



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
MICHIGAN ADMINISTRATIVE HEARING SYSTEM

SHELLY EDGERTON  
DIRECTOR

[REDACTED]  
[REDACTED]  
[REDACTED]

Date Mailed: August 22, 2017  
MAHS Docket No.: [REDACTED] 17-007813  
Agency No.: [REDACTED]  
Petitioner: [REDACTED]

**ADMINISTRATIVE LAW JUDGE:** Christian Gardocki

**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 [REDACTED], from Detroit, Michigan. Petitioner appeared and was unrepresented. The Michigan Department of Health and Human Services (MDHHS) was represented by [REDACTED], hearing facilitator.

**ISSUE**

The issue is whether MDHHS properly terminated Petitioner's state-issued Supplemental Security Income (SSI) eligibility.

**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 an ongoing recipient of federal-issued SSI benefits.
2. Petitioner was also an ongoing recipient of state-issued SSI benefits.
3. On an unspecified date, the Social Security Administration terminated Petitioner's SSI eligibility.
4. On [REDACTED] MDHHS terminated Petitioner's SSI eligibility, effective [REDACTED].
5. On [REDACTED] Petitioner requested a hearing to dispute the termination of state-issued SSI benefits.

### CONCLUSIONS OF LAW

The State SSI Payments (SSP) program is established by 20 CFR 416.2001-.2099 and the Social Security Act, 42 USC 1382e. The Department administers the program pursuant to MCL 400.10. Department policies are contained in the Department of Human Services Bridges Administrative Manual (BAM) and Department of Human Services Bridges Eligibility Manual (BEM) and Department of Human Services Reference Tables Manual (RFT).

Petitioner requested a hearing to dispute a termination of state-issued SSI benefits. Petitioner testimony estimated the stoppage began about 7 months ago. Petitioner's testimony was consistent with Petitioner's SSI issuance history (which was not admitted as an exhibit) which indicated Petitioner's last state-issued payment was in January [REDACTED]. A notice of termination was not presented, but it was not disputed that MDHHS terminated Petitioner's state-issued SSI eligibility due to a stoppage in Petitioner's federally-issued SSI eligibility.

Petitioner testified that he believed his minor daughter received federally-issued SSI benefits. Petitioner presented no evidence to support his belief. Petitioner's belief contradicted the notice of SSI termination which was issued to Petitioner, not his daughter. During the hearing, MDHHS was asked to check Petitioner's daughter's SOLQ for ongoing SSI eligibility; MDHHS credibly indicated that Petitioner's daughter's SOLQ was blank (which is indicative of no SSI history). Presented evidence was indicative that MDHHS terminated Petitioner's state-issued SSI benefits, not Petitioner's daughter's state-issued SSI benefits. The analysis will proceed to consider whether MDHHS properly terminated Petitioner's state-issued SSI eligibility.

Supplemental Security Income (SSI) is a cash benefit to needy persons who are aged (at least 65), blind or disabled. BEM 160 (January 2017), p. 1. It is a federal program administered by the Social Security Administration (SSA). *Id.* States are allowed the option to supplement the federal benefit with state funds. In Michigan[,] SSI benefits include a basic federal benefit and an additional amount paid with state funds. *Id.* The amount of the state benefit varies by living arrangement. *Id.*

Payments are made for only those months the recipient received a regular first of the month federal benefit. *Id.* These are shown on SOLQ as a recurring payment dated the first of the month. *Id.*

MDHHS presented Petitioner's SOLQ (Exhibit 1, pp. 1-3). Petitioner's SSI eligibility was terminated as of [REDACTED]. Monthly RSDI payments of [REDACTED] were listed. Petitioner's SOLQ was indicative that Petitioner was not eligible for SSI payments since [REDACTED].

MDHHS verified Petitioner's federally-issued SSI eligibility stopped in [REDACTED]. The stoppage in SSI justified the later stoppage in Petitioner's state-issued SSI eligibility. It is found that MDHHS properly terminated Petitioner's state-issued SSI eligibility.

**DECISION AND ORDER**

The administrative law judge, based upon the above findings of fact and conclusions of law, finds that MDHHS properly terminated Petitioner's state-issued SSI eligibility, effective [REDACTED]. The actions taken by MDHHS are **AFFIRMED**.

CG/hw



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**Christian Gardocki**  
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

**DHHS**

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

**Petitioner**

[REDACTED]  
[REDACTED]  
[REDACTED]