RICK SNYDER

STATE OF MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS MICHIGAN ADMINISTRATIVE HEARING SYSTEM Christopher Seppanen Executive Director

SHELLY EDGERTON



Date Mailed: May 19, 2017 MAHS Docket No.: 17-004715

Agency No.:

Petitioner:

ADMINISTRATIVE LAW JUDGE: Carmen G. Fahie

HEARING DECISION

Following Petitioner's request for a hearing, this matter is before the undersigned Administrative Law Judge pursuant to MCL 400.9 and 400.37; 7 CFR 273.15 to 273.18; 42 CFR 431.200 to 431.250; 45 CFR 99.1 to 99.33; and 45 CFR 205.10; and Mich Admin Code, R 792.11002. After due notice, a telephone hearing was held on more production, from many petitioner was represented by himself. The Department of Health and Human Services (Department) was represented by Family Independence Manager/Hearing Facilitator, and Eligibility Specialist.

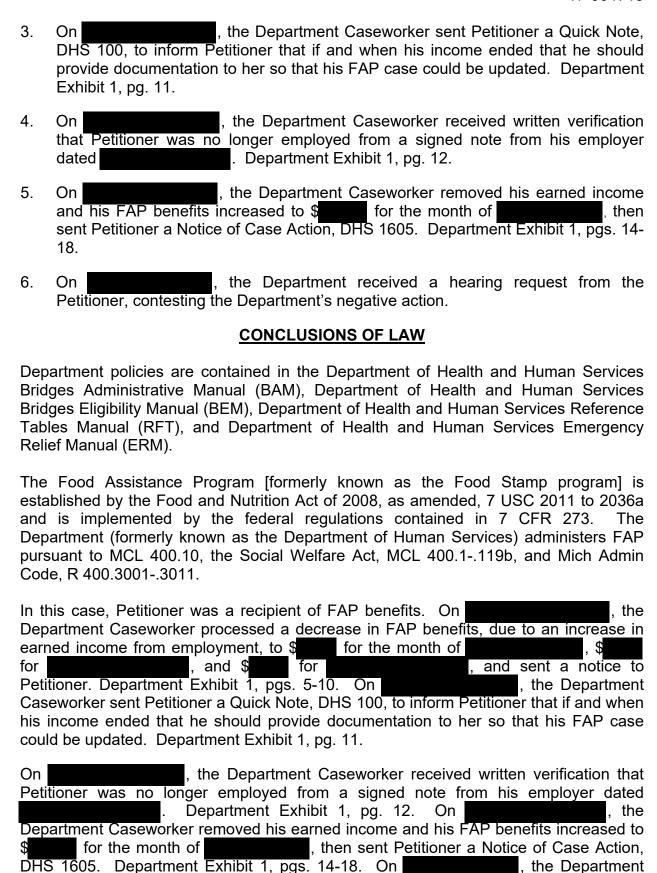
<u>ISSUE</u>

Did the Department properly determine Petitioner's eligibility for the Food Assistance Program (FAP) based on the timely verifications provided by Petitioner?

FINDINGS OF FACT

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

- 1. Petitioner was a recipient of FAP benefits.
- 2. On the Department Caseworker processed a decrease in FAP benefits, due to an increase in earned income from employment, to for the month of the m



received a hearing request from Petitioner, contesting the Department's negative action. BEM 500. BAM 115.

BAM 220, pages 10-11

FAP Only

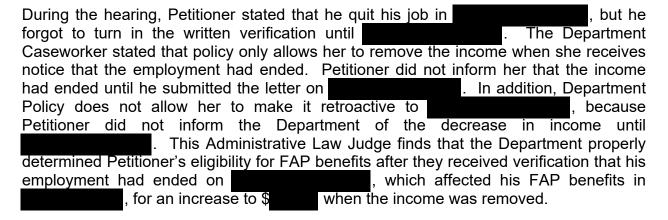
For non-income changes, complete the FAP eligibility determination and required case actions in time to affect the benefit month that occurs 10 days after the change is reported. See BEM 212, Food Assistance Program Group Composition, and BEM 550, FAP Income Budgeting, for policy regarding effective dates for member adds. The benefit month **cannot** be earlier than the month of the change.

Example: A \$30 shelter increase reported on May 15th would increase the household's June allotment. If the same increase were reported on May 28, the household's allotment would have to be increased **by** July. (The 10th day following May 28 would be June 7.) However, the first month we **can** affect is June, provided the action on the shelter change is completed by May 31st.

PROCESSING CHANGES

All Programs

Enter all changes in Bridges by changing the affected data elements. Certify the eligibility results in Bridges for all appropriate benefits and benefit periods.



DECISION AND ORDER

The Administrative Law Judge, base	sed on the above Findings of Fact and Conclusions o
Law, and for the reasons stated on	the record, if any, finds that the Department acted in
accordance with Department polic	cy when it determined that Petitioner had provided
written verification on	, that his employment had ended resulting in ar
increase in FAP benefits to \$	effective .

Accordingly, the Department's decision is **AFFIRMED**.

CF/bb

Carmen G. Fahie

Administrative Law Judge for Nick Lyon, Director Department of Health and Human Services

NOTICE OF APPEAL: A party may appeal this Order in circuit court within 30 days of the receipt date. A copy of the circuit court appeal must be filed with the Michigan Administrative Hearing System (MAHS).

A party may request a rehearing or reconsideration of this Order if the request is received by MAHS within 30 days of the date the Order was issued. The party requesting a rehearing or reconsideration must provide the specific reasons for the request. MAHS will not review any response to a request for rehearing/reconsideration.

A written request may be mailed or faxed to MAHS. If submitted by fax, the written request must be faxed to (517) 335-6088; 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 48909-8139

Petitioner