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| Office of Administrative Hearings (OAH)           |   |  | Transmittal<br>Number: OAH 99-27  |
| Procedures Transmittal                            |   |  | Date: June 10, 1999   |
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| Distribution:                                     |   |  |   |
| ALB OAH Staff <input checked="" type="checkbox"/> | UPS ALJs/ <input type="checkbox"/>            | Upstate LDSS <input type="checkbox"/>            | Subject: New Issue<br>Code 259: Action on<br>Personal Care/Home Care<br>as a Result of a Fiscal<br>Assessment |
|   | SUP ALJs <input 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"/>  | NOHC/NMAP Only                                   |   |

Effective immediately, a new Issue Code has been created for use when the hearing request pertains to an action on an appellant's Personal Care/Home Care based on a fiscal assessment. The issue code is as follows:

259 ACTION ON PERSONAL CARE/HOME CARE AS A RESULT OF FISCAL ASSESSMENT

This code should be used, rather than Issue Code 246, for all requests pertaining to Personal Care issues involving a fiscal assessment. All other Personal Care issues, including actions based on medical assessments, should continue to be coded as 246.

Certified Home Health Aide issues relating to fiscal assessments and medical assessments should continue to be coded as 262 and 261, respectively.

A replacement page for the issue code list will be forthcoming. Please make pen and ink changes to your codes until such time as a revised Issue Code list is available. If you have any questions, you may bring them to the attention of your supervisor or to Sue Fiehl at (518) 473-4779 or via email 90j029.

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Mark Lacivita, Director of Administration  
Office of Administrative Hearings