

Statewide Report of Fair Hearing Issues Decided by Outcome Reason for the Year 2020

Outcome Reason Code	Category of Assistance								SSP	TOTAL
	FA	SNA	HEAP	ADH	EA	MA	SNAP	SERV		
Reversal Codes										
01	143	122	1	0	18	367	94	28	1	774
02	148	94	2	3	103	718	140	16	1	1,225
03	1,135	590	4	23	116	689	568	47	5	3,177
04	119	45	4	6	15	207	59	6	1	462
05	74	60	1	0	6	60	32	2	1	236
06	1,006	456	14	41	308	2,626	565	89	11	5,116
07	1	1	0	0	0	1	0	0	0	3
Affirmance Code										
10	2,548	1,565	249	792	2,547	2,994	2,978	254	368	14,295
Remand Codes										
41	54	24	0	0	38	1	21	0	0	138
42	127	55	5	0	154	0	199	10	0	550
43	1,481	635	28	0	768	7	1,674	29	3	4,625
44	128	38	2	0	136	3	57	3	0	367
45	285	121	4	0	107	2	187	7	0	713
46	1,268	477	36	1	863	11	1,963	84	5	4,708
47	1	3	0	0	0	0	0	0	0	4
Withdrawal Codes										
20	426	241	10	15	360	29	167	112	7	1,367
22	412	219	11	4	112	73	170	9	3	1,013
26	3,217	1,660	46	57	1,381	925	1,735	386	58	9,465
27	31	30	1	5	2	10	21	5	3	108
28	133	64	5	1	64	59	85	2	1	414
Other Codes										
30	0	7	1	0	3	19	0	0	0	30
31	456	220	1	0	128	213	177	19	13	1,227
32	65	37	5	0	59	21	8	6	0	201
33	164	112	11	0	99	181	60	12	1	640
34	934	369	6	0	69	252	188	18	1	1,837
35	984	501	16	0	135	300	477	23	2	2,438
Correct When Made Codes										
50	283	168	18	3	19	873	122	17	5	1,508
51	77	43	13	0	48	2	139	4	1	327
Settlement Code										
60	25,976	10,250	0	0	0	3,328	5,485	60	0	45,099
61	20	14	1	0	1	5	7	0	1	49
TOTAL	41,696	18,221	495	951	7,659	13,976	17,378	1,248	492	102,116
Sub Totals:										
Reversals (Codes 1-7)	2,626	1,368	26	73	566	4,668	1,458	188	20	10,993
Affirmances (Code 10)	2,548	1,565	249	792	2,547	2,994	2,978	254	368	14,295
Remands (Codes 41-47)	3,344	1,353	75	1	2,066	24	4,101	133	8	11,105
Withdrawals (Codes 20-28)	4,219	2,214	73	82	1,919	1,096	2,178	514	72	12,367
Others (Codes 30-35)	2,603	1,246	40	0	493	986	910	78	17	6,373
Correct When Made (Codes 50-51)	360	211	31	3	67	875	261	21	6	1,835
Settlement (Code 60)	25,996	10,264	1	0	1	3,333	5,492	60	1	45,148

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	FA	SNA	HEAP	ADH	EA	MA	SNAP	SERV		
Reversal Codes										
01	0.34%	0.67%	0.20%	0.00%	0.24%	2.63%	0.54%	2.24%	0.20%	0.76%
02	0.35%	0.52%	0.40%	0.32%	1.34%	5.14%	0.81%	1.28%	0.20%	1.20%
03	2.72%	3.24%	0.81%	2.42%	1.51%	4.93%	3.27%	3.77%	1.02%	3.11%
04	0.29%	0.25%	0.81%	0.63%	0.20%	1.48%	0.34%	0.48%	0.20%	0.45%
05	0.18%	0.33%	0.20%	0.00%	0.08%	0.43%	0.18%	0.16%	0.20%	0.23%
06	2.41%	2.50%	2.83%	4.31%	4.02%	18.79%	3.25%	7.13%	2.24%	5.01%
07	0.00%	0.01%	0.00%	0.00%	0.00%	0.01%	0.00%	0.00%	0.00%	0.00%
Affirmance Code										
10	6.11%	8.59%	50.30%	83.28%	33.25%	21.42%	17.14%	20.35%	74.80%	14.00%
Remand Codes										
41	0.13%	0.13%	0.00%	0.00%	0.50%	0.01%	0.12%	0.00%	0.00%	0.14%
42	0.30%	0.30%	1.01%	0.00%	2.01%	0.00%	1.15%	0.80%	0.00%	0.54%
43	3.55%	3.48%	5.66%	0.00%	10.03%	0.05%	9.63%	2.32%	0.61%	4.53%
44	0.31%	0.21%	0.40%	0.00%	1.78%	0.02%	0.33%	0.24%	0.00%	0.36%
45	0.68%	0.66%	0.81%	0.00%	1.40%	0.01%	1.08%	0.56%	0.00%	0.70%
46	3.04%	2.62%	7.27%	0.11%	11.27%	0.08%	11.30%	6.73%	1.02%	4.61%
47	0.00%	0.02%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%
Withdrawal Codes										
20	1.02%	1.32%	2.02%	1.58%	4.70%	0.21%	0.96%	8.97%	1.42%	1.34%
22	0.99%	1.20%	2.22%	0.42%	1.46%	0.52%	0.98%	0.72%	0.61%	0.99%
26	7.72%	9.11%	9.29%	5.99%	18.03%	6.62%	9.98%	30.93%	11.79%	9.27%
27	0.07%	0.16%	0.20%	0.53%	0.03%	0.07%	0.12%	0.40%	0.61%	0.11%
28	0.32%	0.35%	1.01%	0.11%	0.84%	0.42%	0.49%	0.16%	0.20%	0.41%
Other Codes										
30	0.00%	0.04%	0.20%	0.00%	0.04%	0.14%	0.00%	0.00%	0.00%	0.03%
31	1.09%	1.21%	0.20%	0.00%	1.67%	1.52%	1.02%	1.52%	2.64%	1.20%
32	0.16%	0.20%	1.01%	0.00%	0.77%	0.15%	0.05%	0.48%	0.00%	0.20%
33	0.39%	0.61%	2.22%	0.00%	1.29%	1.30%	0.35%	0.96%	0.20%	0.63%
34	2.24%	2.03%	1.21%	0.00%	0.90%	1.80%	1.08%	1.44%	0.20%	1.80%
35	2.36%	2.75%	3.23%	0.00%	1.76%	2.15%	2.74%	1.84%	0.41%	2.39%
Correct When Made Codes										
50	0.68%	0.92%	3.64%	0.32%	0.25%	6.25%	0.70%	1.36%	1.02%	1.48%
51	0.18%	0.24%	2.63%	0.00%	0.63%	0.01%	0.80%	0.32%	0.20%	0.32%
Settlement Code										
60	62.30%	56.25%	0.00%	0.00%	0.00%	23.81%	31.56%	4.81%	0.00%	44.16%
61	0.05%	0.08%	0.20%	0.00%	0.01%	0.04%	0.04%	0.00%	0.20%	0.05%
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)	6.30%	7.51%	5.25%	7.68%	7.39%	33.40%	8.39%	15.06%	4.07%	10.77%
Affirmances (Code 10)	6.11%	8.59%	50.30%	83.28%	33.25%	21.42%	17.14%	20.35%	74.80%	14.00%
Remands (Codes 41-47)	8.02%	7.43%	15.15%	0.11%	26.97%	0.17%	23.60%	10.66%	1.63%	10.87%
Withdrawals (Codes 20-26)	10.12%	12.15%	14.75%	8.62%	25.06%	7.84%	12.53%	41.19%	14.63%	12.11%
Others (Cods 30-35)	6.24%	6.84%	8.08%	0.00%	6.44%	7.05%	5.24%	6.25%	3.46%	6.24%
Correct When Made (Codes 50-51)	0.86%	1.16%	6.26%	0.32%	0.87%	6.26%	1.50%	1.68%	1.22%	1.80%
Settlement (Code 60)	62.30%	56.25%	0.00%	0.00%	0.00%	23.81%	31.56%	4.81%	0.00%	44.21%

Statewide Report of Fair Hearing Issues Decided by Outcome Reason for the Year 2020

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)
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

Codes	Explanation of Outcome Reason Codes for the Year 2020
Reversal	
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	
10	Agency Action Affirmed
Remand	
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	
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 (Code Discontinued Effective 4/1/18)
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) (Code Effective 8/11/14)
27	Appellant Submitted Information/Verification/Documentation Following Agency Determinations, But Before the Hearing, Accepted by the Agency as a Resolution of the Issue (Code Effective 8/11/14)
28	Appellant Submitted Information/Verification/Documentation Following Agency Determinations, But at the Hearing, Accepted by the Agency as a Resolution of the Issue (Code Effective 8/11/14)
29	Agency Re-Evaluated Position Prior to Scheduling of Hearing (Code Discontinued Effective 8/11/14)
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	
50	Agency Action Was Correct When Taken
51	Agency Action Was Correct When Taken – Remand.
Settlement	
60	Agency Settled Issue Prior to Scheduling of Hearing
61	Agency and Appellant Settled Issue Between Scheduling & Hearing Date Settled in Lieu of Fair Hearing (use for New York City cases settled in resolution conference the day of the hearing)