

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

IN THE MATTER OF:

[REDACTED]

Reg No.: 2012-70137
Issue No.: 2000
Case No.: [REDACTED]
Hearing Date: October 31, 2012
Wayne County DHS (19)

ADMINISTRATIVE LAW JUDGE: Colleen M. Mamelka

SETTLEMENT ORDER

This matter is before the undersigned Administrative Law Judge pursuant to MCL 400.9 and MCL 400.37 upon the Claimant's request for a hearing. After due notice, a hearing was held in Inkster, Michigan, on Wednesday, October 31, 2012. The Claimant did not appear; however, her Authorized Hearing Representative ("AHR"), [REDACTED] of [REDACTED] appeared and testified on her behalf. Participating on behalf of the Department of Human Services ("Department") was [REDACTED].

ISSUE

Whether the Department properly processed the Claimant's Medical Assistance ("MA") coverage for April 2010 through November 2010?

FINDINGS OF FACT

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

1. The Claimant submitted an application for public assistance seeking MA-P benefits for the period (in part) of April 2010 through November 2010.
2. The Medical Review Team found the Claimant not disabled.
3. Subsequently, the Social Security Administration ("SSA") approved the Claimant for Supplemental Security Income ("SSI") effective April 2010.
4. On August 6, 2012, the Department received the Claimant's written request for hearing.

CONCLUSIONS OF LAW

The Medical Assistance (“MA”) program is established by Subchapter XIX of Chapter 7 of The Public Health & Welfare Act, 42 USC 1397, and is administered by the Department of Human Services, formally known as the Family Independence Agency, 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 Tables (“RFT”).

The law provides that disposition may be made of a contested case by stipulation or agreed settlement. MCL 24. 278(2)

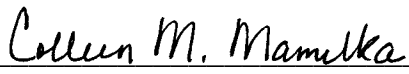
In this case, the Medical Review Team found the Claimant not disabled. Subsequently, the SSA approved the Claimant for SSI benefits effective April 2010. During the hearing, the Department agreed to activate coverage, to include processing a billing exception, for the period from April 2010 through November 2010. All parties were amenable to this resolution. In light of the foregoing, there is no other issue that needs to be adjudicated.

DECISION AND ORDER

The Administrative Law Judge, based on the above findings of fact and conclusions of law finds the parties have reached an agreement.

Accordingly, it is **ORDERED**:

1. The Department shall, as agreed, activate MA coverage for the period from April 2010 through November 2010, and process a billing exception, in accordance with department policy in light of the Claimant’s status of a SSI recipient.
2. The Department shall notify the Claimant and her Authorized Hearing Representative of the determination in accordance with department policy.



Colleen M. Mamelka
Administrative Law Judge
For Maura Corrigan, Director
Department of Human Services

Date Signed: November 1, 2012
Date Mailed: November 1, 2012

2012-70137/CMM

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. (60 days for FAP cases)

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.

CMM/tmm

cc:

