



Date Mailed: July 10, 2025

Docket No.: 25-018060

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।

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.

[REDACTED] MI [REDACTED]

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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 June 10, 2025. Petitioner appeared and was unrepresented. The Michigan Department of Health and Human Services (MDHHS or Department) was represented by Devona Gilbert, Hearing Facilitator (HF).

During the hearing proceeding, the Department's Hearing Summary packet was admitted as Exhibit A, pp. 1-22.

ISSUE

Did the Department properly close Petitioner's Medical Assistance (MA) benefit 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. On February 4, 2025, a Redetermination form was issued to Petitioner with a due date of March 6, 2025. It was noted that MA benefits would end if the form was not submitted. (Exhibit A, pp. 7-15)
2. For March 2025 redetermination/renewals procedural terminations were delayed for one month at renewal to allow for targeted outreach. (Exhibit A, p. 18)
3. Between March 5, 2025 and April 20, 2025, the Department sent emails and made robocalls to Petitioner about not returning the Redetermination form. (Exhibit A, p. 18)
4. The Department did not receive the February 4, 2025 Redetermination form back from Petitioner. (Exhibit A, pp. 16-18)
5. On April 18, 2025, a Health Care Coverage Determination Notice was issued to Petitioner stating her MA case would close effective May 1, 2025. (Exhibit A, pp. 19-22)

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6. On April 29, 2025, Petitioner filed a hearing request contesting the Department's determination. (Exhibit A, pp. 3-5)

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 Medical Assistance (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 (formerly known as the Department of Human Services) administers the MA program pursuant to 42 CFR 435, MCL 400.10, and MCL 400.105-.112k.

The Department must periodically redetermine or renew an individual's eligibility for active programs. The redetermination/renewal process includes thorough review of all eligibility factors. BAM 210, April 1, 2025, p. 1. MA Benefits stop at the end of the benefit period unless a renewal is completed, and a new benefit period is certified. BAM 210, p. 4.

In this case, on February 4, 2025, a Redetermination form was issued to Petitioner with a due date of March 6, 2025. It was noted that MA benefits would end if the form was not submitted. (Exhibit A, pp. 7-15).

For March 2025 redetermination/renewals procedural terminations were delayed for one month at renewal to allow for targeted outreach. (Exhibit A, p. 18).

Between March 5, 2025 and April 20, 2025, the Department sent emails and made robocalls to Petitioner about not returning the Redetermination form. (Exhibit A, p. 18).

The Department did not receive the February 4, 2025 Redetermination form back from Petitioner. (Exhibit A, pp. 16-18). Accordingly, on April 18, 2025, a Health Care Coverage Determination Notice was issued to Petitioner stating her MA case would close effective May 1, 2025. (Exhibit A, pp. 19-22).

Petitioner testified that she sent the documentation to the Department twice. Petitioner mailed the redetermination to the Department at the end of February 2025. Petitioner also mailed a new application for MA back to the Department within a few days of when she received the application form in the mail. Petitioner also acknowledged that she received the text messages, but she ignored them because she believed she had already returned it. (Petitioner Testimony).

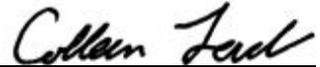
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While it is understood that Petitioner attempted to return the needed Redetermination form by mail, the Department never received this required form. Pursuant to the BAM 210 policy, MA benefits stop at the end of the benefit period unless a renewal is completed, and a new benefit period is certified. The renewal could not be completed because the Department did not receive the Redetermination form from Petitioner. Accordingly, the closure must be upheld.

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 closed Petitioner's MA benefit case.

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



COLLEEN LACK
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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Interested Parties

EQAD HEARINGS

M. SCHAEFER

BSC4

Via First Class Mail:

Petitioner

[REDACTED]

MI [REDACTED]

