

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

**IN THE MATTER OF:**

[REDACTED]

Reg. No.: 2014-29647  
Issue No(s): 1007  
Case No.: [REDACTED]  
Hearing Date: April 22, 2014  
County: Washtenaw

**ADMINISTRATIVE LAW JUDGE:** William A. Sundquist

**HEARING DECISION**

Following Claimant's request for a hearing, this matter is before the undersigned Administrative Law Judge pursuant to MCL 400.9 and 400.37; 42 CFR 431.200 to 431.250; and 45 CFR 205.10. After due notice, an In Person hearing was held on April 22, 2014, from Washtenaw County, Michigan. Participants on behalf of Claimant included [REDACTED] of [REDACTED]. Participants on behalf of the Department of Human Services (Department) included [REDACTED] and [REDACTED].

**ISSUE**

Was noncompliance with timely verification requirement established?

**FINDINGS OF FACT**

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

1. On February 14, 2014, DHS proposed termination of claimant's FIP benefits based on noncompliance with timely verification requirements; claimant requested a hearing on February 21, 2014.
2. On January 16, 2014, the DHS scheduled the claimant for an in person appointment on January 27, 2014, including requested medical and nonmedical (school attendance information) verifications; verification due date was extended to February 7, 2014
3. On February 4, 2014, the due date for the medical verifications was extended to March 6 and 7, 2014.

4. On February 7, 2014, the school attendance verification was not submitted

### **CONCLUSIONS OF LAW**

Facts above are undisputed.

Allow the customer 10 calendar days (or other time limit specified in policy) to provide the verification request. If the customer cannot provide the verification despite a reasonable effort, extend the time limit at least once BAM, item 130.

The customer must obtain required verification, but you must assess if they need and requests help. BAM, item 130.

The claimant testified that she submitted a school verification form to the school for its completion and mailing to the DHS.

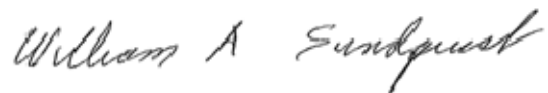
It was the claimant's responsibility to obtain the completed verification and have it timely submitted to the DHS office, and not the schools responsibility.

The claimant should have followed up with the school to see if there would be a timeliness problem, and if so, contact the DHS for help before the due date.

### **DECISION AND ORDER**

The Administrative Law Judge, based upon the above findings of fact and conclusions of law, decides that noncompliance with timely verification requirements was established.

Accordingly, FIP termination is **UPHELD** and so ordered.



---

William A. Sundquist  
Administrative Law Judge  
For Maura D. Corrigan, Director  
Department of Human Services

Date Signed: 05/16/2014

Date Mailed: 05/19/2014

**NOTICE OF APPEAL:** 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 or Reconsideration was

made, within 30 days of the receipt date of the Decision and Order of Reconsideration or Rehearing Decision.

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).

A Request for Rehearing or Reconsideration may be granted when one of the following exists:

- Newly discovered evidence that existed at the time of the original hearing that could affect the outcome of the original hearing decision;
- Misapplication of manual policy or law in the hearing decision which led to a wrong conclusion;
- Typographical, mathematical or other obvious error in the hearing decision that affects the rights of the client;
- Failure of the ALJ to address in the hearing decision relevant issues raised in the hearing request.

The Department, AHR or the claimant must specify all reasons for the request. MAHS will not review any response to a request for rehearing/reconsideration. A request must be *received* in MAHS within 30 days of the date the hearing decision is mailed.

The written request must be faxed to (517) 335-6088 and be labeled as follows:

Attention: MAHS Rehearing/Reconsideration Request

If submitted by mail, the written request must be addressed as follows:

Michigan Administrative Hearings  
Reconsideration/Rehearing Request  
P.O. Box 30639  
Lansing, Michigan 48909-07322

WAS/sw

cc:

