



**Date Mailed:** October 27, 2025  
**Docket No.:** 25-033787  
**Case No.:** [REDACTED]  
**Petitioner:** [REDACTED] [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] [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 October 20, 2025. Petitioner appeared and was represented by [REDACTED]. The Michigan Department of Health and Human Services (MDHHS or Department) was represented by Brandy Brown, Eligibility Specialist.

### **ISSUE**

Did the Department properly close [REDACTED] [REDACTED] (Daughter's) Medical Assistance (MA) Program benefits and then deny her application?

### **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, the Department received Petitioner's application for MA benefits for her daughter, [REDACTED] [REDACTED] age [REDACTED] (Daughter).
2. On the same day, the Department issued a Health Care Coverage Determination Notice (HCCDN) to Petitioner informing her that Daughter was not eligible for MA benefits because she was not under 21, pregnant, or a caretaker of a minor child, over 65, blind, or disabled.
3. Daughter receives \$[REDACTED] per month in Retirement Survivors Disability Insurance (RSDI) benefits and is a previous recipient of Supplemental Security Income (SSI) benefits.
4. Daughter was previously enrolled in MA-Disabled Adult Child (DAC) from February 2024 through September 30, 2025. The Department is uncertain why Daughter's MA benefits closed, and an inquiry was sent to policy and the Social Security Administration (SSA).
5. On September 10, 2025, the Department received Petitioner's request for hearing disputing the Department's determination of her daughter's MA eligibility indicating she is disabled.

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6. On October █ 2025, the Department received a duplicate request for hearing from Petitioner for the same issue.
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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.

In this case, Petitioner disputes the closure of Daughter's MA benefits and denial of her MA application. Daughter was previously enrolled in MA-DAC through September 30, 2025. When her new application was received, the Department denied it and provided the standard language that she was not aged, blind or disabled. Daughter previously received SSI and was transferred to DAC-RSDI benefits. For an unknown reason, Daughter's MA benefits closed, and her new application was denied despite her disability status. The Department admits that no other SSI-related MA categories were considered in determining Daughter's MA eligibility.

Pursuant to policy and federal regulations, to be eligible for DAC MA benefits, a person must be receiving DAC RSDI benefits under Section 202(d) of the Social Security Act, age 18 or older, previously received SSI, stopped being eligible for SSI on or after July 1, 1987 because of entitlement to DAC RSDI or an increase in RSDI benefits, is currently receiving DAC RSDI benefits under Section 202(d), and would be eligible for SSI without such RSDI benefits. BEM 158 (October 2014), p. 1. As of the time of the hearing, the Department had not completed its review of Petitioner's DAC eligibility. Daughter is older than age 18, a former SSI recipient, currently receiving RSDI based off of a parent's account, although she has an X designation which has an uncertain meaning, and would otherwise be eligible for SSI if he had not started receiving RSDI. Therefore, the Department has not shown that it acted in accordance with policy in providing closing her benefits or denying her application.

In addition, MA is available (i) under SSI-related categories to individuals who are aged (65 or older), blind or disabled, (ii) to individuals who are under age 19, parents or caretakers of children, or pregnant or recently pregnant women, (iii) to individuals who meet the eligibility criteria for Healthy Michigan Plan (HMP) coverage, and (iv) to individuals who meet the eligibility criteria for Plan First Medicaid (PF-MA) coverage. 42

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CFR 435.911; 42 CFR 435.100 to 435.172; BEM 105 (January 2024), p. 1; BEM 137 (January 2024), p. 1; BEM 124 (July 2023), p. 1. HMP is a MAGI-related MA category that provides MA coverage to individuals who (i) are 19 to 64 years of age; (ii) have income under the MAGI methodology at or below 133% of the federal poverty level (FPL); (iii) do not qualify for or are not enrolled in Medicare; (iv) do not qualify for or are not enrolled in other MA programs; (v) are not pregnant at the time of application; and (vi) are residents of the State of Michigan. BEM 137, p. 1; 42 CFR 435.603.

Respondent admits that it has not reviewed Petitioner's eligibility for other SSI-related MA categories. Pursuant to policy and Federal Law, an individual may qualify under more than one MA category and Federal law gives them the right to the most beneficial category. BEM 105 (January 2024), p. 3. Because the Department did not review other categories, the Department has failed to comply with policy and Federal Regulations.

### **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 closed Petitioner's MA benefits and denied her application.

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

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 Daughter's MA eligibility effective as of the closure of her MA benefits on September 30, 2025;
2. If otherwise eligible, issue coverage for benefits not previously received; and,
3. Notify Petitioner in writing of its decision.



**AMANDA MARLER**  
**ADMINISTRATIVE LAW JUDGE**

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**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

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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**Petitioner**

[REDACTED]  
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**Authorized Hearing Rep**

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]