

STATE OF NEW YORK

6974

2021-2022 Regular Sessions

IN SENATE

May 20, 2021

Introduced by Sen. KAVANAGH -- (at request of the New York State Homes and Community Renewal) -- read twice and ordered printed, and when printed to be committed to the Committee on Housing, Construction and Community Development

AN ACT to amend the private housing finance law, in relation to authorizing statewide or regional multi-state contract administration and support services for federal section 8 project based housing assistance payments contracts

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

1 Section 1. Short title. This act shall be known and may be cited as
2 the "State and Local Project Based Housing Assistance Payment Contract
3 Administration Act of 2021".

4 § 2. Subdivisions 10, 11 and 12 of section 45-a of the private housing
5 finance law, subdivision 11 as renumbered by chapter 261 of the laws of
6 1988, are renumbered subdivisions 11, 12 and 13 and a new subdivision 10
7 is added to read as follows:

8 10. The corporation is a public housing agency as defined in the
9 United States housing act of 1937, as amended, and may receive and
10 administer funds including but not limited to subsidies, loans and fees
11 made available through federal programs under such act.

12 (a) The corporation shall be the sole entity with authority in the
13 state to undertake any statewide or regional multi-state contract for
14 performance based annual contributions contract administration issued
15 under authority granted in 42 U.S.C. section 1437f or any replacement
16 program or contract, whether called an annual contributions contract or
17 other name, that requires substantially the same administration or
18 support services offered nationally, regionally or statewide. The corpo-
19 ration may in its discretion subcontract such activities as it may
20 require. The division of housing and community renewal shall be the
21 entity responsible for such statewide or regional multi-state contract

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

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1 administration with all powers and responsibilities which would other-
2 wise be available to the corporation in the event the corporation is
3 unable or unwilling to act as such entity.

4 (b) The powers vested in the corporation and the division of housing
5 and community renewal pursuant to paragraph (a) of this subdivision are
6 coincident to the powers of any municipal or other local public housing
7 agency or public housing authority operating within the state on the
8 effective date of this paragraph. The authority of the corporation and
9 the division of housing and community renewal to operate on a statewide
10 basis shall not limit the authority of such municipal public housing
11 agency or local public housing authority to operate, service, administer
12 or enter into any project based section 8 contract or contracts where
13 the project is located within a political subdivision of the state in
14 which such public housing agency or public housing authority was operat-
15 ing on such effective date.

16 § 3. This act shall take effect immediately.