

Statewide Report of Fair Hearing Issues Decided by Outcome Reason for the Year 2015

Outcome Reason Code	Category of Assistance										TOTAL
	FA	SNA	HEAP	ADH	EA	MA	FHP	SNAP	SERV	SSP	
Reversal Codes											
01	269	148	0	1	6	258	9	154	6	14	865
02	212	103	3	2	33	621	14	268	13	14	1,283
03	2,035	957	2	39	67	859	15	1,585	27	35	5,621
04	322	145	1	2	21	279	0	300	4	10	1,084
05	1,106	455	0	0	3	326	1	1,417	3	5	3,316
06	1,941	833	17	68	213	2,998	86	1,392	64	64	7,676
07	66	14	0	0	2	8	0	82	0	0	172
Affirmance Code											
10	4,722	2,945	168	1,117	2,246	4,985	94	3,552	344	597	20,770
Remand Codes											
41	29	33	0	0	1	7	0	63	0	3	136
42	253	128	0	0	54	27	0	600	5	4	1,071
43	2,960	1,183	6	1	295	67	0	7,468	17	11	12,008
44	653	341	5	0	151	15	0	1,123	1	0	2,289
45	1,793	729	0	0	111	15	0	5,063	2	0	7,713
46	1,889	723	4	1	348	166	2	5,081	142	23	8,379
47	52	11	0	0	1	3	0	97	1	0	165
Withdrawal Codes											
20	3,864	1,774	5	64	475	534	17	3,226	193	19	10,171
21	0	0	0	0	0	1	0	0	0	0	1
22	1,405	556	9	20	173	782	12	1,029	47	15	4,048
24	1	0	0	0	0	0	0	3	0	0	4
25	1	1	0	0	0	0	0	1	2	0	5
26	12,750	6,516	50	148	1,098	3,206	43	6,903	432	90	31,236
Other Codes											
30	16	21	3	0	7	12	0	8	2	8	77
31	838	476	8	2	53	338	3	382	28	22	2,150
32	71	45	1	0	35	37	0	26	7	4	226
33	294	223	2	3	85	153	28	141	11	3	943
34	3,502	1,519	3	0	106	128	8	996	33	3	6,298
35	2,647	1,421	8	2	135	288	76	1,602	18	71	6,268
Correct When Made Codes											
50	643	328	6	4	35	748	17	195	22	5	2,003
51	252	157	12	0	25	151	5	95	6	2	705
Settlement Code											
60	47,194	24,419	1	0	0	24	2	2,918	0	0	74,558
TOTAL	91,780	46,204	314	1,474	5,779	17,036	432	45,770	1,430	1,022	211,241
Sub Totals:											
Reversals (Codes 1-7)	5,951	2,655	23	112	345	5,349	125	5,198	117	142	20,017
Affirmances (Code 10)	4,722	2,945	168	1,117	2,246	4,985	94	3,552	344	597	20,770
Remands (Codes 41-47)	7,629	3,148	15	2	961	300	2	19,495	168	41	31,761
Withdrawals (Codes 20-26)	18,021	8,847	64	232	1,746	4,523	72	11,162	674	124	45,465
Others (Cods 30-35)	7,368	3,705	25	7	421	956	115	3,155	99	111	15,962
Correct When Made (Codes 50-51)	895	485	18	4	60	899	22	290	28	7	2,708
Settlement (Code 60)	47,194	24,419	1	0	0	24	2	2,918	0	0	74,558

