

Office of Administrative Hearings (OAH) Procedures Transmittal			Transmittal Number: 04-09
Distribution:			Date: September 2, 2004
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ALB OAH Staff <input checked="" type="checkbox"/>	UPS ALJs <input type="checkbox"/>	Upstate LDSS <input type="checkbox"/>	Subject: Elimination of Subcategory 499 for 60-Month Time Limit Issues
	SUP ALJs <input type="checkbox"/>		
NYC OAH Staff <input checked="" type="checkbox"/>	NYC ALJs <input checked="" type="checkbox"/>	NYC Agencies <input checked="" type="checkbox"/>	
	SUP ALJs <input checked="" type="checkbox"/>	(NHRA/NEVR Only)	

This transmittal supersedes OAH Transmittal 01-48, issued on November 14, 2001. Effective immediately, there is no longer a need for Communications Intake Unit staff to enter Subcategory 499 when coding NYC 60-Month Time Limit Issues for sanctioned individuals, as the NYC Human Resources Administration's Office of Family Independence Administration (FIA) no longer requires that these cases be scheduled to a separate NEVR calendar.

These cases can be identified by WMS code 499 (Five-Year Call In for Sanctioned Clients). Use of the 499 Subcategory formerly ensured notification to both NYC Eligibility Verification Review (NEVR) and Family Independence Administration (FIA), whereas these cases will now be the sole responsibility of FIA. Coding for these 60-Month Time Limit issues is now as follows:

Agency: **N0__**
Category: **FA**
Subcategory: **None**
Issue Code: 129 Failure to Keep Appt w/Spec Investigation Unit (FEDS or EVR)
-or-
Any other issue code, as appropriate but NOT issue code 064
Action: **DISC**
Hearing Location: 14 Boerum Place (FHIS will designate Hearing Location)

Please note: There is no change in the Statewide 60-Month Time Limit Coding Procedures as outlined in OAH Transmittal 01-49 for active (non-sanctioned) cases.

If there are any questions with respect to this transmittal, you may contact your supervisor or Sue Fiehl at (518) 473-4779 or via email 90J029@dfa.state.ny.us.



Mark Lacivita, Director of Administration
Office of Administrative Hearings