



Date Mailed: February 2, 2026

Docket No.: 25-046331

Case No.: [REDACTED]

Petitioner: [REDACTED]

This is an important legal document. Please have someone translate the document.

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.

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 lutem, kini dikë ta përktheni dokumentin.

[REDACTED] MI [REDACTED]

Date Mailed: February 2, 2026

Docket No.: 25-046331

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 January 29, 2026. Petitioner appeared and was unrepresented. The Michigan Department of Health and Human Services (MDHHS or Department) was represented by April Sprague, Hearing Facilitator (HF).

During the hearing proceeding, the Department's Hearing Summary packet was admitted as Exhibit A, pp. 1-13.

ISSUE

Did the Department properly determine Petitioner's eligibility for the State SSI Payments (SSP) program?

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 was receiving SSP benefits based on receiving Social Security Administration (SSA) issued Supplemental Security Income (SSI) benefits.
2. On June 4, 2025, Administrative Law Judge Colleen Lack issued a Hearing Decision reversing the Department's determination and finding that there was nothing found in Department of Health and Human Services Bridges Eligibility Manual (BEM) 660 to support that SSP payments are not issued when there is a Medicaid Eligibility Code of G.
3. The June 4, 2025, Hearing Decision ordered the Department to redetermine Petitioner's SSP eligibility beginning December 1, 2024. Therefore, the Department processed the reversal and SSP supplements were issued for December 2024 to July 2025.
4. On November 15, 2025, a Notice of State SSI Payment Change was issued to Petitioner stating the quarterly State SSI payment would be cancelled because

25-046331

SSA notified the Department that Petitioner did not receive a regular first of the month SSI payment for 3 months. (Exhibit A, pp. 12-13)

5. On November 26, 2025, Petitioner filed a hearing request contesting the Department's determination. (Exhibit A, pp. 5-6)
6. The State Online Query (SOLQ) report shows that regular first of the month SSI payments are being issued each month. (HF Testimony)

CONCLUSIONS OF LAW

Department policies are contained in the Department of Health and Human Services Bridges Administrative Manual (BAM), Department of Health and Human 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. Supplemental Security Income (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. BEM 660 (October 1, 2021), p. 1.

For the SSP program, payments are made for only those months the recipient received a regular first of the month federal benefit. These are shown on SOLQ as a recurring payment dated the first of the month. SSPs are not issued for retroactive or supplemental federal benefits. *Id.*

In this case, the Department received updated information regarding Petitioner's eligibility for SSI. Accordingly, on November 15, 2025, a Notice of State SSI Payment Change was issued to Petitioner stating the quarterly State SSI payment would be cancelled because SSA notified the Department that Petitioner did not receive a regular first of the month SSI payment for 3 months. (Exhibit A, pp. 12-13)

It appears that Petitioner filed a timely appeal with SSA regarding a change in the amount of Petitioner's SSI benefits, and that Petitioner's SSI benefits were reinstated at the prior amount pending the outcome of that appeal. Subsequently, Petitioner requested a hearing and on June 4, 2025, Administrative Law Judge Colleen Lack issued a Hearing Decision reversing the Department's determination and finding that there was nothing found in BEM 660 to support that SSP payments are not issued when there is a Medicaid Eligibility Code of G. The June 4, 2025, Hearing Decision ordered the Department to redetermine Petitioner's SSP eligibility beginning December 1, 2024. Therefore, the Department processed the reversal and SSP supplements were issued from December 2024 to July 2025.

25-046331

At the hearing, the Department representative testified that the SOLQ report shows that regular first of the month SSI payments are being issued each month and that the local office sought assistance from the Department's SSI Unit because Department policy does not address SSP eligibility when there is a Medicaid Eligibility Code of G. The SSI unit stated that the decision to change the Medicaid Eligibility Code was made by SSA so the Department does not pay SSP.

A Medicaid Eligibility Code of G means the individual's current Medicaid eligibility status is a Goldberg-Kelly payment continuation. (HF Testimony). However, there was nothing found in the BEM 660 policy to support that SSP payments are not issued when there is a Medicaid Eligibility Code of G. Rather, the above cited BEM 660 policy is clear that SSP benefit payments are made for only those months the recipient received a regular first of the month federal benefit. These are shown on SOLQ as a recurring payment dated the first of the month. SSPs are not issued for retroactive or supplemental federal benefits. BEM 660 at p.1.

Accordingly, based on the SOLQ report showing that Petitioner has received regular first of the month SSI payments each month, Petitioner is eligible for a SSP payment for each month that Petitioner received a regular first of the month SSI payment. Accordingly, the Department's determination to close Petitioner's SSP benefit case cannot be upheld.

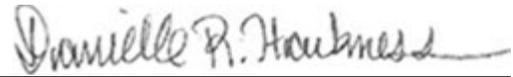
DECISION AND ORDER

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 determined Petitioner's eligibility for the SSP program.

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 Petitioner's eligibility for SSP benefits as of August 1, 2025, in accordance with Department policy.
-



DANIELLE R. HARKNESS
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.

25-046331



Via Electronic Mail:

Respondent

GENESEE COUNTY DHHS UNION ST DIST
125 E UNION ST 7TH FL
FLINT, MI 48501

**MDHHS-GENESEE-UNIONST-
HEARINGS@MICHIGAN.GOV**

Via First Class Mail:

Petitioner

[REDACTED]
[REDACTED]
MI [REDACTED]