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

IN THE MATTER OF:



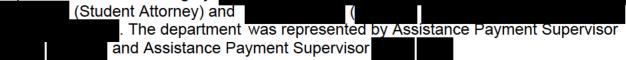
Reg. No: 2013-43936 Issue No: 3008

Hearing Date: June 20, 2013 Washtenaw #22 County DHS

ADMINISTRATIVE LAW JUDGE: Landis Y. Lain

HEARING DECISION

This matter is before the undersigned Admini strative Law Judge pursuant to MCL 400.9 and MCL 400.37 upon claimant's request for a hearing. After due notic e, a telephone hearing was held on June 20, 2013. Claim ant appeared and testified. Claimant was represented at the hearing by



ISSUE

Did the Department of Human Services (the depar tment) fail to comply with verification requirements?

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 applied for Medical Assistance, Food Assistance Program, and State Emergency Relief benefits.
- (2) On February 10, 2012, Administ rative Law Judge Cor ey Arendt issued a Decision and Order indicating that the depart ment had acted inappropriately and or dering the department to re-determine eligibility for benefits. (Register # 2012-23774)
- (3) The department conceded on the record that it conducted an inc omplete re-determination process and agreed to reassess claimant's benefits.
- (4) The department agreed to re-dete rmine claimant's Food Assistanc e program Benefit eligibility for the months of No vember 2011 through June 2012.

- (5) The department agreed to re-determine claimant's eligibility for Medical Assistance benefits for the months of June 2012 through April 2013
- (6) The department agreed to r einstate claimant's October 25, 2011 application for State Emergency Relief benefits for the \$ consumer's Energy bill and re-determine eligibility for the benefits.

DECISION AND ORDER

The Administrative Law Judge, based upon t he above findings of fact and conclusion s of law, decides that the department is **ORDERED**, pursuant to the a greement placed upon the record, to reinstate claimant's b enefit application, conduct an appropriat e verification process in a ccordance with Department policy and re-determine claimant's eligibility for Food Assist ance Program benefits for the months of November 2011 through June 2012, Medi cal Assistance benefits for the months of J une 2012 through April 2013, and determine claim ant's eligibility for Stat e Emergency Relief benefits for the October 25, 2011 application.

Landis

/s/

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

Date Signed: June 26, 2013

Date Mailed: June 26, 2013

NOTICE: Administrative Hearings may or der a rehearing or reconsideration on either its own motion or at t he request of a party within 30 days of the mailing date of this Decision and Order. Administrative Hear ings will not orde r 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.

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 ti mely request for rehearing was made, within 30 days of the receipt date of the rehearing decision.

Claimant may request a rehearing or reconsideration for the following reasons:

• A rehearing <u>MAY</u> be granted if there is newly discovered evidence that could affect the outcome of the original hearing decision.

- reconsideration MAY be granted for any of the following reasons: • A
 - misapplication of manual policy or law in the hearing decision,
 - typographical errors, mathematical erro r, or other obvious errors in the hearing decision that effect the substantial rights of the claimant:
 - the failure of the ALJ to address other relevant issues in the hearing decision.

Request must be submitted through the local DHS office or directly to MAHS by mail at Michigan Administrative Hearings

Reconsideration/Rehearing Request

P. O. Box 30639

Lansing, Michigan 48909-07322

LYL/las

