

Statewide Report of Fair Hearing Issues Decided by Outcome Reason for the Year 2012

Outcome Reason Code	Category of Assistance									TOTAL
	FA	SNA	HEAP	ADH	EA	MA	FHP	SNAP	SERV	
<u>Reversal Codes</u>										
01	98	96	0	3	4	194	3	122	11	531
02	94	55	1	2	26	356	21	106	9	670
03	1,287	744	2	17	85	878	18	1,188	9	4,228
04	250	84	0	1	13	102	3	161	3	617
05	545	365	0	0	112	134	3	440	4	1,603
06	1,985	1,029	13	16	169	2,718	28	1,247	70	7,275
07	42	25	0	0	0	16	0	15	1	99
<u>Affirmance Code</u>										
10	3,997	2,776	136	440	2,253	3,803	255	3,175	242	17,077
<u>Remand Codes</u>										
41	16	14	0	0	1	3	0	6	1	41
42	86	43	2	0	58	86	7	86	9	377
43	476	222	4	0	61	99	4	801	4	1,671
44	263	151	3	0	376	33	2	388	1	1,217
45	418	205	3	0	119	39	1	383	4	1,172
46	365	186	4	0	58	175	4	503	291	1,586
47	20	14	0	0	0	0	0	55	0	89
<u>Withdrawal Codes</u>										
20	60	21	0	39	1	31	0	18	2	172
21	6,500	4,663	38	27	186	1,650	75	2,653	91	15,883
22	27	17	0	0	2	15	0	21	0	82
23	5	5	0	0	0	1	0	4	0	15
24	13,490	8,485	5	31	31	947	18	9,686	158	32,851
25	4,551	2,532	14	0	1,004	438	7	7,711	60	16,317
29	1,071	912	0	0	0	54	0	425	0	2,462
<u>Other Codes</u>										
30	11	9	0	0	1	14	0	1	2	38
31	1,195	734	11	0	23	595	21	360	13	2,952
32	37	16	0	0	36	34	0	17	2	142
33	96	56	2	0	77	83	1	35	7	357
34	958	453	1	0	121	63	0	302	9	1,907
35	465	253	2	0	43	88	1	492	2	1,346
<u>Correct When Made Codes</u>										
50	1,091	380	3	0	24	401	17	538	13	2,467
51	113	143	3	0	18	236	16	99	12	640
<u>Settlement</u>										
60	0	0	0	0	0	1	0	0	0	1
TOTAL	39,612	24,688	247	576	4,902	13,287	505	31,038	1,030	115,885
Sub Totals:										
Reversals (Codes 1-7)	4,301	2,398	16	39	409	4,398	76	3,279	107	15,023
Affirmances (Code 10)	3,997	2,776	136	440	2,253	3,803	255	3,175	242	17,077
Remands (Codes 41-47)	1,644	835	16	0	673	435	18	2,222	310	6,153
Withdrawals (Codes 20-29)	25,704	16,635	57	97	1,224	3,136	100	20,518	311	67,782
Others (Cods 30-35)	2,762	1,521	16	0	301	877	23	1,207	35	6,742
Correct When Made (Codes 50-51)	1,204	523	6	0	42	637	33	637	25	3,107
Settlement (Code 60)	0	0	0	0	0	1	0	0	0	1

Report by Percentage of Statewide Fair Hearing Issues Decided by Outcome Reason for the Year 2012

Outcome Reason Code	Category of Assistance									TOTAL
	FA	SNA	HEAP	ADH	EA	MA	FHP	SNAP	SERV	
<u>Reversal Codes</u>										
01	0.25%	0.39%	0.00%	0.52%	0.08%	1.46%	0.59%	0.39%	1.07%	0.46%
02	0.24%	0.22%	0.40%	0.35%	0.53%	2.68%	4.16%	0.34%	0.87%	0.58%
03	3.25%	3.01%	0.81%	2.95%	1.73%	6.61%	3.56%	3.83%	0.87%	3.65%
04	0.63%	0.34%	0.00%	0.17%	0.27%	0.77%	0.59%	0.52%	0.29%	0.53%
05	1.38%	1.48%	0.00%	0.00%	2.28%	1.01%	0.59%	1.42%	0.39%	1.38%
06	5.01%	4.17%	5.26%	2.78%	3.45%	20.46%	5.54%	4.02%	6.80%	6.28%
07	0.11%	0.10%	0.00%	0.00%	0.00%	0.12%	0.00%	0.05%	0.10%	0.09%
<u>Affirmance Code</u>										
10	10.09%	11.24%	55.06%	76.39%	45.96%	28.62%	50.50%	10.23%	23.50%	14.74%
<u>Remand Codes</u>										
41	0.04%	0.06%	0.00%	0.00%	0.02%	0.02%	0.00%	0.02%	0.10%	0.04%
42	0.22%	0.17%	0.81%	0.00%	1.18%	0.65%	1.39%	0.28%	0.87%	0.33%
43	1.20%	0.90%	1.62%	0.00%	1.24%	0.75%	0.79%	2.58%	0.39%	1.44%
44	0.66%	0.61%	1.21%	0.00%	7.67%	0.25%	0.40%	1.25%	0.10%	1.05%
45	1.06%	0.83%	1.21%	0.00%	2.43%	0.29%	0.20%	1.23%	0.39%	1.01%
46	0.92%	0.75%	1.62%	0.00%	1.18%	1.32%	0.79%	1.62%	28.25%	1.37%
47	0.05%	0.06%	0.00%	0.00%	0.00%	0.00%	0.00%	0.18%	0.00%	0.08%
<u>Withdrawal Codes</u>										
20	0.15%	0.09%	0.00%	6.77%	0.02%	0.23%	0.00%	0.06%	0.19%	0.15%
21	16.41%	18.89%	15.38%	4.69%	3.79%	12.42%	14.85%	8.55%	8.83%	13.71%
22	0.07%	0.07%	0.00%	0.00%	0.04%	0.11%	0.00%	0.07%	0.00%	0.07%
23	0.01%	0.02%	0.00%	0.00%	0.00%	0.01%	0.00%	0.01%	0.00%	0.01%
24	34.06%	34.37%	2.02%	5.38%	0.63%	7.13%	3.56%	31.21%	15.34%	28.35%
25	11.49%	10.26%	5.67%	0.00%	20.48%	3.30%	1.39%	24.84%	5.83%	14.08%
29	2.70%	3.69%	0.00%	0.00%	0.00%	0.41%	0.00%	1.37%	0.00%	2.12%
<u>Other Codes</u>										
30	0.03%	0.04%	0.00%	0.00%	0.02%	0.11%	0.00%	0.00%	0.19%	0.03%
31	3.02%	2.97%	4.45%	0.00%	0.47%	4.48%	4.16%	1.16%	1.26%	2.55%
32	0.09%	0.06%	0.00%	0.00%	0.73%	0.26%	0.00%	0.05%	0.19%	0.12%
33	0.24%	0.23%	0.81%	0.00%	1.57%	0.62%	0.20%	0.11%	0.68%	0.31%
34	2.42%	1.83%	0.40%	0.00%	2.47%	0.47%	0.00%	0.97%	0.87%	1.65%
35	1.17%	1.02%	0.81%	0.00%	0.88%	0.66%	0.20%	1.59%	0.19%	1.16%
<u>Correct When Made Codes</u>										
50	2.75%	1.54%	1.21%	0.00%	0.49%	3.02%	3.37%	1.73%	1.26%	2.13%
51	0.29%	0.58%	1.21%	0.00%	0.37%	1.78%	3.17%	0.32%	1.17%	0.55%
<u>Settlement</u>										
60	0.00%	0.00%	0.00%	0.00%	0.00%	0.01%	0.00%	0.00%	0.00%	0.00%
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)	10.86%	9.71%	6.48%	6.77%	8.34%	33.10%	15.05%	10.56%	10.39%	12.96%
Affirmances (Code 10)	10.09%	11.24%	55.06%	76.39%	45.96%	28.62%	50.50%	10.23%	23.50%	14.74%
Remands (Codes 41-47)	4.15%	3.38%	6.48%	0.00%	13.73%	3.27%	3.56%	7.16%	30.10%	5.31%
Withdrawals (Codes 20-29)	64.89%	67.38%	23.08%	16.84%	24.97%	23.60%	19.80%	66.11%	30.19%	58.49%
Others (Cods 30-35)	6.97%	6.16%	6.48%	0.00%	6.14%	6.60%	4.55%	3.89%	3.40%	5.82%
Correct When Made (Codes 50-51)	3.04%	2.12%	2.43%	0.00%	0.86%	4.79%	6.53%	2.05%	2.43%	2.68%
Settlement (Code 60)	0.00%	0.00%	0.00%	0.00%	0.00%	0.01%	0.00%	0.00%	0.00%	0.00%

Report of Fair Hearing Issues Decided by Outcome Reason for the Year 2012

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

Report of Fair Hearing Issues Decided by Outcome Reason for the Year 2012

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
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
29	Agency Reevaluated Position Prior to Scheduling of Hearing
<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