

STATE OF NEW YORK

3563

2021-2022 Regular Sessions

IN ASSEMBLY

January 27, 2021

Introduced by M. of A. CYMBROWITZ -- read once and referred to the
Committee on Housing

AN ACT to amend the private housing finance law, in relation to initiating a five-year moratorium on the dissolution of any urban rental Mitchell-Lama company, and in relation to establishing the implementation of a Mitchell-Lama housing program study; and providing for the repeal of certain provisions upon expiration thereof

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

1 Section 1. The private housing finance law is amended by adding a new
2 section 35-a to read as follows:

3 § 35-a. Moratorium on voluntary dissolution. Notwithstanding any other
4 provision of law, any urban rental company created pursuant to this
5 article and otherwise eligible to voluntarily dissolve pursuant to
6 section thirty-five of this article shall be prohibited from such
7 dissolution.

8 § 2. 1. Mitchell-Lama housing program study. New York State Homes and
9 Community Renewal, in consultation with the New York City Department of
10 Housing Preservation, shall execute a study on the preservation,
11 sustainability, reform, and growth of the Mitchell-Lama housing program,
12 including, but not limited to:

13 a. recommendations for the expansion of the Mitchell-Lama housing
14 program to address the affordable housing needs of New York's growing
15 population;

16 b. taxation and financing models to encourage housing developers to
17 participate in the Mitchell-Lama housing program;

18 c. adjusting the amount of time a company must remain in the Mitc-
19 hell-Lama housing program before it may voluntarily dissolve;

20 d. an analysis of current family income criteria used to determine
21 access to low- and middle-income housing;

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

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1 e. a determination of geographic areas of the state to best locate
2 potential Mitchell-Lama housing;

3 f. policy initiative responsive to the present and future needs of the
4 Mitchell-Lama housing program and of Mitchell-Lama developments owned by
5 urban rental or mutual companies;

6 g. the feasibility of methods to preserve and expand the inventory of
7 Mitchell-Lama housing relative to and within New York's other low- and
8 middle-income housing programs.

9 2. Preliminary and final study report. New York State Homes and Commu-
10 nity Renewal shall submit to the governor, the speaker and the minority
11 leader of the assembly, and the temporary president and the minority
12 leader of the senate a preliminary report with findings concerning the
13 Mitchell-Lama housing program within two years of the effective date of
14 this section. Four years after the effective date of this section, New
15 York State Homes and Community Renewal shall submit to the governor, the
16 speaker and minority leader of the assembly, and the temporary president
17 and minority leader of the senate a final report with recommendations
18 respecting the Mitchell-Lama housing program study.

19 3. Assistance. To the maximum extent possible, New York State Homes
20 and Community Renewal shall be entitled to request and receive, and
21 shall utilize and be provided with such facilities, resources, and data
22 from any state court, department, division, board, bureau, commission,
23 agency, or political subdivision that they may reasonably request to
24 properly execute their responsibilities pursuant to this act.

25 § 3. This act shall take effect immediately, provided, however, that
26 the provisions of section one of this act shall expire and be deemed
27 repealed five years after this act shall have become a law.