IN THE MATTER OF:

Reg. No: 201261048
Issue No: 2026, 3002
Case No: ████████
Hearing Date: July 31, 2012
Macomb County DHS

ADMINISTRATIVE LAW JUDGE: Gary F. Heisler

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 July 31, 2012. Claimant appeared and testified.

ISSUE

Did the Department of Human Services determine the proper level of Medical Assistance (MA) coverage for Claimant on May 22, 2012?

Did the Department of Human Services determine the proper level of Food Assistance Program (FAP) benefits for Claimant on May 22, 2012?

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 was an ongoing recipient of Medical Assistance (MA) and Food Assistance Program (FAP) benefits.

2. On May 2, 2012, the Department ran a financial eligibility budget to determine Claimant's Medical Assistance (MA) and Food Assistance Program (FAP) eligibility. The budget showed that Claimant's current income required Medical Assistance (MA) coverage as a ████ deductible and ███ per month of Food Assistance Program (FAP) benefits. Claimant was sent notice of the determination.

3. On June 14, 2012, Claimant submitted a request for hearing.

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 Food Assistance Program (FAP) [formerly known as the Food Stamp (FS) program] is established by the Food Stamp Act of 1977, as amended, and is implemented by the federal regulations contained in Title 7 of the Code of Federal Regulations (CFR). The Department (formerly known as the Family Independence Agency) administers FAP pursuant to MCL 400.10, *et seq.*, and 1997 AACS R 400.3001-3015.

The Medical Assistance (MA) program is established by the Title XIX of the Social Security Act and is implemented by Title 42 of the Code of Federal Regulations (CFR). The Department (formerly known as the Family Independence Agency) administers the MA program pursuant to MCL 400.10, *et seq.*, and MCL 400.105.

During this hearing Claimant's income was verified and her Medical Assistance (MA) and Food Assistance Program (FAP) financial eligibility budgets were reviewed and found to be correct. A detailed analysis of the evidence presented, applicable Department policies, and reasoning for the decision are contained in the recorded record. During the hearing Claimant was informed of the decision and the reasoning behind the decision.

DECISION AND ORDER

The Administrative Law Judge, based upon the above Findings of Fact, Conclusions of Law, and for the reasons stated on the record, finds that the Department of Human Services determined the proper level of Medical Assistance (MA) coverage and Food Assistance Program (FAP) benefits for Claimant on May 22, 2012.

It is ORDERED that the actions of the Department of Human Services, in this matter, are UPHELD.
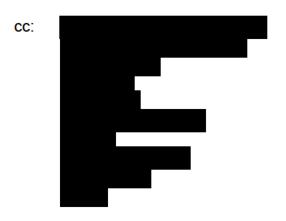
/s/
Gary F. Heisler
Administrative Law Judge
For Maura Corrigan, Director
Department of Human Services

Date Signed: August 9, 2012

Date Mailed: August 10, 2012

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.

GFH/tb

cc: