



Office of Temporary and Disability Assistance

KATHY HOCHUL

Governor

BARBARA C. GUINN

Commissioner

RAJNI CHAWLA

Executive Deputy Commissioner

General Information System (GIS) Message

Section 1

Transmittal:	26DC003 Upstate and New York City
Date:	January 13, 2026
To:	Subscribers
Suggested Distribution:	Commissioners, SNAP Directors, Fraud Directors
From:	Food and Nutrition Policy
Subject:	Re-Notice of a SNAP Overpayment Claim After Fair Hearing
Effective Date:	January 2, 2026
Contact Information:	snapbureau@otda.ny.gov
Attachments:	N/A

Section 2

The purpose of this GIS is to provide information to social services districts (districts) regarding the requirement to re-notice a household of an overpayment claim that has been upheld at a fair hearing. Such claims no longer have fair hearing rights. Welfare Management System (WMS) and Client Notice System (CNS) enhancements have been developed for this purpose and became operational on January 2, 2026.

In [24DC066](#), the Office of Temporary and Disability Assistance (OTDA) advised districts that it is a requirement that a new Supplemental Nutrition Assistance Program (SNAP) Notice of Decision, which includes the overpayment amount, dates of the overpayment, and the new delinquency date, be sent to the household by the district as soon as possible after issuance of the Decision After Fair Hearing.

If an overpayment claim decision is upheld at a fair hearing, the household does not have the right to request another fair hearing related to the claim being reinstated. Federal Regulations 7 CFR 273.18(e)(3) advises that when State agencies send an *initial* demand letter or notice of adverse action regarding a notification of a claim, language must be included which states that the household has an opportunity for a fair hearing on the decision on a claim, *unless* the amount of the claim was already established at a fair hearing.

Therefore, a SNAP Notice of Decision notifying a household of an overpayment claim that has been upheld at a fair hearing should *not* include information about the household's right to a fair

hearing on the amount of that claim, since they were already notified of the overpayment, and it was upheld at a fair hearing.

The following reason codes became operational on January 2, 2026, and should be used to generate the CNS SNAP Notice of Decision for re-notice of an overpayment claim that has been upheld at a fair hearing:

- L82: Re-start or Transfer of a Previously Noticed SNAP Recoupment at 10% (No Fair Hearing Language)

The following has been included:

'You are not allowed a fair hearing on the fact that you have this overpayment, since you were already notified of the overpayment and it was upheld at a fair hearing.'

- L84: Re-start a Previous SNAP Recoupment or Transfer of a Previously Noticed Claim: Recoupment Starts at 20% (No Fair Hearing Language)

The following has been included:

'You are not allowed a fair hearing on the fact that you have this overpayment, since (NAME) was already notified of the overpayment(s) and it was upheld at a fair hearing.'

- L89: SNAP Claim Balance Statement: Closed Cases (No Fair Hearing Language)

The following has been included:

'You are not allowed a fair hearing on the fact that you have this overpayment, since you were already notified of the overpayment(s) and it was upheld at a fair hearing.'

Please be sure to enter the appropriate reason for the overpayment (Agency Error, Inadvertent Household Error, or Intentional Program Violation). This notice includes the calculation of the claim amount, and the repayment agreement request, as required.

Please note that no other reason codes may be used for these cases, including individual reason codes. This is to assure that no language is included on the notice stating that these households have a right to a fair hearing. Additionally, districts should not re-notice such households using manual notices. For further guidance, upstate districts should refer to the [WMS-CNS Coordinator Guidance - New SNAP CNS Reason Codes without Fair Hearing Language](#) dated December 26, 2025.

Districts may contact the SNAP Bureau with any questions by calling: 518-473-1469 or emailing: snapbureau@otda.ny.gov.