



**Date Mailed:** August 15, 2025

**Docket No.:** 25-021347

**Case No.:** [REDACTED]

**Petitioner:** [REDACTED]

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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] 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 July 17, 2025. Petitioner appeared and was unrepresented. The Michigan Department of Health and Human Services (MDHHS or Department) was represented by Jamila Goods, Eligibility Specialist (ES).

During the hearing proceeding, the Department's Hearing Summary packet was admitted as Exhibit A, pp. 1-19.

### **ISSUE**

Did the Department properly determine Petitioner's eligibility for Medical Assistance (MA)?

### **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 receiving MA under the Healthy Michigan Plan (MA-HMP) category. (Exhibit A, p. 1)
2. On February 20, 2025, the Department issued a Health Care Coverage Determination Notice to Petitioner, stating Petitioner would not be eligible for MA under the HMP category effective April 1, 2025, based on income that exceeded the income limit for his group size. (Exhibit A, pp. 16-19)
3. On [REDACTED] 2025, Petitioner reapplied for FAP benefits. (HF Testimony)
4. A May 14, 2025, report from The Work Number documented Petitioner's earnings from employment with [REDACTED], for the April 4, 2025 through May 9, 2025 pay dates. Respondent was working 37.38 to 39.4 hours per week with gross earnings of \$ [REDACTED] to \$ [REDACTED]. (Exhibit A, pp. 8-13)
5. The Department determined Petitioner would have a monthly income of \$ [REDACTED] for the May 1, 2025 MA budget. (Exhibit A, p. 14)

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6. The Department determined that Petitioner was not eligible for MA under the MA-HMP category based on his income at that time exceeding the MA-HMP limit for his group size (\$1,734.54). (Exhibit A, pp. 1 and 14; HF Testimony)
  7. On May 27, 2025, Petitioner submitted a hearing request contesting the Department's determination. (Exhibit A, pp. 3-6)

### **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 Medicaid program comprise several sub-programs or categories. To receive MA under an SSI-related category, the person must be aged (65 or older), blind, disabled, entitled to Medicare or formerly blind or disabled. Medicaid eligibility for children under 19, parents or caretakers of children, pregnant or recently pregnant women, former foster children, MOMS, MICHild, Flint Water Group and Healthy Michigan Plan is based on Modified Adjusted Gross Income (MAGI) methodology. In general, the terms Group 1 and Group 2 relate to financial eligibility factors. For Group 1, net income (countable income minus allowable income deductions) must be at or below a certain income limit for eligibility to exist. The income limit, which varies by category, is for nonmedical needs such as food and shelter. Medical expenses are not used when determining eligibility for MAGI-related and SSI-related Group 1 categories. For Group 2, eligibility is possible even when net income exceeds the income limit. This is because incurred medical expenses are used when determining eligibility for Group 2 categories. Group 2 categories are considered a limited benefit as a deductible is possible. BEM 105, January 1, 2024, p. 1.

Petitioner was only potentially eligible for full coverage MA under the Healthy Michigan Plan (MA-HMP) category based on the available information. For example, there was no evidence that Petitioner was under age 19 or 21, aged, disabled, blind, pregnant, or a caretaker relative for a child in the home. (Petitioner and HF Testimony).

Healthy Michigan Plan (MA-HMP) is based on Modified Adjusted Gross Income (MAGI) methodology. The MA-HMP provides health care coverage for individuals who: are

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19-64 years of age; do not qualify for or are not enrolled in Medicare; do not qualify for or are not enrolled in other Medicaid programs; are not pregnant at the time of application; meet Michigan residency requirements; meet Medicaid citizenship requirements; and have income at or below 133 percent Federal Poverty Level (FPL). BEM 137, January 1, 2024, p. 1.

Medicaid eligibility is determined on a calendar month basis. Unless policy specifies otherwise, circumstances that existed, or are expected to exist, during the calendar month being tested are used to determine eligibility for that month. When determining eligibility for a future month, assume circumstances as of the processing date will continue unchanged unless you have information that indicates otherwise. BEM 105, January 1, 2024, p. 2. This is consistent with 42 CFR § 435.603(h), which states that financial eligibility for Medicaid for applicants must be based on current monthly household income and family size.

The 2025 FPL for the 48 contiguous states and the District of Columbia for a group size of one is an annual income of \$15,650.00. 133% of the FPL would be an annual income of \$20,814.50. Divided by 12, this equates to a monthly income of \$[REDACTED].

The Department counts the gross wage amount as earned income. BEM 501, January 1, 2024, p. 7.

In this case, there is no jurisdiction to address the Department's determination from the February 20, 2025, Health Care Coverage Determination Notice because Petitioner's hearing request was filed more than 90 days from the date of this notice. See BAM 600 (June 1, 2024) p. 6.

On May 1, 2025, Petitioner reapplied for FAP benefits. (HF Testimony). A May 14, 2025, report from The Work Number documented Petitioner's earnings from employment with [REDACTED], for the April 4, 2025 through May 9, 2025 pay dates. Respondent was working 37.38 to 39.4 hours per week with gross earnings of \$[REDACTED] to \$[REDACTED]. (Exhibit A, pp. 8-13). The Department determined Petitioner would have a monthly income of \$[REDACTED] for the May 1, 2025 MA budget. (Exhibit A, p. 14). The Department determined that Petitioner was not eligible for MA under the MA-HMP category based on his income at that time exceeding the MA-HMP limit for his group size (\$1,734.54). (Exhibit A, pp. 1 and 14; HF Testimony).

Petitioner did not contest the gross earnings amounts shown on the report from The Work Number. Petitioner indicated he had been working more than he had during the prior year. (Petitioner Testimony).

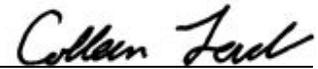
This Administrative Law Judge must review the Department's determination under the existing policies, and has no authority to change or make any exceptions to the applicable policies, which include the income limit for MA-HMP.

Overall, the evidence shows that the Department properly determined that for the May 1, 2025 application, Petitioner was not eligible for MA-HMP based on his income at that time exceeding program limits.

**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 determined Petitioner's eligibility for MA based on the income at the time of the May 1, 2025 application.

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



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**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](https://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](mailto: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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**Via Electronic Mail:**

**Respondent**

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**Via First Class Mail:**

**Petitioner**

[REDACTED]  
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