STATE OF NEW YORK

5764

2019-2020 Regular Sessions

IN SENATE

May 14, 2019

Introduced by Sen. KENNEDY -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT to amend chapter 53 of the laws of 2019, enacting the aid to localities budget, in relation to state HIV rental assistance funding

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

Section 1. Section 1 of chapter 53 of the laws of 2019, enacting the aid to localities budget, is amended by repealing the items hereinbelow set forth in brackets and by adding to such section the other items underscored in this section.

DEPARTMENT OF FAMILY ASSISTANCE
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

AID TO LOCALITIES 2019-20

Notwithstanding any inconsistent provision of law, for state reimbursement of a program in social services districts with a population over five million for shelter supplements in order to prevent eviction and to address homelessness in accordance with a plan approved by the office of temporary and disability assistance and the director of the budget. Expenditures for such shelter supplements for individuals and families in receipt of safety net assistance shall be reimbursed at 29 percent by this appropriation. Expenditures for any other such shelter supplements shall be fully reimbursed by this

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

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appropriation. Such reimbursement shall constitute total reimbursement for activities funded herein for state fiscal year 2019-20 (52221) 15,000,000

For services and expenses of a voluntary initiative in social services districts with a population of five million or fewer to fund emergency shelter allowance payments in excess of those promulgated by the office of temporary and disability assistance, but not exceeding an amount reasonably approximate to 100 percent of fair market rent, and to reimburse 100 percent of the additional rental costs determined based on limiting such person's earned and/or unearned income contribution to 30 percent, which the district determines are necessary to establish or maintain independent living arrangements among persons **eligible for or** in receipt of public assistance who are living with medically diagnosed HIV infection as defined by the AIDS institute of the State department of health and who are homeless or facing homelessness and for whom no viable and less costly alternative to housing is available; provided, however, that funds appropriated herein may only be used for such purposes if the cost of such allowances are not eligible for reimbursement under medical assistance or other programs, and further provided that such payments shall not be part of the standard of need pursuant to section 131-a of the social services law. Such funds may be provided by the commissioner of the office of temporary and disability assistance to participating social services districts with a population of five million or fewer in accordance with a plan submitted by such social services district and approved by the office of temporary and disability assistance and the director of the budget. Up to $1,000,000 may be made available, without local participation, to selected social services districts that submit an approved plan, which includes one or more agreements with medicaid managed care organizations, performing provider systems, and/or other third-party payors to provide dollar for dollar matching funding and an agreement with a qualified not-for-profit entity to provide services, including case management, to those persons in receipt of the emergency shelter allowance in excess of that promulgat-

ed by the office of temporary and disability assistance and the 30 percent income contribution identified in this paragraph. To the extent that savings are realized over the course of the designated period set forth in the plan, at the end of the period set forth in the plan, **the savings shall be shared among the social services district and** the medicaid managed care organization, performing provider system, and/or other third-party payor [~~**shall continue to fully fund such ongoing excess shelter allowance payments and services for the participating public assistance recipients**~~] **to cover administrative costs of the initiative and to continue to provide ongoing funding to ensure housing stability for persons eligible for or in receipt of public assistance who are living with medically diagnosed HIV infection** 5,000,000

For services and expenses related to the continuation of the empire state poverty reduction initiative 4,500,000

For services and expenses of Ibero-American Action League 50,000

For services and expenses of Mohawk Valley Latino Association 50,000

For services and expenses of Family Residences and Essential Enterprises, Inc 50,000

For services and expenses of Centro Civico of Amsterdam 50,000

For services and expenses of Spanish Action League in Onondaga 50,000

For services and expenses of Hempstead Hispanic Civic Association 50,000

For services and expenses of the Hispanic Federation 50,000

§ 2. This act shall take effect immediately.