



**Date Mailed:** November 13, 2025

**Docket No.:** 25-031943

**Case No.:** [REDACTED]

**Petitioner:** [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  
দ্বারা অনুবাদ করুন।

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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  
lутем, кини дикë та пëркtheni 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; 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 October 14, 2025. Petitioner appeared and was unrepresented. The Michigan Department of Health and Human Services (MDHHS or Department) was represented by Jessie Swartz. Department Exhibit 1, pp. 1-44 was received and admitted.

### **ISSUE**

Did the Department properly determine that Petitioner is not eligible for Flint Water Group Medicaid (MA-FWG)?

### **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 August [REDACTED] 2025, Petitioner applied for MA.
2. On August [REDACTED] 2025, a Health Care Coverage Determination Notice was sent to Petitioner informing him that he was eligible for full coverage MA for May 2025.
3. On August 20, 2025, Petitioner requested hearing questioning whether he was eligible for MA-FWG.
4. Petitioner is [REDACTED] years old.

### **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.

#### Medicaid (MA) Only

The Flint Water Group is a MAGI-related MA category. Flint Water Group coverage is available to any individual under the age of 21, pregnant women, and children born to pregnant women who were served by the Flint water system from April 1, 2014 through September 30, 2025. An individual was served by the Flint water system if he or she consumed water drawn from the Flint water system and:

- resided in a dwelling connected to the Flint water system,
- had employment by an entity served by the Flint water system,
- received child care or education in a dwelling/structure connected to the Flint water system.

Household income cannot exceed 400% of Federal Poverty Level (FPL). MAGI-based income methodologies are used in calculating household income. Individuals in this group cannot be otherwise eligible for or enrolled in any other Medicaid group. There are no premiums associated with the Flint Water Group. All eligibility factors must be met in the calendar month being tested. BEM 148

In this case, Petitioner is █ years old. Only pregnant women and individuals under the age of 21 are eligible for MA-FWG. Therefore, Petitioner is not eligible for MA-FTW. BEM 148

## **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 that Petitioner was not eligible for MA-FWG.

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



**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](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

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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**Via First Class Mail:**

**Petitioner**

[REDACTED]  
[REDACTED]  
[REDACTED]