STATE OF NEW YORK

6845

2021-2022 Regular Sessions

IN SENATE

May 19, 2021

Introduced by Sen. KAVANAGH -- read twice and ordered printed, and when printed to be committed to the Committee on Social Services

AN ACT to amend the social services law, in relation to removing the requirement that rent arrears be repaid

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

Section 1. Section 131-w of the social services law, as added by chapter 41 of the laws of 1992, is amended to read as follows:

§ 131-w. Limitations in the payment of rent arrears. [~~Districts~~] **Local social services districts** shall not provide assistance to pay rent arrears, property taxes or mortgage arrears for persons not eligible for home relief, aid to dependent children, emergency assistance to needy families with children or emergency assistance for aged, blind and disabled persons, except to persons who are without income or resources immediately available to meet the emergency need, whose gross household income does not exceed one hundred twenty-five percent of the federal income official poverty line and who sign a repayment agreement agreeing to repay the assistance in a period not to exceed twelve months. [~~The districts shall enforce the repayment agreements by any legal method available to a creditor, in addition to any rights it has pursuant to this chapter.~~] **Local social services districts shall not require a recipient to repay assistance provided to pay rent arrears.** The department shall promulgate regulations to implement this section which shall, among other things, [~~establish standards for the contents of repayment agreements and~~] establish standards to ensure that assistance is provided only in emergency circumstances.

§ 2. This act shall take effect immediately and shall be deemed in effect on and after March 13, 2020 and shall apply to any assistance provided to pay rent arrears on and after such date.

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

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