Statewide Report of Fair Hearing Issues Decided by Outcome Reason for the Year 2010

Outcome Reason Code	Category of Assistance									TOTAL
	FA	SNA	HEAP	ADH	EA	MA	FHP	FS	SERV	
Reversal Codes										
01	121	112	1	2	4	106	2	85	5	438
02	118	83	5	3	11	298	17	84	4	623
03	1,738	1,288	2	49	49	392	11	1,078	3	4,610
04	399	210	1	1	4	91	2	154	3	865
05	595	363	0	0	21	51	4	387	6	1,427
06	3,228	1,832	9	22	301	2,122	30	678	93	8,315
07	21	15	0	0	4	11	0	7	0	58
Affirmance Code										
10	5,245	3,813	285	510	2,910	3,217	283	1,915	261	18,439
Remand Codes										
41	5	10	0	0	1	11	0	4	0	31
42	88	68	7	0	37	158	6	50	10	424
43	723	382	10	0	50	59	5	658	8	1,895
44	389	206	0	0	428	15	1	276	0	1,315
45	445	205	3	0	66	53	3	409	10	1,194
46	451	241	23	1	81	84	3	350	384	1,618
47	61	30	0	0	0	1	0	19	1	112
Withdrawal Codes										
20	137	64	0	68	3	47	4	37	6	366
21	5,881	4,499	40	37	309	1,857	130	1,418	93	14,264
22	43	24	3	1	4	29	2	16	4	126
23	5	4	0	0	0	0	0	2	0	11
24	18,512	12,930	5	20	14	184	4	4,352	294	36,315
25	3,821	1,885	37	1	561	119	13	2,727	2	9,166
Other Codes										
30	10	5	1	0	0	6	0	0	0	22
31	1,756	888	7	0	11	242	15	198	29	3,146
32	26	27	0	0	56	5	0	10	2	126
33	84	73	1	0	52	22	0	81	4	317
34	800	444	0	0	62	27	0	125	18	1,476
35	348	218	5	0	30	62	3	213	5	884
Correct When Made Codes										
50	1,418	858	5	0	12	316	13	150	10	2,782
51	186	125	4	1	11	233	14	85	14	673
TOTAL	**46,654**	**30,902**	**454**	**716**	**5,092**	**9,818**	**565**	**15,568**	**1,269**	**111,038**
Sub Totals:										
Reversals (Codes 1-7)	6,220	3,903	18	77	394	3,071	66	2,473	114	16,336
Affirmances (Code 10)	5,245	3,813	285	510	2,910	3,217	283	1,915	261	18,439
Remands (Codes 41-47)	2,162	1,142	43	1	663	381	18	1,766	413	6,589
Withdrawals (Codes 20-25)	28,399	19,406	85	127	891	2,236	153	8,552	399	60,248
Others (Cods 30-35)	3,024	1,655	14	0	211	364	18	627	58	5,971
Correct When Made (Code 50)	1,604	983	9	1	23	549	27	235	24	3,455

Compiled by People Organized for Our Rights, Inc. (P.O.O.R.) from data provided by the New York State Office of Temporary and Disability Assistance (FOIL #: 12-33).

