



Date Mailed: April 10, 2025
Docket No.: 25-009842
Case No.: [REDACTED]
Petitioner: [REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

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

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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 2, 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. 1-39 was received and admitted.

ISSUE

Did the Department properly deny Petitioner's State Emergency Relief (SER) application for roof repair because a current estimate was not provided?

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 October [REDACTED] 2024, Petitioner applied for SER for roof repair and electrical utility payment.
2. On October [REDACTED] 2024, a Verification Checklist was sent to Petitioner requesting estimate of roof repair, verification of ownership and verification of livability.

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3. On October █ 2024, an SER Decision Notice was sent to Petitioner informing her that her SER application was denied for failing to provide roof repair estimate. Petitioner was approved for electrical utility payment.
 4. On October █ 2024, Petitioner submitted roof repair estimate from April 2024.
 5. On February 28, 2025, Petitioner requested hearing alleging that she was approved for SER for roof repair in December 2024.

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).

Repair Estimates

Obtain at least one estimate of the repair cost. More may be requested, depending on case circumstances. Approve the most cost-effective repair. SER does not pay for estimates. ERM 304 (October 2024)

In this case, Petitioner applied for SER for roof repair on October █ 2024. A verification checklist was sent to Petitioner requesting roof repair estimate. No roof repair estimate was provided prior to the deadline on the verification checklist and the application was denied on October █ 2024. The denial for failing to provide a roof repair estimated was proper and correct and consistent with Department policy. ERM 304 Petitioner provided a roof repair estimate on October █ 2024, but the estimate was from April 2024 and could not be used.

Petitioner alleged that she applied for and was approved for SER in December 2024 but provided insufficient evidence to support that contention. The electronic case file did not reflect that Petitioner applied for SER in December 2024. Petitioner testified at hearing that she applied for SER in a phone call but policy does not allow phone application for SER.

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 SER application for roof repair because Petitioner failed to provide a roof repair estimate prior to the deadline on the verification check list.

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

Aaron McClintic

**AARON MCCLINTIC
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.

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Via Electronic Mail:

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MOAHR

Via First Class Mail:

Petitioner

