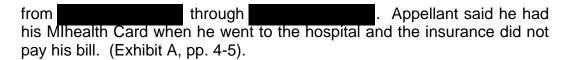
# STATE OF MICHIGAN MICHIGAN ADMINISTRATIVE HEARINGS SYSTEM FOR THE DEPARTMENT OF COMMUNITY HEALTH

P.O. Box 30763, Lansing, MI 48909 (517) 335-2484; Fax: (517) 373-4147

IN THE MAT	TER OF: Docket No. 14-012002 MSB
,	
Appel	lant/
DECISION AND ORDER	
	s before the undersigned Administrative Law Judge pursuant to MCL 400.9 0.37 upon Appellant's request for a hearing.
authorized h present but Department. Community	Appellant's pearing representative appeared on the Appellant's behalf. Appellant was did not testify.  Appellant's pearing representative appeared on the Appellant's behalf. Appellant was did not testify.  Appellant's pearing representative appeared on the Appellant's behalf. Appellant was did not testify.  Appeals Review Officer, represented the Analyst with the Michigan Department of the Appellant's behalf. Appellant was did not testify.  Customer Service Division appeared as a did not testify.
ISSUE	
inpati	the Department properly deny payment for Appellant's medical bill for ent services from through through while Appellant was enrolled in dult Benefit Waiver (ABW) Program?
FINDINGS C	OF FACT
The Administrative Law Judge, based upon the competent, material and substantial evidence on the whole record, finds as material fact:	
1.	Appellant is ayear old Medicaid beneficiary, born (Exhibit A, p. 4 and testimony).
2.	In, Appellant was enrolled in the Adult Benefit Waiver (ABW) Program. (Exhibit A, pp. 3, 5, 6 and testimony).
3.	On through through expenses for inpatient hospital services. (Exhibit A, pp. 3, 5, 6, and testimony).
4.	On, the Department received a Beneficiary Complaint form from the Appellant dated asking that the Department pay a hospital bill for inpatient services the Appellant received

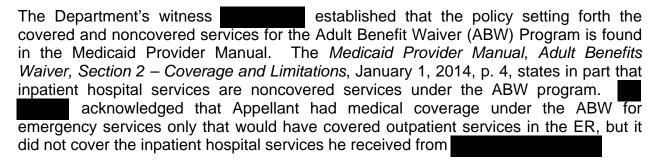
# Docket No. 14-012002 MSB Hearing Decision & Order



- 5. On the property of the Department sent the Appellant a letter stating because his coverage was under the Adult Benefit Waiver (ABW) Program, Medicaid could not pay the provider because inpatient services were not a covered benefit under the ABW program. See Medicaid Provider Manual, Adult Benefits Waiver, Section 2 Coverage and Limitations, January 1, 2014, p. 4. (Exhibit A, pp. 6-7).
- 6. On section of Michigan Administrative Hearing System (MAHS) received the Appellant's request for hearing. (Exhibit A, pp. 3-4).

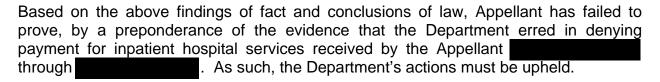
# **CONCLUSIONS OF LAW**

The Medical Assistance Program is established pursuant to Title XIX of the Social Security Act and is implemented by Title 42 of the Code of Federal Regulations (CFR). It is administered in accordance with state statute, the Social Welfare Act, the Administrative Code, and the State Plan under Title XIX of the Social Security Act Medical Assistance Program.



Appellant and his authorized representative declined to present any testimony at the time of the hearing.

In any event, since the Appellant received inpatient hospital services, which are noncovered services under the ABW program, the Appellant may be personally responsible for payment for the services. See The *Medicaid Provider Manual*, *Adult Benefits Waiver*, *Section 1.3 Reimbursement*, January 1, 2014, p. 2.



# Docket No. 14-012002 MSB Hearing Decision & Order

## **DECISION AND ORDER**

The Department properly denied payment for Appellant's medical bill for inpatient services from 1/11/14 through 1/13/14, while Appellant was enrolled in the Adult Benefit Waiver (ABW) Program.

#### IT IS THEREFORE ORDERED that:

The Department's decision is AFFIRMED.

William D. Bond

William D Bond

Administrative Law Judge for Nick Lyon, Director
Michigan Department of Community Health

Date Signed:

Date Mailed:

WDB/db

CC:



## \*\*\* NOTICE \*\*\*

The Michigan Administrative Hearings System may order a rehearing on either its own motion or at the request of a party within 30 days of the mailing date of this Decision and Order. The Michigan Administrative Hearings System will not order a rehearing on the Department's motion where the final decision or rehearing cannot be implemented within 90 days of the filing of the original request. The Appellant 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 rehearing decision.