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Title 22@ Social Security

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Division 1@ Employment Development Department

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Subdivision 1@ Director of Employment Development

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Division 3@ Employment Services Programs

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Part 1@ Employment and Employability Services

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Chapter 2@ JOB TRAINING PARTNERSHIP ACT COMPLAINTS

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4503-3 EDD State Review Panel

Article 3@ PROCEDURES FOR REQUESTS FOR EDD REVIEW OR APPEALS OF SERVICE DELIVERY AREA DECISIONS

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(a) Section 4503-3@ EDD State Review Panel

Following completion of the EDD hearing, the EDD hearing officer shall make a written recommendation to the State Review Panel. The hearing officer's recommendation shall contain the following information: (1) The names of the parties involved; (2) A statement of the alleged violation(s) and issues related to the alleged violation; (3) A statement of the facts; (4) The EDD hearing officer's decision and the reasons for the decision; and (5) A statement of the corrective action, if any, to be taken.

(1)

The names of the parties involved;

(2)

A statement of the alleged violation(s) and issues related to the alleged violation;

(3)

A statement of the facts;

(4)

The EDD hearing officer's decision and the reasons for the decision; and

(5)

A statement of the corrective action, if any, to be taken.

(b)

The State Review Panel shall not conduct a new evidentiary hearing, but shall

review the record established by either the service delivery area hearing or the EDD hearing. The State Review Panel shall issue a decision on the basis of the information contained in the record. The State Review Panel may accept, reject, or modify the EDD hearing officer's recommendation or the decision of the service delivery area, and shall issue a written decision to the concerned parties within 30 days of receipt by the EDD of the request for review. The decision of the State Review Panel shall be the final administrative decision for appeals of decisions or the absence of decisions by service delivery areas.

(c)

The State Review Panel shall mail a written decision to both the complainant and the respondent by certified mail. The decision shall contain the following information: (1) The names of the parties involved; (2) A statement of the alleged violation(s) and issues related to the alleged violation; (3) A statement of the facts; (4) The State Review Panel's decision and the reasons for the decision; (5) A statement of the corrective action, if any, to be taken; and (6) Notice that the decision of the State Review Panel is the final administrative decision for appeals of actions by service delivery areas.

(1)

The names of the parties involved;

(2)

A statement of the alleged violation(s) and issues related to the alleged violation;

(3)

A statement of the facts;

(4)

The State Review Panel's decision and the reasons for the decision;

(5)

A statement of the corrective action, if any, to be taken; and

(6)

Notice that the decision of the State Review Panel is the final administrative decision for appeals of actions by service delivery areas.