



GRETCHEN WHITMER
GOVERNOR

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

ORLENE HAWKS
DIRECTOR

[REDACTED]
[REDACTED]
[REDACTED] MI [REDACTED]

Date Mailed: February 13, 2019
MAHS Docket No.: 18-013508
Agency No.: [REDACTED]
Petitioner: [REDACTED]

ADMINISTRATIVE LAW JUDGE: Lynn M. Ferris

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; 42 CFR 438.400 to 438.424; 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 February 13, 2019, from Detroit, Michigan. The Petitioner was represented by himself. An interpreter, [REDACTED], also appeared to interpret Salam (Burmese). The Department of Health and Human Services (Department) was represented by Amanda Mullen, Hearing Facilitator, and Jason Forsythe, Assistance Payments Worker and refugee specialist.

ISSUE

Did the Department properly pay the Petitioner the full State Disability Assistance (SDA) amount in accordance with Department policy?

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 is disabled and is an ongoing recipient of SDA cash assistance and receives \$[REDACTED] monthly. The Petitioner receives two payments, (bi-monthly) of \$[REDACTED]
2. Petitioner requested a timely hearing on December 17, 2018.

CONCLUSIONS OF LAW

Department policies are contained in the Department of Health and Human Services Bridges Administrative Manual (BAM), Department of Health and Human Services Bridges Eligibility Manual (BEM), Department of Health and Human Services Reference Tables Manual (RFT), and Department of Health and Human Services Emergency Relief Manual (ERM).

The State Disability Assistance (SDA) program is established by the Social Welfare Act, MCL 400.1-.119b. The Department of Health and Human Services (formerly known as the Department of Human Services) administers the SDA program pursuant to 42 CFR 435, MCL 400.10 and Mich Admin Code, R 400.3151-.3180.

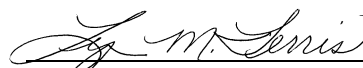
In this case, the Petitioner sought a hearing because his SDA monthly allotment of \$[REDACTED] was not sufficient to meet his housing needs. This was the sole issue presented. As explained at the hearing, the maximum cash assistance that can be received by an SDA recipient is \$[REDACTED] a month. RFT 225 (December 2015), p. 1. Based upon the Petitioner's eligibility summary shown to him during the hearing, the Petitioner is receiving the maximum, correct amount that he is eligible to receive. As further explained, because the Petitioner is currently receiving the maximum amount allowed by Department policy, there is no further issue to be resolved by the undersigned as no further relief can be granted as there is nothing further to decide based upon the Department policy.

The Administrative Law Judge, based on the above Findings of Fact and Conclusions of Law, and for the reasons stated on the record, if any, finds that the Department acted in accordance with Department policy when it issued SDA monthly payments to Petitioner in the amount of \$[REDACTED] which is the maximum amount one person is eligible to receive.

DECISION AND ORDER

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

LMF/jaf



Lynn M. Ferris

Administrative Law Judge
for Robert Gordon, 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) 763-0155; 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

Carisa Drake
MDHHS-Calhoun-Hearings

Petitioner

[REDACTED]
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[REDACTED] MI [REDACTED]

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