DSS vehicle purchase.

Accordingly, the Department's decision is AFFIRMED for the reasons stated on the record.



Andrea J. Bradley
Administrative Law Judge
For Maura Corrigan, Director
Department of Human Services

Date Signed: 09/28/11

Date Mailed: 09/29/11

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.

AJB/dj

cc:

