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Advocacy Program  
(Michigan Employment Security Act)  
2015 Annual Report

The Advocacy Program was created by the enactment of Public Act 226 of 1989, which added Section 5a to the Michigan Employment Security Act (MES Act). The Advocacy Program's purpose is to provide information, consultation, and representation services to the unemployed workers and employers who request assistance with an appeal to an Administrative Law Judge. The Advocacy Program began providing services in 1991 and since then, over 240,368 customer cases have been opened and closed.

The fiscal appropriation for this program is \$1.5 million. The law requires that a maximum of 60% of the appropriation be used for unemployed workers representation and a maximum of 40% of the appropriation be used for employer representation.

- A. During CY 2015, 3,026 unemployed workers requested Advocacy services and were provided consultation and representation services.
- B. During CY 2015, 2,379 employers requested Advocacy services and were provided consultation and representation services.
- C. Appropriate program expenditures serving unemployed workers totaled \$319,360.00 (21.3%) of the appropriation in CY 2015.
- D. Appropriated program expenditures serving employers totaled \$248,220.00 (16.5%) of the appropriation in CY 2015.
- E. The Advocacy Program continues to grow in popularity with both unemployed workers and employers. Significant increases in the numbers of cases scheduled for hearing at the end of CY 2015 is expected to result in even greater growth in CY 2016. In CY 2015, the Advocacy Program provided information and

consultation only services for 332 (5.8%) of its 5,737 cases closed during the year.

During consultation, the Advocate is required to discuss the issue(s) involved, review documentation, and help the customer determine if witnesses are necessary for the hearing. The Advocate also explains the hearing process and what to expect during the hearing. As a result, the parties are better prepared to present their side of the case.

The Advocacy Program does not provide representation services at the ALJ hearing if the Advocate determines the case lacks merit. The Advocate determines if the appeal has merit, based on a reasonable application of the MES Act and precedent case law. If after consulting with the customer, the Advocate determines that the case lacks merit, the Advocate must advise their customer accordingly. At times, unemployed workers and employers decide to withdraw their appeal after consulting with an Advocate. This helps to reduce the number of hearings before the ALJs.