



Date Mailed: January 12, 2026
Docket No.: 25-042607
Case No.: [REDACTED]
Petitioner: [REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]

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هذه وثيقة قانونية مهمة. يرجى أن يكون هناك شخص ما يترجم المستند.

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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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 December 18, 2025. Petitioner appeared with her husband Donal Hare Jr. and was unrepresented. The Michigan Department of Health and Human Services (MDHHS or Department) was represented by Anthony White. Department Exhibit 1, pp. 1-57 and Exhibit 2, pp. 1-7 were received and admitted.

ISSUE

Did the Department properly close Petitioner's Medical Assistance (MA) case due to excess income?

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 October [REDACTED] 2025, Petitioner submitted redetermination paperwork reporting no changes.
2. The redetermination was processed on November [REDACTED] 2025, and income was discovered for Petitioner's daughter.
3. On November [REDACTED] 2025, Notice of Case Action was sent to Petitioner informing her that FAP would close December 1, 2025, due to excess income.
4. On November [REDACTED] 2025, a Health Care Coverage Determination Notice was sent to Petitioner informing her that MA would be closing December 1, 2025 due to excess income.
5. On November [REDACTED] 2025, Petitioner requested hearing disputing the closure of FAP and MA.
6. On November [REDACTED] 2025, a Verification Checklist with a due date of December 1, 2025, was sent to Petitioner requesting self employment information and tax return information.

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7. At hearing, Petitioner stated that she was only disputing the closure of MA.
 8. On December █ 2025, Petitioner submitted check stubs and tax return verifications.
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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.

Targeted Population

The Healthy Michigan Plan (HMP) provides health care coverage for individuals who: • Are 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. • Have income at or below 133 percent Federal Poverty Level (FPL). BEM 137

In this case, the Petitioner submitted redetermination paperwork on October █ 2025, and reported no changes. When the redetermination was processed income was discovered for Petitioner's daughter, that income put Petitioner's household over the income limits for FAP and FAP was processed for closure. Petitioner did not dispute the closure of FAP. Petitioner's daughter turned 18 and she was placed in her own MA group. Without their daughter in the MA group, Petitioners were found to have excess income for MA for a group size of 2. At the prehearing conference, Petitioner stated that self employment income for Donald Hare Jr. had been reduced. A verification checklist was sent on November █ 2025, with a December 1, 2025 due date requesting verification of self employment income and expenses. Verifications were not received prior to the due date and the case remained closed. Petitioner submitted self employment verifications and tax return information on December █ 2025. Petitioner also reapplied for MA and that application was pending at the time of hearing. Petitioner testified that she submitted the self employment verifications prior to December 1, 2025, but provided insufficient proof of that submission.

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The Department closure on MA-HMP due to excess income was proper and correct and consistent with Department policy. BEM 137

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 closed Petitioner's MA case for failing to verify self employment income and expenses.

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://irs.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

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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
WAYNE-INKSTER-DHHS
26355 MICHIGAN AVE
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Via First Class Mail:

Petitioner

[REDACTED]
[REDACTED]
[REDACTED]