



Date Mailed: April 4, 2025

Docket No.: 25-009500

Case No.: [REDACTED]

Petitioner: [REDACTED]

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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.

[REDACTED]

HEARING DECISION

On February 28, 2025, Petitioner Cynthia Cargo requested a hearing to dispute a State SSI Payments (SSP) determination. As a result, a hearing was scheduled to be held on April 2, 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 and represented herself. Respondent Michigan Department of Health and Human Services (Department) had Assistance Payments Supervisor Jennifer Richard appear as its representative. Neither party had any additional witnesses.

Both parties provided sworn testimony, and one exhibit was admitted into evidence. A 14-page packet of documents provided by the Department was admitted into evidence collectively as Exhibit A.

ISSUE

Did the Department properly close Petitioner's SSP?

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 received SSI benefits from the Social Security Administration (SSA).
 2. Petitioner was eligible to receive SSP from the Department while she was receiving SSI benefits from the SSA.
 3. Petitioner's SSI benefits stopped in January 2025.
 4. The Department received a notification from the SSA that Petitioner stopped receiving SSI benefits, so the Department closed Petitioner's SSP.
 5. On February ■ 2025, the Department mailed a Notice of State SSI Payment Change to Petitioner to notify her that her SSP was cancelled because she was no longer eligible for SSI from the SSA.
 6. 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 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.

Supplement Security Income (SSI) is a cash benefit to needy persons who are aged (at least 65), blind, or disabled. BEM 660 (October 1, 2021), p. 1. SSI is administered by the SSA. The Department does not determine whether an individual is eligible for SSI. In Michigan, SSI payments are supplemented with SSP. *Id.* An individual is only eligible for SSP for the months an individual receives a regular first of the month SSI payment as shown on the State On-Line Query (SOLQ). *Id.* at 1. The SOLQ is an application that allows the Department to access SSA data. Regular first of the month SSI payments are shown on the SOLQ as a recurring payment dated the first of the month. *Id.*

In this case, Petitioner stopped receiving SSI payments from the SSA in January 2025. Since a client must receive a regular first of the month SSI payment to be eligible for SSP from the Department, and since Petitioner stopped receiving SSI payments in January 2025, Petitioner was no longer eligible for SSP from the Department. Thus, the Department properly closed Petitioner's SSP.

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 SSP.

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 (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
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SCHAEFERM

BSC3HEARINGDECISIONS

MOAHR

Via First Class Mail:

Petitioner

Authorized Hearing Rep

