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GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
MICHIGAN OFFICE OF ADMINISTRATIVE HEARINGS AND RULES
SUZANNE SONNEBORN
EXECUTIVE DIRECTOR

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DIRECTOR

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

Date Mailed: November 22, 2024
MOAHR Docket No.: 24-011359
Agency No.: [REDACTED]
Petitioner: [REDACTED]

ADMINISTRATIVE LAW JUDGE: Danielle R. Harkness

HEARING DECISION

On September 27, 2024, Petitioner, [REDACTED], requested a hearing to dispute a Supplemental Security Income (SSI)-Medicaid closure. As a result, a hearing was scheduled to be held on November 20, 2024. Petitioner appeared and represented herself. Respondent, Department of Health and Human Services (Department), had Lianne Scupholm, Hearing Facilitator, appear as its representative.

A 9-page packet of documents provided by the Department was admitted collectively as the Department's Exhibit A.

ISSUE

Did the Department properly close Petitioner's Medical Assistance (MA) case?

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 determined to be disabled by the Social Security Administration and was receiving Supplemental Security Income (SSI).
2. The Department provided Petitioner with full coverage SSI-MA and Supplemental Security Payments (SSP) when Petitioner began receiving Social Security SSI.
3. Petitioner's SSI benefits stopped due to Petitioner transitioning to Retirement, Survivors, and Disability Insurance (RSDI) income.
4. The Department received notice from the Social Security Administration that Petitioner's SSI benefits stopped, so the Department initiated the process to close Petitioner's SSI-MA case.

5. On August 9, 2024, the Department mailed an SSI-Terminated Medicaid Coverage notice. The notice informed Petitioner that the Department received notice that Petitioner's SSI benefits stopped, and the Department was providing Petitioner MA through the MA-Terminated SSI program. The notice instructed Petitioner to complete an Application for Health Coverage & Help Paying Costs and a Healthcare Coverage Supplemental Questionnaire.
6. The Department did not receive an application for MA from Petitioner after the Department issued the SSI-Terminated Medicaid Coverage notice, so the Department initiated the closure of Petitioner's MA case.
7. On September 27, 2024, Petitioner requested a hearing to dispute the Department's decision.

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 MA program is established by Title XIX of the Social Security Act, 42 USC 1396-1396w-5; 42 USC 1315; the Affordable Care Act of 2010, the collective term for the Patient Protection and Affordable Care Act, Pub. L. No. 111-148, as amended by the Health Care and Education Reconciliation Act of 2010, Pub. L. No. 111-152; and 42 CFR 430.10-.25. The Department administers the MA program pursuant to 42 CFR 435, MCL 400.10, and MCL 400.105-.112k.

SSI recipients receive full coverage SSI-MA for the duration of SSI eligibility. BEM 150 (January 1, 2024), p. 5. When SSI ends, the Department evaluates the reason based on the Social Security Administration's code, and the Department switches the MA from SSI-MA to MA-Terminated SSI while the Department reviews the client's eligibility for MA through other programs. *Id.* at p. 6. The Department must review the client's eligibility for MA through other programs by completing a redetermination before closing the client's MA-Terminated SSI. *Id.* Since Petitioner's SSI ended, the Department properly switched Petitioner's MA to MA-Terminated SSI. The Department also properly initiated the redetermination process to determine Petitioner's eligibility for MA through other programs.

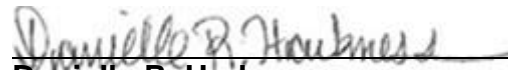
The redetermination process is a review to determine MA eligibility. BAM 210 (January 1, 2024), p. 1. In this case, the Department was unable to complete Petitioner's redetermination because the Department did not receive an application for MA from Petitioner after the Department issued the SSI-Terminated Medicaid Coverage notice. As a result, the Department could not review Petitioner's eligibility for MA through other programs. Thus, the Department properly closed Petitioner's MA case.

DECISION AND ORDER

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 its policies and the applicable law when it closed Petitioner's MA case.

IT IS ORDERED the Department's decision is **AFFIRMED**.

DH/pt



Danielle R. Harkness
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
Kristina Etheridge
Calhoun County DHHS
190 East Michigan
Battle Creek, MI 49016
MDHHS-Calhoun-Hearings@michigan.gov

Interested Parties

BSC3
M. Schaefer
EQAD
MOAHR

Via-First Class Mail:

Petitioner

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