



Date Mailed: December 18, 2025
Docket No.: 25-036839
Case No.: [REDACTED]
Petitioner: [REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]

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

Este es un documento legal importante. Por favor, que alguien traduzca el documento.

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Ky është një dokument ligjor i rëndësishëm. Ju lutem, kini dikë ta përktheni dokumentin.

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Docket No.: 25-036839

Case No.: [REDACTED]

Petitioner: [REDACTED]

HEARING DECISION

On October 3, 2025, Petitioner [REDACTED] [REDACTED] requested a hearing to dispute a State Emergency Relief (SER) determination. As a result, a hearing was scheduled to be held on December 16, 2025. Public assistance hearings are held 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; 45 CFR 205.10; and Mich Admin Code, R 792.11002.

The parties appeared for the scheduled hearing. Petitioner appeared and represented herself. Respondent Michigan Department of Health and Human Services (Department) had Hearing Facilitator Melissa Stanley appear as its representative. There were no other participants.

Both parties provided sworn testimony, and one exhibit was admitted into evidence. A 31-page packet of documents provided by the Department was admitted into evidence collectively as Exhibit A.

ISSUE

Did the Department properly deny Petitioner's State Emergency Relief (SER) request?

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 September [REDACTED] 2025, Petitioner applied for SER for home repairs. Petitioner requested \$[REDACTED] to repair her roof around her chimney. Petitioner provided a quote from [REDACTED] that stated the repair would cost \$[REDACTED]
2. Petitioner and her daughter were living together in Petitioner's home at the time.
3. Petitioner was receiving \$[REDACTED] per month from Social Security, and Petitioner's household did not have any other income.
4. The Department reviewed Petitioner's SER request, and the Department determined that Petitioner's copayment amount exceeded the repair cost, so the Department denied Petitioner's SER request.

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5. On September █ 2025, the Department issued a state emergency relief decision notice to notify Petitioner that her SER request was denied.
 6. On September █ 2025, Petitioner reapplied for SER for home repairs, and Petitioner requested \$█ to repair her roof around her chimney.
 7. On September █ 2025, the Department issued a state emergency relief decision notice to notify Petitioner that her SER request was denied.
 8. Petitioner requested a hearing to dispute the Department's decision.
 9. The home repair that Petitioner requested SER for has been completed, but Petitioner has not paid the contractor yet.

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 Emergency Relief (SER) program is established by the Social Welfare Act, MCL 400.1-.119b. The SER program is administered by the Department pursuant to MCL 400.10 and Mich Admin Code, R 400.7001-.7049.

In this case, Petitioner requested SER to pay for a \$█ home repair, and the Department denied Petitioner's request because the Department determined that Petitioner's copayment amount exceeded the repair cost. The issue here is whether the Department properly denied Petitioner's SER request.

SER is available to assist with home repairs to correct unsafe conditions and restore essential services. ERM 304 (October 1, 2024), p. 1. The Department is only allowed to authorize SER for home repairs when either the repair is essential to remove a direct threat to health or safety or the repair is required by law. *Id.* at 3. The home repair must restore the home to a safe and livable condition. *Id.* The lifetime maximum for home repairs is \$1,500.00. *Id.*

Although SER is available to assist with home repairs, an SER applicant must use her available income and assets to help resolve the emergency before the Department will provide SER. ERM 208 (October 1, 2025), p. 1. For non-energy SER services such as home repairs, the Department must determine the SER applicant's copayment amount. *Id.* The SER applicant's copayment amount is equal to the SER applicant's income minus the basic monthly need standard for the number of group members in the SER applicant's group. *Id.* Petitioner's income was \$█ and Petitioner's group size was two. The basic monthly need standard for a group size of two was \$500.00. *Id.* at 6.

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Thus, Petitioner's copayment amount was \$487.00. This was the amount that Petitioner was required to pay towards her emergency. *Id.* at 2. Since Petitioner's copayment amount of \$487.00 exceeded the \$[REDACTED] home repair cost, the Department properly denied Petitioner's SER request.

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 its policies and the applicable law when it denied Petitioner's SER request.

IT IS ORDERED that the Department's decision is **AFFIRMED**



JEFFREY KEMM
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://rs.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.

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Via Electronic Mail:

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Via First Class Mail:

