

Office of Administrative Hearings (OAH) Procedures Transmittal			Transmittal Number: 08-03
Distribution:			Date: February 12, 2008
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ALB OAH Staff <input checked="" type="checkbox"/>	UPS ALJs <input checked="" type="checkbox"/>	Upstate LDSS <input checked="" type="checkbox"/>	Subject: New Outcome Reason Code 51 Correct When Taken Remand
	SUP ALJs <input checked="" 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"/>		

A new Outcome Reason code has been created and is available for statewide use on the Fair Hearing Information System (FHIS) effective immediately. Please note the addition of **Outcome Reason Code C- 51:**

AGENCY ACTION WAS CORRECT WHEN TAKEN - REMAND

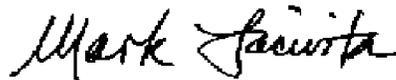
This outcome code will be applied in cases where the determination of the agency was correct when made but, based on a change in circumstances, is remanded to the agency for some further action, either recomputation or reevaluation.

The Outcome Reason Code listing on the Communications Intake Unit webpage as well as the electronic form xl-0121 (Federal Data Sheet) has been updated to reflect this new Outcome Reason Code.

Any decisions with an Outcome Reason of C-51 have been added to the Varshavsky Remand Monitoring report for review by "Coordinator Code 11."

It is noted that Outcome Reason Code C-50 (Agency Action was Correct When Taken) should continue to be used when the Agency is directed to restore or continue the Appellant's benefits."

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



Mark Lacivita, Director of Administration
Office of Administrative Hearings