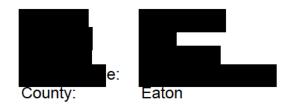
#### STATE OF MICHIGAN MICHIGAN ADMINISTRATIVE HEARING SYSTEM ADMINISTRATIVE HEARINGS FOR THE DEPARTMENT OF HUMAN SERVICES

#### IN THE MATTER OF:





## ADMINISTRATIVE LAW JUDGE: Vicki L. Armstrong

## **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 8, 2011, from , Michigan. Claimant appeared and provided testimony.

## <u>ISSUE</u>

Did the Department properly  $\Box$  deny Claimant's application  $\boxtimes$  close Claimant's case for:  $\boxtimes$  Family Independence Program (FIP)?

## FINDINGS OF FACT

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

- 1. Claimant  $\boxtimes$  received benefits for:  $\boxtimes$  Family Independence Program (FIP).
- 2. On July 1, 2011, the Department 🖾 closed Claimant's case due to non-compliance with the Office of Child Support.
- 3. On June 16, 2011, the Department sent  $\boxtimes$  Claimant notice of the  $\boxtimes$  closure.
- 4. On July 27, 2011, Claimant filed a hearing request, protesting the ⊠ closure of the case.

#### CONCLUSIONS OF LAW

Department policies are contained in the Bridges Administrative Manual (BAM), the Bridges Eligibility Manual (BEM), and the Reference Tables Manual (RFT).

☑ The Family Independence Program (FIP) was established pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, Public Law 104-193, 42 USC 601, *et seq.* The Department (formerly known as the Family Independence Agency) administers FIP pursuant to MCL 400.10, *et seq.*, and 1997 AACS R 400.3101-3131. FIP replaced the Aid to Dependent Children (ADC) program effective October 1, 1996.

Based upon the above Findings of Fact and Conclusions of Law, and for the reasons stated on the record, the Administrative Law Judge concludes that the Department

properly denied Claimant's application properly closed Claimant's case

☐ improperly denied Claimant's application ⊠ improperly closed Claimant's case

for:  $\square$  AMP  $\boxtimes$  FIP  $\square$  FAP  $\square$  MA  $\square$  SDA  $\square$  CDC.

# **DECISION AND ORDER**

The Administrative Law Judge, based upon the above Findings of Fact and Conclusions of Law, and for the reasons stated on the record, finds that the Department  $\boxtimes$  did not act properly.

Accordingly, the Department's  $\square$  AMP  $\boxtimes$  FIP  $\square$  FAP  $\square$  MA  $\square$  SDA  $\square$  CDC decision is  $\square$  AFFIRMED  $\boxtimes$  REVERSED for the reasons stated on the record.

Administrative Law Judge For Maura Corrigan, Director Department of Human Services

Date Signed:	
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Date Mailed:

**NOTICE**: Michigan Administrative Hearing System (MAHS) 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. MAHS 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.

VAL/ds

