

# STATE OF NEW YORK

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1775

2019-2020 Regular Sessions

## IN ASSEMBLY

January 17, 2019

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Introduced by M. of A. LENTOL -- read once and referred to the Committee on Social Services

AN ACT to amend the social services law, in relation to special standards for shelters for adults

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Legislative intent. Because certain local governments in  
2 New York state have not developed a comprehensive plan for dealing with  
3 the homeless, they have started the practice of sheltering large numbers  
4 of the homeless in large, single sites that often do not meet building  
5 codes. This practice does not benefit either the homeless themselves,  
6 because proper services do not reach them, or the community in which the  
7 shelter is located, because its resources are strained past their  
8 limits.

9 The problem of this practice of warehousing is compounded when instead  
10 of distributing smaller shelters equally to all communities within a  
11 locality, a few communities are forced to provide shelter for a  
12 disproportionate number of the homeless. A great deal of stress is  
13 placed on the affected community by the presence of people who are not a  
14 natural part of the community's life. Furthermore, the community's ability  
15 to deliver services, such as health care and rehabilitative  
16 services, to large numbers of people is usually limited.

17 Cities in New York must develop a plan for the equitable distribution  
18 of the homeless population among its communities. For instance, each of  
19 New York city's fifty-nine community boards would be held responsible  
20 for at least one facility in its geographic district which would provide  
21 services and shelter for approximately one hundred homeless men or  
22 women.

23 § 2. The social services law is amended by adding a new section 461-u  
24 to read as follows:

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

LBD04627-01-9

1     § 461-u. Special standards for shelters for adults. Any shelter for  
2 adults, as defined in section two of this chapter, which is certified to  
3 provide, pursuant to this article, temporary residential services to  
4 adults or any facility which is operated by a municipality or not-for-  
5 profit corporation for the purpose of providing shelter and services to  
6 homeless single adults shall, no later than twelve months from the  
7 effective date of this section, limit the size of all new shelter facil-  
8 ities to one hundred clients per facility and restrict the geographic  
9 placement of every facility to no nearer than a distance of a three mile  
10 radius from any other facility. Any shelter for adults which is certi-  
11 fied to provide such care after the effective date of this section shall  
12 have twelve months from the receipt of such operating certificate to  
13 phase down the number of clients housed to one hundred and to relocate  
14 any facility that is nearer than a three mile radius from any other such  
15 facility. No shelter for adults shall be certified to operate beyond  
16 December thirty-first, two thousand twenty, unless such shelter meets  
17 the requirements of this section.

18     § 3. The New York state department of family assistance shall make a  
19 report to the legislature and the governor on or before November 10,  
20 2019. It shall contain such information concerning how locations to  
21 shelter the homeless are selected by localities and such recommendations  
22 as the commissioner of the office of children and family services shall  
23 deem necessary or proper.

24     § 4. This act shall take effect immediately.