



GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
MICHIGAN OFFICE OF ADMINISTRATIVE HEARINGS AND RULES

ORLENE HAWKS  
DIRECTOR

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

Date Mailed: July 26, 2022  
MOAHR Docket No.: 22-002605  
Agency No.: [REDACTED]  
Petitioner: [REDACTED]

**ADMINISTRATIVE LAW JUDGE: Landis Lain**

### **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 July 20, 2022, from Lansing, Michigan. The Petitioner was represented by his mother, [REDACTED]. The Department of Health and Human Services (Department) was not represented at the hearing.

### **ISSUE**

Did the Department properly cancel Petitioner's SSI supplement?

### **FINDINGS OF FACT**

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

1. On May 26, 2022, the Department notified Petitioner that Petitioner's State SSI payment would be cancelled effective May 21, 2022.
2. The Social Security-Administration notified the Michigan Department of Human Services that Petitioner was no longer eligible for SSI.
3. The notice indicated, "This is the last State SSI Payment you will receive from the Michigan Department of Human Services. The payment is scheduled to be issued on 06/14/2022."
4. On June 15, 2022, Petitioner filed a request for hearing to contest the Department's negative action.

5. On June 28, 2022, the Michigan Office of Administrative Hearings and Rules received a Hearing Summary and attached documents.

### **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 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.


In this case, Petitioner's representative conceded that Petitioner's SSI case was cancelled with the Social Security Administration.

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 cancelled the SSI supplement because Petitioner is no longer eligible for SSI.

### **DECISION AND ORDER**

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

LL/ml

  
\_\_\_\_\_  
Landis Lain  
Administrative Law Judge

**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 Office of Administrative Hearings and Rules (MOAHR).

A party may request a rehearing or reconsideration of this Order if the request is received by MOAHR 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. MOAHR will not review any response to a request for rehearing/reconsideration.

A written request may be mailed or faxed to MOAHR. If submitted by fax, the written request must be faxed to (517) 763-0155; Attention: MOAHR Rehearing/Reconsideration Request.

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

Michigan Office of Administrative Hearings and Rules  
Reconsideration/Rehearing Request  
P.O. Box 30639  
Lansing, Michigan 48909-8139

**Via-Electronic Mail :**

**DHHS**  
Jackie Stempel  
Muskegon County DHHS  
2700 Baker Street  
Muskegon Heights, MI 49444  
**MDHHS-Muskegon-  
Hearing@michigan.gov**

**Interested Parties**  
BSC3  
C. George  
MOAHR

**Via-First Class Mail :**

**Authorized Hearing Rep.**

[REDACTED]  
[REDACTED], MI [REDACTED]

**Petitioner**

[REDACTED]  
[REDACTED], MI [REDACTED]