

# STATE OF NEW YORK

3239

2019-2020 Regular Sessions

## IN ASSEMBLY

January 29, 2019

Introduced by M. of A. DICKENS -- read once and referred to the Committee on Veterans' Affairs

AN ACT to amend the private housing finance law, in relation to disabled veteran access to home for heroes contracts

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

Section 1. The private housing finance law is amended by adding a new article 31 to read as follows:

### ARTICLE XXXI

#### NEW YORK ACCESS TO HOME FOR HEROES PROGRAM

#### Section 1280. Statement of legislative findings and purpose.

##### 1281. Definitions.

##### 1282. Access to home for heroes contracts.

§ 1280. Statement of legislative findings and purpose. The legislature hereby finds and declares that many disabled veterans in New York state face a significant impediment to accessible and affordable housing as a result of service related injuries, age or health related disabilities. These men and women have served our country and state with honor and distinction and deserve to achieve maximum independence, social interaction and community integration. Providing financial assistance with the cost of adapting the dwelling units of our disabled veterans, is fundamental to providing for the promise of living safely, comfortably and productively in the most integrated setting of their choice.

##### § 1281. Definitions. As used in this article:

1. "Corporation" shall mean the housing trust fund corporation established in section forty-five-a of this chapter.

2. "Eligible applicant" shall mean a city, town, village or not-for-profit corporation in existence for a period of one or more years prior to application, which is, or will be at the time of award, incorporated under the not-for-profit corporation law and has substantial experience in adapting or retrofitting homes for persons with disabilities.

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

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1     3. "Veteran" shall mean a resident of this state who (a) has served on  
2 active duty in the United States army, navy, marine corps, air force or  
3 coast guard or (b) has served on active duty or ordered to active duty  
4 as defined in 10 USC 101 (d)(1) as a member of the national guard or  
5 other reserve component of the armed forces of the United States or (c)  
6 has served on active duty or ordered to active duty for the state, as a  
7 member of the state organized militia as defined in subdivision nine of  
8 section one of the military law and has been released from such service  
9 documented by an honorable or general discharge.

10    4. "Disabled veteran" shall mean a veteran who is certified by the  
11 United States Department of Veterans Affairs documented by a Letter of  
12 Certification or the United States Department of Defense certificate of  
13 release or discharge from active duty, including but limited to a DD-214  
14 form or an honorable certificate/report of casualty.

15    5. "Access to home for heroes programs" or "programs" shall mean a  
16 series of activities by an eligible applicant to administer funds to  
17 provide grants to homeowners and renters and to oversee the adaptation  
18 or retrofitting of eligible properties.

19    6. "Eligible property" shall mean a housing unit that is the primary  
20 residence of a disabled veteran and a total household income that does  
21 not exceed one hundred and twenty percent of area median income. A prop-  
22 erty shall not be considered an eligible property if the owner of the  
23 property is otherwise obligated by federal, state or local law to  
24 provide the improvements funded under this article.

25    § 1282. Access to home for heroes contracts. 1. Within the limit of  
26 funds available in the access to home for heroes program, the corpo-  
27 ration is hereby authorized to enter into contracts with eligible appli-  
28 cants to provide financial assistance for the actual costs of an access  
29 to home for heroes program. The financial assistance shall be in the  
30 form of grants. No more than fifty percent of the total amount awarded  
31 pursuant to this article in any fiscal year shall be allocated to access  
32 to home programs located within any single municipality.

33    2. The total payment pursuant to any one contract shall not exceed  
34 five hundred thousand dollars and the contract shall provide for  
35 completion of the program within a reasonable period, as specified ther-  
36 ein, which shall not in any event exceed three years from its commence-  
37 ment. Upon request, the corporation may extend the term of the contract  
38 for up to two additional one year periods for good cause shown by the  
39 eligible applicant.

40    3. The corporation may authorize the eligible applicant to spend up to  
41 seven and one-half percent of the contract amount for approved adminis-  
42 trative costs associated with administering the program.

43    4. The corporation shall require that, in order to receive funds  
44 pursuant to this article, the eligible applicant shall submit a plan  
45 which shall include, but not be limited to, program feasibility, impact  
46 on the community, budget for expenditure of program funds, a schedule  
47 for completion of the program, affirmative action and minority business  
48 participation.

49    § 2. This act shall take effect immediately.