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

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	Reg. No.: Issue No.: Case No.: Hearing Date: County:	2012-68475 2000 November 21, 2012 Wayne (82)
ADMINISTRATIVE LAW JUDGE: Michael J. E	Bennane	
SETTLEMENT	ORDER	
This matter is before the undersigned Administ and MCL 400.37 following Claim—ant's requestelephone hearing was held on November Participants on behalf of Claimant inclu—ded Participant s of Services (Department) included ISSUE	st for a hearing. Afte 21, 2012, from De on behalf of the Depa	r due notice, a etroit, Michigan.
Whether the Department properly:		
□ denied Claimant's application for benefits □ closed Claimant's case for benefits □ reduced Claimant's benefits		
for:		
☐ Family Independence Program (FIP)? ☐ Food Assistance Program (FAP)? ☑ Medical Assistance (MA)? ☐ Adult Medical Assistance (AMP)?	Child Developme	assistance (SDA)? ent and Care (CDC)? y Services (SER)?

FINDINGS OF FACT

The Administrative Law Judge, based upon the competent, material, and substantia levidence on the whole record, finds as material fact:

1.	On May 3, 2012, the Department:	
	☑ denied Claimant's application for bei☐ closed Claimant's case for benefits☐ reduced Claimant's benefits	nefits
	under the following program(s):	
	☐ FIP ☐ FAP ☒ MA ☐ AMP	☐ SDA ☐ CDC ☐ SER.
2.	On May 3, 2012, the Department s Authorized Hearing Representative) of	•
	□ denial □ closure □ reduction.	
3.	On May 3, 2012, Claimant filed Department's action.	a request for hearing concerning the
	CONCLUSION	IS OF LAW
Eligib		Administrative Manual (BAM), the Bridges s Manual (RFT), and the State Emergency
Responsible Agendary	ponsibility and W ork Opportunity Reconc SC 601, et seq. The Department (forme acy) administers FIP pursuant to MCL 400	va s established pursuant to the Personal iliation Act of 1996, Public Law 104-193, erly k nown as the Family Independence 0.10, et seq., and 1999 AC, Rule 400.3101 id to Dependent Children (ADC) program
progra imple Regu Agen	ram] is establis hed by the Food St ¯ ar emented by the federal r egulations conta	ained in Title 7 of the Code of Federal erly known as the Family Independence
Secui The D	rity Act and is im plemented by Title 42 of Department of Human Services (formency) administers the MA program pursuan	es tablished by the Title XIX of the Soc ia f the Code of Federal Regu lations (CFR). rly known as the Family Independ ence at to MCL 400.10, et seq ., and MC L

☐ The Adult Medical Program (AMP) is established by 42 USC 1315, and is administered by the Department pursuant to MCL 400.10, <i>et seq</i> .
☐ The State Disability Assistance (SDA) program, which provides financial assistance for disabled persons, is established by 2004 PA 344. The D epartment of Human Services (formerly known as the Family Independence Agency) administers the SDA program pursuant to MCL 400.10, et seq., and 20 00 AACS, Rule 400.3151 through Rule 400.3180.
☐ The Child Development and Care (CDC) program is establis hed by Titles IVA, IVE and XX of the Soc ial Security Act, the Ch ild Care and Developm ent Block Grant of 1990, and the Personal Responsibility and Work Opportunity Reconciliation Act of 1996. The program is implemented by Title 45 of the Code of Feder al Regulations, Parts 98 and 99. The Depart ment provides servic es to adults and children pursuant to MCL 400.14(1) and 1999 AC, Rule 400.5001 through Rule 400.5015.
☐ The State Emergency Relief (SER) program is establ ished by 2004 PA 344. The SER program is administer ed pursuant to MCL 400.10, et seq., and by 1999 AC, Rul e 400.7001 through Rule 400.7049. Department polic ies are found in the State Emergency Relief Manual (ERM).

The law pr ovides that disposition may be made of a contest ed case by s tipulation or agreed settlement. MCL 24.278(2).

In the present case, Claimant requested a hearing to dispute the Department's action. Soon after commencement of the hearing, the parties testified that they had reached a settlement concerning the disputed action. Consequently, the Department agreed to do the following: accept documentation of spouse's assets and recalculate the claimant's MA qualification.

As a result of this settlement, Claimant no longer wish es to proceed with the hearing. As such, it is unnec essary for this Admi nistrative Law Judge to render a decis ion regarding the facts and issues in this case.

DECISION AND ORDER

The Administrative Law Judge concludes that the Department and Claimant have come to a settlement regarding Claimant's request for a hearing.

THE DEPARTMENT IS ORDERED TO DO THE FOLLOWING:

1. Accept documentation of the claimant's spouse's assets a nd recalc ulate the claimant's MA qualification.

Administrative Law Judge for Maura Corrigan, Director Department of Human Services

Date Signed: January 3, 2013

Date Mailed: January 3, 2013

NOTICE: Michigan Administrative Hearing System (MAHS) may order a rehearing or reconsideration on either its own motion or at the request of a par ty within 30 days of the mailing date of this Dec ision and Order. MAHS will not order a rehearing or reconsideration on the Department's mo tion where the final decis ion 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.

MJB/cl

