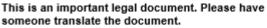


Date Mailed: April 30, 2025 Docket No.: 25-010172 Case No.:

Petitioner:



এই। এই ইন্ট্রেই বিশ্বর আন্তর্ম তাঁ এই কিবল নার্থন আইন এটি একটি গুরুত্বপূর্ণ আইনি ডকুমেন্ট। দয়া করে কেউ দস্তাবেজ অনুবাদ করুন।

Este es un documento legal importante. Por favor, que alguien traduzca el documento.

这是一份重要的法律文件。请让别人翻译文件。

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



### **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 hearing was held via telephone conference on April 3, 2025. Petitioner appeared and was unrepresented. The Michigan Department of Health and Human Services (MDHHS or Department) was represented by Hannah Czechowski, Hearing Facilitator. Department Exhibit 1, pp. 1-53 was received and admitted. Petitioner Exhibit A, pp. 1-8 was received and admitted.

### <u>ISSUE</u>

Did the Department properly deny Petitioner's State Disability Assistance (SDA) application for failing to return requested documents?

#### 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 December 2024, Petitioner applied for SDA.
- 2. On December 2024, a Verification Checklist was sent to Petitioner requesting documents.

- 3. On January 2025, Petitioner submitted a Medical Social Questionnaire but it did not have complete information about Petitioner's medical providers.
- 4. On January 2025, a Verification Checklist was sent to Petitioner again requesting documents needed to verify disability.
- 5. On January 2025, Petitioner was issued a Notice of Case Action informing him that his SDA application was denied for failing to submit required documents.
- 6. On March 7, 2025, Petitioner requested hearing disputing the denial of SDA.

# **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.

Timeliness of Verifications FIP, SDA, RCA, Child Development and Care (CDC), FAP Allow the client 10 calendar days (or other time limit specified in policy) to provide the verification that is requested. \*\*\* Verifications are considered to be timely if received by the date they are due. For electronically transmitted verifications (fax, email or Mi Bridges document upload), the date of the transmission is the receipt date. Verifications that are submitted after the close of regular business hours through the drop box or by delivery of a MDHHS representative are considered to be received the next business day. Send a negative action notice when: • The client indicates refusal to provide a verification, or • The time period given has elapsed and the client has not made a reasonable effort to provide it. BAM 130

In this case, Petitioner applied for SDA on December 2024. A verification checklist was sent to Petitioner on December 2024. A second verification checklist was sent to Petitioner on January 2025, with a January 17, 2025, due date. The Medical Social Questionnaire submitted by Petitioner on January 2025, was inadequate because it did not have complete addresses and phone numbers for two of his providers. (Ex. 1, pp. 28-29) Therefore, the denial of failing to provide required documents was proper and correct and consistent with Department policy. BAM 130

Petitioner argued at hearing that the information he provided was sufficient to identify his medical providers especially because they were close in proximity to the local DHHS

office. It was Petitioner's responsibility to provide adequate information regarding his providers so that the Department could obtain the information it needed to determine his disability.

## **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 Department policy when it denied Petitioner's SDA application for failing to submit required complete documents.

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

AARON MCCLINTIC
ADMINISTRATIVE LAW JUDGE

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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 (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 <u>MOAHR-BSD-Support@michigan.gov</u>, **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 GENESEE COUNTY DHHS CLIO RD DIST 4809 CLIO RD FLINT, MI 48502 MDHHS-GENESEE-CLIO- HEARINGS@MICHIGAN.GOV
	KARADSHEHL
	BSC2HEARINGDECISIONS
	MOAHR
Via First Class Mail:	Petitioner