

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

IN THE MATTER OF:

Reg. No: 2012-52052
Issue No: 2009

ADMINISTRATIVE LAW JUDGE: Suzanne L. Morris

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. The department witness was [REDACTED].

ISSUE

Did the department properly determine claimant's disability status for Medicaid (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 applied for MA on [REDACTED].
2. The Medical Review Team (MRT) denied the application on [REDACTED]
3. The State Hearing Review Team (SHRT) denied the application on [REDACTED]
4. An interim order was issued to obtain additional medical documentation on behalf of the claimant, which was reviewed by SHRT. On [REDACTED], [REDACTED] SHRT approved the claimant for MA and retro MA.

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 Bridges Administrative Manual (BAM), the Bridges Eligibility Manual (BEM) and the Bridges Reference Manual (RFT).

In the present case, the department, through SHRT, has determined that the claimant meets the disability standard and is eligible for MA and retro MA effective [REDACTED], [REDACTED]. A medical review is to be conducted at [REDACTED].

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 claimant's disability status.

Accordingly, SHRT's decision is **AFFIRMED** and claimant shall receive MA and retro MA, as long as claimant meets all of the other non-medical requirements necessary to receive them. Additionally, the local office shall initiate an MA review by [REDACTED], [REDACTED] to determine claimant's eligibility for continued MA, as specified on SHRT's decision dated [REDACTED].

SO ORDERED.

/s/
Suzanne L. Morris
Administrative Law Judge
for Maura D. Corrigan, Director
Department of Human Services

Date Signed: [REDACTED]

Date Mailed: [REDACTED]

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 receipt 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.

SLM/jk

cc: [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
MAHS