



Date Mailed: March 6, 2025

Docket No.: 25-005110

Case No.: [REDACTED]

Petitioner: [REDACTED]

This is an important legal document. Please have someone translate the document.

هذه وثيقة قانونية مهمة. يرجى أن يكون هناك شخص ما يترجم المستند.

এটি একটি গুরুত্বপূর্ণ আইনি ডকুমেন্ট। দয়া করে কেউ দস্তাবেজ অনুবাদ করুন।

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Ky është një dokument ligjor i rëndësishëm. Ju lutem, kini dikë ta përktheni dokumentin.

HEARING DECISION

On January 23, 2025, Petitioner [REDACTED] requested a hearing to dispute public assistance benefits. As a result, a hearing was scheduled to be held on March 5, 2025. Public assistance hearings are held 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; 45 CFR 205.10; and Mich Admin Code, R 792.11002.

The parties appeared for the scheduled hearing. Petitioner appeared with her authorized hearing representative, [REDACTED]. Respondent Michigan Department of Health and Human Services (Department) had Family Independence Manager Ryan Clemons appear as its representative. Neither party had any additional witnesses.

Both parties provided sworn testimony, and one exhibit was admitted into evidence. A 15-page packet of documents provided by the Department was admitted collectively as Exhibit A.

ISSUE

Did the Department properly determine Petitioner's Family Independence Program (FIP) eligibility?

FINDINGS OF FACT

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

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1. Petitioner applied for FIP cash assistance from the Department, and a public assistance worker erroneously approved Petitioner for FIP cash assistance without first verifying that Petitioner had completed the Family Self-Sufficiency Planning (FSSP) requirement.
 2. The Department then transferred Petitioner's case to a cash assistance worker, and the cash assistance worker determined that Petitioner had not completed the FSSP requirement to be eligible for FIP cash assistance, so the cash assistance worker closed Petitioner's FIP cash assistance.
 3. On January 15, 2025, the Department mailed a notice of case action to Petitioner to notify her that her FIP cash assistance was going to close, effective February 1, 2025.
 4. On January 23, 2025, Petitioner requested a hearing to dispute the Department's decision.
 5. On January 27, 2025, Petitioner completed the FSSP requirement, and the Department reinstated Petitioner's FIP cash assistance, effective February 1, 2025.
 6. On January 27, 2025, the Department mailed a notice of case action to Petitioner to notify her that she was approved for FIP cash assistance, effective February 1, 2025.

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 Family Independence Program (FIP) was established pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, Pub. L. No. 104-193, and 42 USC 601 to 679c. The Department administers FIP pursuant to 45 CFR 233-260, MCL 400.10, the Social Welfare Act, MCL 400.1-.119b, and Mich Admin Code, R 400.3101-.3131.

In this case, Petitioner requested a hearing to dispute her FIP cash assistance because the Department closed her FIP cash assistance, effective February 1, 2025. The Department subsequently reinstated Petitioner's FIP cash assistance, effective February 1, 2025. As a result, the Department approved Petitioner for FIP cash assistance with no loss of benefits. Thus, the issue that Petitioner requested a hearing to dispute has been resolved in Petitioner's favor, and there is no additional relief available to Petitioner on this issue. Therefore, the Department has properly determined Petitioner's FIP eligibility. Accordingly, the Department's decision is affirmed.

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 determined Petitioner's FIP eligibility.

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



JEFFREY KEMM
ADMINISTRATIVE LAW JUDGE

APPEAL RIGHTS: Petitioner may appeal this Hearing Decision to the circuit court. Rules for appeals to the circuit court can be found in the Michigan Court Rules (MCR), including MCR 7.101 to MCR 7.123, available at the Michigan Courts website at courts.michigan.gov. The Michigan Office of Administrative Hearings and Rules

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(MOAHR) cannot provide legal advice, but assistance may be available through the State Bar of Michigan at <https://lrs.michbar.org> or Michigan Legal Help at <https://michiganlegalhelp.org>. A copy of the circuit court appeal should be sent to MOAHR. A circuit court appeal may result in a reversal of the Hearing Decision.

Either party who disagrees with this Hearing Decision may also send a written request for a rehearing and/or reconsideration to MOAHR within 30 days of the mailing date of this Hearing Decision. The request should include Petitioner's name, the docket number from page 1 of this Hearing Decision, an explanation of the specific reasons for the request, and any documents supporting the request. The request should be sent to MOAHR

- by email to MOAHR-BSD-Support@michigan.gov, **OR**
- by fax at (517) 763-0155, **OR**
- by mail addressed to
Michigan Office of Administrative Hearings and Rules
Rehearing/Reconsideration Request
P.O. Box 30639
Lansing Michigan 48909-8139

Documents sent via email are not secure and can be faxed or mailed to avoid any potential risks. Requests MOAHR receives more than 30 days from the mailing date of this Hearing Decision may be considered untimely and dismissed.

Via Electronic Mail:

Respondent
WASHTENAW COUNTY DHHS
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YPSILANTI, MI 48198
**MDHHS-WASHTENAW-
HEARINGS@MICHIGAN.GOV**

Interested Parties
BSC4
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MOAHR

Via First Class Mail:

Petitioner
[REDACTED]
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Authorized Hearing Representative
[REDACTED]
[REDACTED]
[REDACTED] MI [REDACTED]