



Date Mailed: September 9, 2025
Docket No.: 25-025738
Case No.: [REDACTED]
Petitioner: [REDACTED]

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এটি একটি গুরুত্বপূর্ণ আইনি ডকুমেন্ট। দয়া করে কেউ দস্তাবেজ অনুবাদ করুন।

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Case No.: [REDACTED]

Petitioner: [REDACTED]

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 August 14, 2025. Petitioner appeared and represented herself. The Michigan Department of Health and Human Services (MDHHS or Department) was represented by Rosemary Molsbee-Smith, Eligibility Specialist.

ISSUE

Did the Department properly terminate Petitioner's State Supplement SSI Payment (SSP) program benefits?

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 is approved for Supplemental Security Income (SSI) through the federal Social Security Administration (SSA).
2. Petitioner was an ongoing recipient of SSP benefits through the Department.
3. On May 17, 2025, the Department sent Petitioner a Notice of State SSI Payment to Change advising her that her quarterly SSP has been cancelled. The reason for the change was that the SSA notified the Department that Petitioner was no longer eligible for SSI. (Exhibit A, pp.7-8)
4. On or around July 7, 2025, Petitioner requested a hearing disputing the Department's actions with respect to her SSP case.

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.

SSI is a cash benefit to needy persons who are aged (at least 65), blind or disabled. It is a federal program administered by the Social Security Administration (SSA). States are allowed the option to supplement the federal benefit with state funds. In Michigan, SSI benefits include a basic federal benefit and an additional amount paid with state funds. The amount of the state benefit varies by living arrangement. BEM 660 (October 2021), p.1.

The Department issues SSP benefits to SSI recipients in the following living arrangements: Independent living or Household of another (Living in the household of another person and receiving partial or total support and maintenance in kind from that person). SSP payments are issued quarterly and payment levels are determined by RFT 248. BEM 660, pp.1-2; RFT 248 (January 2021), pp. 1-3. Payments are made for only those months the SSI recipient received a regular first of the month federal benefit. These are shown as a recurring payment dated the first of the month on the State Online Query (SOLQ). SSPs are not issued for retroactive or supplemental federal benefits. BEM 660, pp. 1-2. SSP benefits are issued quarterly and are paid the last month of each quarter. The DHS – 430, Notice of State SSI Payment Change is sent to each SSI recipient whose current quarterly SSP payment is less than the previous quarterly state SSP payment. The Notice gives recipients timely notice of any proposed benefit reduction, notifies recipients of their hearing rights, and notifies recipients of the date they will receive their next reduced quarterly check. BEM 660, p.3

Petitioner requested a hearing disputing the information in the May 17, 2025, Notice of State SSI Payment Change and the Department's termination of her quarterly █████ State SSI Payment. The Department testified that it received information from the SSA indicating that Petitioner is no longer eligible for SSI benefits. During the hearing, the Department reviewed Petitioner's SOLQ and testified that it showed Petitioner received a recurring payment dated the first of the month on January 1, 2025 but no payment issued to Petitioner on June 1, 2025, and no payment information regarding the month of July 1, 2025. Although the SOLQ showed that Petitioner's recurring payment dated first of the month was reinstated effective with the September 1, 2025, payment, Petitioner did not present any evidence to dispute that she had not received a regular first of the month federal SSI benefit for each of the months at issue. Petitioner testified that her SSI case was closed and she submitted an appeal. Petitioner asserted that her SSI case was reinstated. However, because Petitioner is only eligible for SSP if she receives a regular first of the month federal benefit that is identified on the SOLQ as a recurring payment dated the first of the month, the Department properly issued the May 17, 2025, Notice of State SSI Payment Change. The reinstatement of Petitioner's SSI case occurred after the date in which the request for hearing was submitted and any failure to reopen her SSP case is considered a subsequent negative action that the

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undersigned does not have the authority to address. See BAM 600. Therefore, Petitioner is notified that should the Department fail to reinstate her SSP benefits as of September 2025, she is entitled to request a hearing to dispute this action

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 processed Petitioner's SSP benefits.

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


ZAINAB A BAYDOUN

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

OAKLAND COUNTY DHHS - MADISON HTS DIST

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Via

First Class Mail:

Petitioner

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