

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

**IN THE MATTER OF:**

[REDACTED]

Reg. No.: 201324387  
Issue No.: 2000  
Case No.: [REDACTED]  
Hearing Date: May 16, 2013  
County: Wayne (31)

**ADMINISTRATIVE LAW JUDGE:** Alice C. Elkin

**SETTLEMENT ORDER**

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 May 16, 2013, from Detroit, Michigan. Participants on behalf of Claimant included Claimant. Participants on behalf of the Department of Human Services (Department) included [REDACTED], Family Independence Specialist.

**ISSUE**

Whether the Department properly issued Claimant's Family Independence Program (FIP) benefits for October 2012.

**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 was an ongoing recipient of FIP benefits.
2. The Department erroneously closed Claimant's FIP case on September 31, 2012.
3. The Department reinstated Claimant's FIP case as of October 1, 2012, but issued FIP benefits for November 1, 2012, ongoing.
4. On October 24, 2012, Claimant filed a request for hearing concerning the Department's action.

**CONCLUSIONS OF LAW**

Department policies are found in the Department of Human Services Bridges Administrative Manual (BAM), Bridges Eligibility Manual (BEM), Reference Tables Manual (RFT), and State Emergency Relief Manual (ERM).

The Family Independence Program (FIP) was established pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, Public Law 104-193, 42 USC 601, *et seq.* The Department (formerly known as the Family Independence Agency) administers FIP pursuant to MCL 400.10, *et seq.*, and Mich Admin Code, R 400.3101 through R 400.3131. FIP replaced the Aid to Dependent Children (ADC) program effective October 1, 1996.

At the hearing, Claimant clarified that she requested a hearing concerning her FIP benefits, specifically for October 2012. The Department explained that Claimant's FIP case had closed in error, effective September 31, 2012. Although the Department had reinstated her FIP case effective October 1, 2012, it was able to issue FIP benefits for November 1, 2012, ongoing only. The Department agreed that Claimant was eligible for, and entitled to, \$158 in FIP benefits for October 2012, which it had been unable to issue to her. The Department and Claimant agreed to a settlement of the FIP matter. Consequently, the Department agreed to do the following: begin issuing a supplement to Claimant in the amount of \$158 for FIP benefits she was eligible, and entitled, to receive for October 2012.

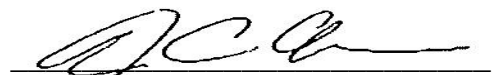
As a result of this settlement, Claimant no longer wishes to proceed with the hearing. As such, it is unnecessary for this Administrative Law Judge to render a decision regarding the facts and issues in this case.

**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. Begin issuing a supplement to Claimant in the amount of \$158 for FIP benefits she was eligible, and entitled, to receive for October 2012.



Alice C. Elkin  
Administrative Law Judge  
for Maura Corrigan, Director  
Department of Human Services

201324387/ACE

Date Signed: 5/28/2013

Date Mailed: 5/28/2013

**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.

ACE/hw

cc:

