



STATE OF MICHIGAN
JOCELYN BENSON, SECRETARY OF STATE
DEPARTMENT OF STATE
LANSING

September 26, 2024

NOTICE OF FILING

ADMINISTRATIVE RULES

To: Secretary of the Senate
Clerk of the House of Representatives
Joint Committee on Administrative Rules
Michigan Office of Administrative Hearings and Rules (Administrative Rule #23-041-HS)
Legislative Service Bureau (Secretary of State Filing #24-09-02)
Department of Health and Human Services

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2023-041-HS (Secretary of State Filing #24-09-02) on this date at 11:13 A.M. for the Department of Health and Human Services entitled, "Food Assistance Program".

Filed with the secretary of state on September 26, 2024.

These rules become effective October 1, 2024.

Sincerely,

Jocelyn Benson
Secretary of State

Lashana Threlkeld, Departmental Supervisor
Office of the Great Seal

Enclosure



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

MARLON I. BROWN, DPA
DIRECTOR

September 26, 2024

The Honorable Jocelyn Benson
Secretary of State
Office of the Great Seal
Richard H. Austin Building – 1st Floor
430 W. Allegan
Lansing, MI 48909

Dear Secretary Benson:

Re: Michigan Administrative Rules #: 2023-41 HS

The Michigan Office of Administrative Hearings and Rules received administrative rules, dated February 21, 2024 for the Department of Health and Human Services “**Food Assistance Program**”. We are transmitting these rules to you pursuant to the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6.

Sincerely,

A handwritten signature in black ink, appearing to read "Marlon I. Brown".

Michigan Office of Administrative Hearings and Rules



THE LEGISLATURE
JOINT COMMITTEE ON ADMINISTRATIVE RULES

BOJI TOWER - 3RD FLOOR • 124 WEST ALLEGAN STREET - P O BOX 30038

LANSING, MICHIGAN 48909-7538

PHONE: (517) 373-9425 • EMAIL: JCAR@LEGISLATURE.MI.GOV

**Waiver of Remaining
Session Days**

TO: Katie Wienczewski, Administrative Rules Manager
Michigan Office of Administrative Hearings and Rules (MOAHR)
Secretary of the Senate
Clerk of the House

FROM: Senator Paul Wojno, Chair
Representative Jim Haadsma, Alternate Chair

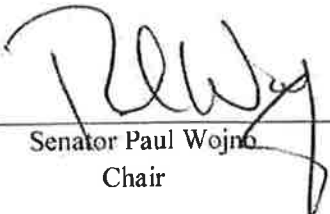
DATE: September 25, 2024

Pursuant to MCL 24.245a(1)(d), the Joint Committee on Administrative Rules has by a concurrent majority vote, waived the remaining session days for the following rule sets:


JCAR No. 24-21
MOAHR No. 2023-041 HS
Department of Health and Human Services
Economic Stability Administration
Food Assistance Program

According to MCL 24.245a(3), if the Committee waives the remaining session days, the Michigan Office of Administrative Hearings and Rules may immediately file the rule.

Sincerely,



Senator Paul Wojno
Chair



Representative Jim Haadsma
Alternate Chair



STATE OF MICHIGAN

GRETCHEN WHITMER
GOVERNOR

DEPARTMENT OF HEALTH AND HUMAN SERVICES
LANSING

ELIZABETH HERTEL
DIRECTOR

CERTIFICATE OF ADOPTION

By authority conferred on the Department of Health and Human Services by section 6 of the Social Welfare Act, 1939 PA 280, MCL 400.6, the Director formally adopts the rules, "Food Assistance Program."

R 400.3009 is amended, and R 400.3010 is rescinded in the Michigan Administrative Code.

Dated: June 26th, 2024

A handwritten signature in cursive script, appearing to read "Elizabeth Hertel", written over a horizontal line.

Elizabeth Hertel



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
MICHIGAN OFFICE OF ADMINISTRATIVE HEARINGS AND RULES
SUZANNE SONNEBORN
EXECUTIVE DIRECTOR

MARLON I. BROWN, DPA
DIRECTOR

LEGAL CERTIFICATION OF RULES

I certify that I have examined the attached administrative rules, dated February 21, 2024, in which the Department of Health and Human Services proposes to modify a portion of the Michigan Administrative Code entitled "Food Assistance Program" by:


- ◆ Amending R 400.3009.
- ◆ Rescinding R 400.3010.

The Legislative Service Bureau has approved the proposed rules as to form, classification, and arrangement.

I approve the rules as to legality pursuant to the Administrative Procedures Act, MCL 24.201 *et seq.* and Executive Order No. 2019-6. In certifying the rules as to legality, I have determined that they are within the scope of the authority of the agency, do not violate constitutional rights, and are in conformity with the requirements of the Administrative Procedures Act.

Dated: June 20, 2024

Michigan Office of Administrative Hearings and Rules

By: 
Ashlee N. Lynn,
Attorney



Since 1941

Legal Division


Kevin H. Studebaker, Director

CERTIFICATE OF APPROVAL

On behalf of the Legislative Service Bureau, and as required by section 45 of the Administrative Procedures Act of 1969, 1969 PA 306, MCL 24.245, I have examined the proposed rules of the Department of Health and Human Services dated February 21, 2024, amending R 400.3009 and rescinding R 400.3010 of the Department's rules entitled "Food Assistance Program." I approve the rules as to form, classification, and arrangement.

Dated: June 20, 2024

LEGISLATIVE SERVICE BUREAU

By 
Rachel M. Hughart,
Legal Counsel

DEPARTMENT OF HEALTH AND HUMAN SERVICES

ECONOMIC STABILITY ADMINISTRATION

FOOD ASSISTANCE PROGRAM

Filed with the secretary of state on September 26, 2024

These rules become effective on October 1, 2024.

(By authority conferred on the department of health and human services by section 6 of the social welfare act, 1939 PA 280, MCL 400.6)

R 400.3009 of the Michigan Administrative Code is amended and R 400.3010 is rescinded, as follows:

R 400.3009 Child support; required offer of service.

Rule 9. The department shall offer services to establish paternity and obtain child support to the client if the food assistance program group includes a child or children, but the food assistance program group does not include 1 or both parents of the child or children. The department shall provide comprehensive information about paternity and child support services to ensure the client can make an informed decision about whether to pursue or not to pursue those services.

R 400.3010 Rescinded.

FILED WITH SECRETARY OF STATE

ON 9/26/24 AT 11:13 A.M