S T A T E  O F  N E W  Y O R K

10654

I N  A S S E M B L Y

June 10, 2016

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Hevesi) -- read once and referred to the Committee on Social Services

AN ACT to amend the social services law, in relation to a shelter allowance supplement program to prevent eviction of families with children

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The social services law is amended by adding a new section 131-bb to read as follows:

S 131-BB. FAMILY EVICTION PREVENTION SUPPLEMENT PROGRAM. 1. NOTWITHSTANDING ANY PROVISION OF LAW TO THE CONTRARY, A SOCIAL SERVICES DISTRICT IN A CITY WITH A POPULATION IN EXCESS OF ONE MILLION IS AUTHORIZED TO OPERATE A SHELTER ALLOWANCE SUPPLEMENT PROGRAM TO PREVENT EVICTION OF FAMILIES WITH CHILDREN IN ACCORDANCE WITH THIS SECTION.

2. SUCH PROGRAM IS AUTHORIZED TO PROVIDE A SHELTER ALLOWANCE SUPPLEMENT EQUAL TO THE DIFFERENCE BETWEEN THE APPLICABLE MAXIMUM SHELTER ALLOWANCE PRESCRIBED BY REGULATIONS OF THE DEPARTMENT FOR HOUSING LOCATED IN SUCH SOCIAL SERVICES DISTRICT AND THE RENT WHICH IS PERMITTED TO BE CHARGED IN SUCH CITY FOR THE UNIT SIZE AS DETERMINED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR THE HOUSING ASSISTANCE PAYMENTS PROGRAM UNDER SECTION EIGHT OF THE NATIONAL HOUSING ACT.

3. SUCH SHELTER ALLOWANCE SUPPLEMENT SHALL BE MADE AVAILABLE TO A HOUSEHOLD WITH AT LEAST ONE MINOR CHILD THAT RESIDES IN SUCH CITY, IS ELIGIBLE FOR FAMILY ASSISTANCE OR SAFETY NET ASSISTANCE, SATISFIES SUCH OTHER ELIGIBILITY CRITERIA AS MAY BE ESTABLISHED BY THE SOCIAL SERVICES DISTRICT IN SUCH CITY, AND THAT FURTHER:

(A) MAY LOSE OR HAS RECENTLY LOST HOUSING ACCOMMODATIONS DUE TO A PENDING OR RECENT EVICTION;

(B) HAS RENT ARREARS; OR

(C) INCLUDES AT LEAST ONE MEMBER WHO IS A VICTIM OF DOMESTIC VIOLENCE, AS DEFINED IN ARTICLE SIX-A OF THIS CHAPTER, AND ELIGIBLE FOR SERVICES PURSUANT TO SECTION FOUR HUNDRED FIFTY-NINE-B OF THIS CHAPTER.

4. NOTHING IN THIS SECTION SHALL BE CONSTRUED TO REQUIRE SUCH SOCIAL SERVICES DISTRICT TO OPERATE OR MAINTAIN ANY SHELTER ALLOWANCE SUPPLE-

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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MENT PROGRAM TO PREVENT EVICTION, OR TO LIMIT OTHER MEANS AVAILABLE TO SUCH SOCIAL SERVICES DISTRICT FOR PROVIDING SHELTER ALLOWANCE SUPPLEMENTS OR OPERATING OTHER SHELTER ALLOWANCE SUPPLEMENT PROGRAMS TO PREVENT EVICTION OF FAMILIES WITH CHILDREN, OR TO CREATE AN ENTITLEMENT TO ANY SHELTER ALLOWANCE SUPPLEMENT PROVIDED IN ACCORDANCE WITH THIS SECTION.

S 2. Section 153 of the social services law is amended by adding a new subdivision 18 to read as follows:

18. NOTWITHSTANDING ANY INCONSISTENT PROVISIONS OF THIS SECTION OR ANY OTHER LAW TO THE CONTRARY, EXPENDITURES MADE BY A SOCIAL SERVICES DISTRICT IN A CITY WITH A POPULATION IN EXCESS OF ONE MILLION FOR THE OPERATION OF A SHELTER ALLOWANCE SUPPLEMENT PROGRAM IN ACCORDANCE WITH SECTION ONE HUNDRED THIRTY-ONE-BB OF THIS ARTICLE SHALL BE SUBJECT TO FIFTY PERCENT REIMBURSEMENT BY THE STATE, AFTER FIRST DEDUCTING THEREFROM ANY FEDERAL FUNDS RECEIVED OR TO BE RECEIVED ON ACCOUNT THEREOF.

S 3. This act shall take effect immediately.