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Outcome Reason Code	Category of Assistance									TOTAL
	FA	SNA	HEAP	ADH	EA	MA	FHP	FS	SERV	
Reversal Codes										
01	0.26%	0.36%	0.22%	0.28%	0.08%	1.08%	0.35%	0.55%	0.39%	0.39%
02	0.25%	0.27%	1.10%	0.42%	0.22%	3.04%	3.01%	0.54%	0.32%	0.56%
03	3.73%	4.17%	0.44%	6.84%	0.96%	3.99%	1.95%	6.92%	0.24%	4.15%
04	0.86%	0.68%	0.22%	0.14%	0.08%	0.93%	0.35%	0.99%	0.24%	0.78%
05	1.28%	1.17%	0.00%	0.00%	0.41%	0.52%	0.71%	2.49%	0.47%	1.29%
06	6.92%	5.93%	1.98%	3.07%	5.91%	21.61%	5.31%	4.36%	7.33%	7.49%
07	0.05%	0.05%	0.00%	0.00%	0.08%	0.11%	0.00%	0.04%	0.00%	0.05%
Affirmance Code										
10	11.24%	12.34%	62.78%	71.23%	57.15%	32.77%	50.09%	12.30%	20.57%	16.61%
Remand Codes										
41	0.01%	0.03%	0.00%	0.00%	0.02%	0.11%	0.00%	0.03%	0.00%	0.03%
42	0.19%	0.22%	1.54%	0.00%	0.73%	1.61%	1.06%	0.32%	0.79%	0.38%
43	1.55%	1.24%	2.20%	0.00%	0.98%	0.60%	0.88%	4.23%	0.63%	1.71%
44	0.83%	0.67%	0.00%	0.00%	8.41%	0.15%	0.18%	1.77%	0.00%	1.18%
45	0.95%	0.66%	0.66%	0.00%	1.30%	0.54%	0.53%	2.63%	0.79%	1.08%
46	0.97%	0.78%	5.07%	0.14%	1.59%	0.86%	0.53%	2.25%	30.26%	1.46%
47	0.13%	0.10%	0.00%	0.00%	0.00%	0.01%	0.00%	0.12%	0.08%	0.10%
Withdrawal Codes										
20	0.29%	0.21%	0.00%	9.50%	0.06%	0.48%	0.71%	0.24%	0.47%	0.33%
21	12.61%	14.56%	8.81%	5.17%	6.07%	18.91%	23.01%	9.11%	7.33%	12.85%
22	0.09%	0.08%	0.66%	0.14%	0.08%	0.30%	0.35%	0.10%	0.32%	0.11%
23	0.01%	0.01%	0.00%	0.00%	0.00%	0.00%	0.00%	0.01%	0.00%	0.01%
24	39.68%	41.84%	1.10%	2.79%	0.27%	1.87%	0.71%	27.95%	23.17%	32.71%
25	8.19%	6.10%	8.15%	0.14%	11.02%	1.21%	2.30%	17.52%	0.16%	8.25%
Other Codes										
30	0.02%	0.02%	0.22%	0.00%	0.00%	0.06%	0.00%	0.00%	0.00%	0.02%
31	3.76%	2.87%	1.54%	0.00%	0.22%	2.46%	2.65%	1.27%	2.29%	2.83%
32	0.06%	0.09%	0.00%	0.00%	1.10%	0.05%	0.00%	0.06%	0.16%	0.11%
33	0.18%	0.24%	0.22%	0.00%	1.02%	0.22%	0.00%	0.52%	0.32%	0.29%
34	1.71%	1.44%	0.00%	0.00%	1.22%	0.28%	0.00%	0.80%	1.42%	1.33%
35	0.75%	0.71%	1.10%	0.00%	0.59%	0.63%	0.53%	1.37%	0.39%	0.80%
Correct When Made Codes										
50	3.04%	2.78%	1.10%	0.00%	0.24%	3.22%	2.30%	0.96%	0.79%	2.51%
51	0.40%	0.40%	0.88%	0.14%	0.22%	2.37%	2.48%	0.55%	1.10%	0.61%
TOTAL	**100.00%**	**100.00%**	**100.00%**	**100.00%**	**100.00%**	**100.00%**	**100.00%**	**100.00%**	**100.00%**	**100.00%**
Sub Totals:										
Reversals (Codes 1-7)	13.33%	12.63%	3.96%	10.75%	7.74%	31.28%	11.68%	15.89%	8.98%	14.71%
Affirmances (Code 10)	11.24%	12.34%	62.78%	71.23%	57.15%	32.77%	50.09%	12.30%	20.57%	16.61%
Remands (Codes 41-47)	4.63%	3.70%	9.47%	0.14%	13.02%	3.88%	3.19%	11.34%	32.55%	5.93%
Withdrawals (Codes 20-25)	60.87%	62.80%	18.72%	17.74%	17.50%	22.77%	27.08%	54.93%	31.44%	54.26%
Others (Cods 30-35)	6.48%	5.36%	3.08%	0.00%	4.14%	3.71%	3.19%	4.03%	4.57%	5.38%
Correct When Made (Code 50)	3.44%	3.18%	1.98%	0.14%	0.45%	5.59%	4.78%	1.51%	1.89%	3.11%

Report of Fair Hearing Issues Decided by Outcome Reason for the Year 2010

Category of Assistance Code	Explanation of Codes
FA	Family Assistance
SNA	Safety Net Assistance
HEAP	Home Energy Assistance Program
ADH	Administrative Disqualification Hearings
EA	Emergency Assistance [includes Emergency Assistance to Families (EAF), Emergency Assistance for Adults (EAA) and Emergency Safety Net Assistance (ESNA)
MA	Medical Assistance (Medicaid)
FHP	Family Health Plus
FS	Food Stamps [also known as the federal Supplemental Nutrition Assistance Program (SNAP)]
SERV	Social Services funded through the New York State Department of Family Assistance

Report of Fair Hearing Issues Decided by Outcome Reason for the Year 2010

Outcome Reason Code	Explanation of Codes
Reversal Codes	
01	Agency Notice Defective
02	Agency Verification and/or Eligibility Determination Procedure Defective
03	Agency Hearing Presentation Defective (insufficient documents, testimony etc., but all or part of case record was present)
04	Agency Either Misapplied Law, Regulation or Policy or There Was No Authority for Their Action
05	Agency Failed to Produce Appellant's Case Record
06	Factual Issues Found in Favor of Appellant
07	Agency Failed to Send Requested Documents to Appellant
Affirmance Code	
10	Agency Action Affirmed
Remand Codes	
41	Agency Notice Defective
42	Agency Verification and/or Eligibility Determination Procedure Defective
43	Agency Hearing Presentation Defective (insufficient documents, testimony etc., but all or part of case record was present)
44	Agency Either Misapplied Law, Regulation or Policy or There Was No Authority for Their Action
45	Agency Failed to Produce Appellant's Case Record
46	Factual Issues Found in Favor of Appellant
47	Agency Failed to Send Requested Documents to Appellant
Withdrawal Codes	
20	Agency Is Not Prepared to Proceed and/or Does Not Have Appellant's Case Record
21	Agency Re-Evaluated Its Position and/or Settled the Issue with the Appellant
22	Appellant Submitted Verification/Documentation Following Agency Determination But Before or At Fair Hearing, Accepted by Agency
23	Agency Failure to Send Requested Documents to Appellant
24	Agency Resolved Issue to Client's Satisfaction
25	Agency Stipulated to Settle a Non-Notice of Intent Based Issue
Other Codes	
30	Appellant Has No Standing to Request a Hearing
31	Commissioner Has No Jurisdiction to Hear Issues (Either Subject Matter or 60 Day Statute of Limitations)
32	Commissioner Has No Authority to Grant Relief Requested (Payment on Closed Case, Determination of Validity of Agency Lien, etc.)
33	Improper Request by Appellant for Fair Hearing (Request for Hearing Premature - No Agency Action Yet Taken, Previous Hearing Decision on Same Issue, No Change in Circumstances)
34	Client Withdrew on Issue at Hearing
35	Issue Is Moot
Correct When Made Codes	
50	Agency Action Was Correct When Taken
51	Agency Action Was Correct When Taken – Remand.