Office of Administrative Hearings (OAH)	Transmittal Number: 97-34
Procedures Transmittal	Date: October 9, 1997
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Distribution:	
ALB OAH Staff [x] UPS ALJs/ [x] Upstate LDSS [x] SUP ALJs [x]	Subject: New Issue Code 165 - Learnfare
NYC OAH Staff [x] NYC ALJs/ [x] NYC Agencies [x] SUP ALJs [x]	

Effective immediately, issue code 165 has been established for coding fair hearing requests concerning the Learnfare Program.

The Learnfare Program was established to prevent children from dropping out of school and to improve the attendance of children in school. Children who receive public assistance and who are enrolled in grades one through six must comply with the attendance standards set forth in 18 NYCRR 351.12. The consequences of failing to meet the requirements of the Learnfare Program include counseling, when at least three unexcused absences in an academic quarter occur without establishing good cause, and a reduction of $60 from the household's public assistance grant for three consecutive months upon five or more unexcused absences in an academic quarter without establishing good cause.

The Learnfare Program is scheduled for implementation in districts within New York City, Cortland, Montgomery, and Monroe Counties for the 1997 school year. More districts will be participating in the Learnfare Program for the 1998 school year. All school districts are required to participate in the Learnfare Program by the 1999 school year.

Fair hearing requests involving the Learnfare Program should be coded as follows:

Agency:	ISC# or LDSS
Category:	ADC
Subcategory:	None
Issue Code:	165
Action:	DENY/REDU/INAD

If you have any questions regarding this transmittal, please contact Sue Fiehl at (518) 473-4779 or via e-mail 90j029.

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Mark Lacivita, Director of Administration
Office of Administrative Hearings