

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

**IN THE MATTER OF:**



Reg. No: 201257910  
Issue No: 1000, 2000, 3008, 4070  
Case No: [REDACTED]  
Hearing Date: July 12, 2012  
Genesee 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 hearing was held on July 12, 2012. Claimant appeared and testified. During the hearing it was determined that Claimant had not been denied any Family Independence Program (FIP) or Medical Assistance (MA) benefits. The issues associated with those programs are dismissed.

**ISSUE**

Did the Department properly close Claimant's Food Assistance Program (FAP) on May 31, 2012?

Did the Department properly stop Claimant's State SSI Supplemental Payments after May 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 Food Assistance Program (FAP) benefits and State SSI Supplemental Payments. Her assistance programs were due for redetermination in May 2012. Claimant reported having a checking account in her submissions for the redetermination.
2. On May 18, 2012, Claimant was sent a Verification Checklist (DHS Form 3503) requesting verification of her checking account. The verification was due by May 29, 2012.
3. On June 1, 2012, Claimant did not receive a monthly Supplemental Security Income (SSI) payment from the Social Security Administration.

4. On May 31, 2012, the Department closed Claimant's Food Assistance Program (FAP) and stopped her State SSI Supplemental Payments.
5. On June 4, 2012, Claimant filed a hearing request about her Food Assistance Program (FAP) and State SSI Supplemental Payments.
6. On June 7, 2012, Claimant submitted verification of her checking account.

### **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 AACRS R 400.3001-3015.

During the hearing Claimant testified that her SSI had ended with the May 1, 2012 payment. Claimant also testified that she did not submit the checking account verification until June 7, 2012. 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 and Conclusions of Law, and for the reasons stated on the record, finds that the Department properly closed Claimant's Food Assistance Program (FAP) and stopped her State SSI Supplemental Payments on May 31, 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: July 16, 2012

Date Mailed: July 16, 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:

