

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

IN THE MATTER OF:

[REDACTED]

Reg. No.: 2012-37625
Issue No.: 3014; 1022
Case No.: [REDACTED]
Hearing Date: April 3, 2012
County: Wayne-57

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 April 3, 2012, from Lansing, Michigan. Claimant personally appeared and testified. Participants on behalf of Department of Human Services (Department) included [REDACTED]

ISSUE

Did the Department properly remove Claimant's son from Claimant's Family Independence Program (FIP), Family Assistance Program (FAP) and Medical Assistance (MA) cases?

FINDINGS OF FACT

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

1. On February 24, 2012, the department received a fraud referral that Claimant's son had been living with his father in Chattanooga, Tennessee since October 6, 2010, and that Claimant had failed to report that her son was no longer living with her to the department.
2. February 24, 2012, the Department sent Claimant notice of the removal of her son from her FIP, FAP and MA case resulting in closure of the FAP and MA as of March 31, 2012. The FIP case had closed as of December 31, 2011, as a result of the 48/60 time limit.
3. On March 2, 2012, Claimant filed a hearing request contesting the department's closure of FAP and MA benefits.

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.

VLA/ds

cc:

