



Date Mailed: July 10, 2025

Docket No.: 25-019777

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.

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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; 42 CFR 438.400 to 438.424; 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 by telephone on July 2, 2025. Petitioner appeared and represented himself. The Department of Health and Human Services (Department) was represented by Princess Ogundipe, Assistance Payments Supervisor.

ISSUE

Did the Department properly closed Petitioner's Medicaid (MA) case effective June 1, 2025?

FINDINGS OF FACT

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

1. Petitioner was an ongoing recipient of full coverage MA and Medicare Savings Program (MSP) benefits. (Exhibit A, p. 26).
2. Petitioner is [REDACTED] years old and received Retirement, Survivors, and Disability Insurance (RSDI) income until August 1, 2024.
3. On March 18, 2025, the Department sent Petitioner a New Hire Client Notice to complete and return to the Department by March 28, 2025. (Exhibit A, pp. 20, 24).
4. On April 1, 2025, the Department resent Petitioner the New Hire Client Notice to complete and return. (Exhibit A, p. 24).
5. On April 24, 2025, the Department sent Petitioner a Health Care Coverage Determination Notice (HCCDN) that closed Petitioner's MA and MSP case effective June 1, 2025, for failure to return the requested verifications. (Exhibit A, pp. 16 – 17).
6. On May 8, 2025, the Department received a request for hearing from Petitioner, disputing the Department's closure of his MA case. (Exhibit A, pp. 6 – 9).

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7. On May 22, 2025, the Department had a pre-hearing conference with Petitioner and obtained a Work Number report through Equifax. (Exhibit A, pp. 21 – 23).
 8. On May 27, 2025, the Department received a completed New Hire Client Notice from Petitioner.
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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.

Petitioner requested a hearing to dispute the closure of his MA case. Petitioner was an ongoing recipient of full coverage AD-Care MA and MSP. The Department closed Petitioner's MA and MSP case effective June 1, 2025, for failure to return a New Hire Client Notice.

The Department routinely matches recipient data with other agencies through automated computer data exchanges. BAM 807 (June 2025), p. 1; see also BAM 800 (April 2022), pp. 2 – 3; BAM 802 (June 2025), p. 1. When new hire information is received regarding a current client of the Department, it must determine if the change affects the client's eligibility for current programs. BAM 807, p. 1; BAM 220 (June 2025), p. 1. If the client did not previously report the employment, the Department must request verification with a New Hire Client Notice. BAM 807, p. 2; BAM 130 (May 2024), pp. 1, 3; BAM 800, pp. 5 – 6. MA clients have ten days to provide the requested new hire verification and if it is not returned by the tenth day, the Department closes the client's case. BAM 807, pp. 2 – 3; see also BAM 130, pp. 8 – 9. When the client returns the required verifications prior to the negative action date, which is the date the case will close, the Department is to determine the client's eligibility based on the information received. BAM 220, pp. 14 – 15.

In this case, the Department testified that based on a new hire match it received, it sent Petitioner a New Hire Client Notice on March 18, 2025, to complete and return to the Department by March 28, 2025. There was no dispute that Petitioner a) did not return

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the requested verification by March 28, 2025, and b) requested that the Department resend the form to him on April 1, 2025, and that the Department did so. And although Petitioner testified that he returned the completed New Hire Client Notice to the Department by mail, the Department testified that it was not received. Because it did not receive the required verifications by the due date, the Department properly sent Petitioner a HCCDN on April 24, 2025 to notify him that his MA and MSP case would be closed effective June 1, 2025.

However, the evidence established that the Department obtained a Work Number report on May 22, 2025 regarding Petitioner's employment, and the Department testified that it received the completed New Hire Client Notice on May 27, 2025, both of which were before the effective date of the closure of Petitioner's MA case. The Department also testified that as of the date of the instant hearing, it had not processed the New Hire Client Notice. Because the required verification was received before the effective date of the MA and MSP closure, the Department should have processed the verification and redetermined Petitioner's eligibility.

Therefore, although the Department properly closed Petitioner's MA and MSP case when it did not receive the required verifications by the due date, the Department did not meet its burden of showing that it acted in accordance with Department policy when it failed to process the completed New Hire Client Notice received prior to the effective date of Petitioner's MA and MSP case closure.

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 failed to satisfy its burden of showing that it acted in accordance with Department policy when it failed to process the completed New Hire Client Notice received prior to the effective date of Petitioner's case closure.

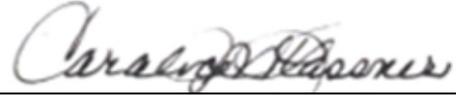
Accordingly, the Department's decision is **REVERSED**.

TO THE EXTENT IT HAS NOT ALREADY DONE SO, THE DEPARTMENT IS ORDERED TO BEGIN DOING THE FOLLOWING, IN ACCORDANCE WITH DEPARTMENT POLICY AND CONSISTENT WITH THIS HEARING DECISION, WITHIN 10 DAYS OF THE DATE OF MAILING OF THIS DECISION AND ORDER:

1. Redetermine Petitioner's MA and MSP eligibility effective June 1, 2025;
2. If eligible, provide Petitioner with the most beneficial MA and MSP coverage he is eligible to receive for June 1, 2025 ongoing; and

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3. Notify Petitioner of its decision in writing.



CARALYCE M. LASSNER
ADMINISTRATIVE LAW JUDGE

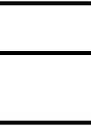
APPEAL RIGHTS: Petitioner may appeal this Hearing Decision to the circuit court. Rules for appeals to the circuit court can be found in the Michigan Court Rules (MCR), including MCR 7.101 to MCR 7.123, available at the Michigan Courts website at courts.michigan.gov. The Michigan Office of Administrative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

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