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	FA	SNA	HEAP	ADH	EA	MA	FHP	SNAP	SERV	SSP	
Reversal Codes											
01	0.29%	0.32%	0.00%	0.07%	0.10%	1.51%	2.08%	0.34%	0.42%	1.37%	0.41%
02	0.23%	0.22%	0.96%	0.14%	0.57%	3.65%	3.24%	0.59%	0.91%	1.37%	0.61%
03	2.22%	2.07%	0.64%	2.65%	1.16%	5.04%	3.47%	3.46%	1.89%	3.42%	2.66%
04	0.35%	0.31%	0.32%	0.14%	0.36%	1.64%	0.00%	0.66%	0.28%	0.98%	0.51%
05	1.21%	0.98%	0.00%	0.00%	0.05%	1.91%	0.23%	3.10%	0.21%	0.49%	1.57%
06	2.11%	1.80%	5.41%	4.61%	3.69%	17.60%	19.91%	3.04%	4.48%	6.26%	3.63%
07	0.07%	0.03%	0.00%	0.00%	0.03%	0.05%	0.00%	0.18%	0.00%	0.00%	0.08%
Affirmance Code											
10	5.14%	6.37%	53.50%	75.78%	38.86%	29.26%	21.76%	7.76%	24.06%	58.41%	9.83%
Remand Codes											
41	0.03%	0.07%	0.00%	0.00%	0.02%	0.04%	0.00%	0.14%	0.00%	0.29%	0.06%
42	0.28%	0.28%	0.00%	0.00%	0.93%	0.16%	0.00%	1.31%	0.35%	0.39%	0.51%
43	3.23%	2.56%	1.91%	0.07%	5.10%	0.39%	0.00%	16.32%	1.19%	1.08%	5.68%
44	0.71%	0.74%	1.59%	0.00%	2.61%	0.09%	0.00%	2.45%	0.07%	0.00%	1.08%
45	1.95%	1.58%	0.00%	0.00%	1.92%	0.09%	0.00%	11.06%	0.14%	0.00%	3.65%
46	2.06%	1.56%	1.27%	0.07%	6.02%	0.97%	0.46%	11.10%	9.93%	2.25%	3.97%
47	0.06%	0.02%	0.00%	0.00%	0.02%	0.02%	0.00%	0.21%	0.07%	0.00%	0.08%
Withdrawal Codes											
20	4.21%	3.84%	1.59%	4.34%	8.22%	3.13%	3.94%	7.05%	13.50%	1.86%	4.81%
21	0.00%	0.00%	0.00%	0.00%	0.00%	0.01%	0.00%	0.00%	0.00%	0.00%	0.00%
22	1.53%	1.20%	2.87%	1.36%	2.99%	4.59%	2.78%	2.25%	3.29%	1.47%	1.92%
24	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.01%	0.00%	0.00%	0.00%
25	13.89%	14.10%	15.92%	10.04%	19.00%	0.00%	0.00%	0.00%	0.14%	0.00%	0.00%
26	0.00%	0.00%	0.00%	0.00%	0.00%	18.82%	9.95%	15.08%	30.21%	8.81%	14.79%
Other Codes											
30	0.02%	0.05%	0.96%	0.00%	0.12%	0.07%	0.00%	0.02%	0.14%	0.78%	0.04%
31	0.91%	1.03%	2.55%	0.14%	0.92%	1.98%	0.69%	0.83%	1.96%	2.15%	1.02%
32	0.08%	0.10%	0.32%	0.00%	0.61%	0.22%	0.00%	0.06%	0.49%	0.39%	0.11%
33	0.32%	0.48%	0.64%	0.20%	1.47%	0.90%	6.48%	0.31%	0.77%	0.29%	0.45%
34	3.82%	3.29%	0.96%	0.00%	1.83%	0.75%	1.85%	2.18%	2.31%	0.29%	2.98%
35	2.88%	3.08%	2.55%	0.14%	2.34%	1.69%	17.59%	3.50%	1.26%	6.95%	2.97%
Correct When Made Codes											
50	0.70%	0.71%	1.91%	0.27%	0.61%	4.39%	3.94%	0.43%	1.54%	0.49%	0.95%
51	0.27%	0.34%	3.82%	0.00%	0.43%	0.89%	1.16%	0.21%	0.42%	0.20%	0.33%
Settlement Code											
60	51.42%	52.85%	0.32%	0.00%	0.00%	0.14%	0.46%	6.38%	0.00%	0.00%	35.30%
TOTAL	100.00%	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)	6.48%	5.75%	7.32%	7.60%	5.97%	31.40%	28.94%	11.36%	8.18%	13.89%	9.48%
Affirmances (Code 10)	5.14%	6.37%	53.50%	75.78%	38.86%	29.26%	21.76%	7.76%	24.06%	58.41%	9.83%
Remands (Codes 41-47)	8.31%	6.81%	4.78%	0.14%	16.63%	1.76%	0.46%	42.59%	11.75%	4.01%	15.04%
Withdrawals (Codes 20-26)	19.63%	19.15%	20.38%	15.74%	30.21%	26.55%	16.67%	24.39%	47.13%	12.13%	21.52%
Others (Cods 30-35)	8.03%	8.02%	7.96%	0.47%	7.28%	5.61%	26.62%	6.89%	6.92%	10.86%	7.56%
Correct When Made (Codes 50-51)	0.98%	1.05%	5.73%	0.27%	1.04%	5.28%	5.09%	0.63%	1.96%	0.68%	1.28%
Settlement (Code 60)	51.42%	52.85%	0.32%	0.00%	0.00%	0.14%	0.46%	6.38%	0.00%	0.00%	35.30%

Report of Fair Hearing Decisions by Outcome Reason for the Year 2015

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
SNAP	Supplemental Nutrition Assistance Program (SNAP) [previously known as Food Stamps]
SERV	Social Services funded through the New York State Department of Family Assistance
SSP	State Supplement Program

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Outcome Reason Code	Explanation of Codes
<u>Reversal Codes</u>	
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
<u>Affirmance Code</u>	
10	Agency Action Affirmed
<u>Remand Codes</u>	
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
<u>Withdrawal Codes</u>	
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 (Code Discontinued Effective 8/11/14)
22	Appellant Submitted Information/Verification/Documentation Following Agency Determination But Before or At Fair Hearing, Accepted by Agency
23	Agency Failure to Send Requested Documents to Appellant (Code Discontinued Effective 8/11/14)
24	Agency Resolved Issue to Client's Satisfaction (Code Discontinued Effective 8/11/14)
25	Agency Stipulated to Settle a Non-Notice of Intent Based Issue (Code Discontinued Effective 8/11/14)
26	Agency Re-Evaluated Position Prior to Hearing (Including Stipulation of Settlement Process (Effective 8/11/14)
29	Agency Re-Evaluated Position Prior to Scheduling of Hearing (Code Discontinued Effective 8/11/14)
<u>Other Codes</u>	
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
<u>Correct When Made Codes</u>	
50	Agency Action Was Correct When Taken
51	Agency Action Was Correct When Taken – Remand.
<u>Settlement</u>	
60	Agency Settled Issue Prior to Scheduling of Hearing