

# STATE OF NEW YORK

5720

2023-2024 Regular Sessions

## IN SENATE

March 15, 2023

Introduced by Sens. KENNEDY, SALAZAR -- 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 Assem-  
bly, do enact as follows:

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

5 DEPARTMENT OF FAMILY ASSISTANCE  
6 OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

7 AID TO LOCALITIES 2019-20

8 Notwithstanding any inconsistent provision  
9 of law, for state reimbursement of a  
10 program in social services districts with  
11 a population over five million for shelter  
12 supplements in order to prevent eviction  
13 and to address homelessness in accordance  
14 with a plan approved by the office of  
15 temporary and disability assistance and  
16 the director of the budget. Expenditures  
17 for such shelter supplements for individ-  
18 uals and families in receipt of safety net  
19 assistance shall be reimbursed at 29  
20 percent by this appropriation. Expendi-  
21 tures for any other such shelter supple-  
22 ments shall be fully reimbursed by this

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

LBD09241-01-3

1 appropriation. Such reimbursement shall  
2 constitute total reimbursement for activ-  
3 ities funded herein for state fiscal year  
4 2019-20 (52221) ..... 15,000,000  
5 For services and expenses of a voluntary  
6 initiative in social services districts  
7 with a population of five million or fewer  
8 to fund emergency shelter allowance  
9 payments in excess of those promulgated by  
10 the office of temporary and disability  
11 assistance, but not exceeding an amount  
12 reasonably approximate to 100 percent of  
13 fair market rent, and to reimburse 100  
14 percent of the additional rental costs  
15 determined based on limiting such person's  
16 earned and/or unearned income contribution  
17 to 30 percent, which the district deter-  
18 mines are necessary to establish or main-  
19 tain independent living arrangements among  
20 persons eligible for or in receipt of  
21 public assistance who are living with  
22 medically diagnosed HIV infection as  
23 defined by the AIDS institute of the State  
24 department of health and who are homeless  
25 or facing homelessness and for whom no  
26 viable and less costly alternative to  
27 housing is available; provided, however,  
28 that funds appropriated herein may only be  
29 used for such purposes if the cost of such  
30 allowances are not eligible for reimburse-  
31 ment under medical assistance or other  
32 programs, and further provided that such  
33 payments shall not be part of the standard  
34 of need pursuant to section 131-a of the  
35 social services law. Such funds may be  
36 provided by the commissioner of the office  
37 of temporary and disability assistance to  
38 participating social services districts  
39 with a population of five million or fewer  
40 in accordance with a plan submitted by  
41 such social services district and approved  
42 by the office of temporary and disability  
43 assistance and the director of the budget.  
44 Up to \$1,000,000 may be made available,  
45 without local participation, to selected  
46 social services districts that submit an  
47 approved plan, which includes one or more  
48 agreements with medicaid managed care  
49 organizations, performing provider  
50 systems, and/or other third-party payors  
51 to provide dollar for dollar matching  
52 funding and an agreement with a qualified  
53 not-for-profit entity to provide services,  
54 including case management, to those  
55 persons in receipt of the emergency shel-  
56 ter allowance in excess of that promulgat-

1 ed by the office of temporary and disabil-  
2 ity assistance and the 30 percent income  
3 contribution identified in this paragraph.  
4 To the extent that savings are realized  
5 over the course of the designated period  
6 set forth in the plan, at the end of the  
7 period set forth in the plan, the savings  
8 shall be shared among the social services  
9 district and the medicaid managed care  
10 organization, performing provider system,  
11 and/or other third-party payor [~~shall~~  
12 ~~continue to fully fund such ongoing excess~~  
13 ~~shelter allowance payments and services~~  
14 ~~for the participating public assistance~~  
15 ~~recipients] to cover administrative costs  
16 of the initiative and to continue to  
17 provide ongoing funding to ensure housing  
18 stability for persons eligible for or in  
19 receipt of public assistance who are  
20 living with medically diagnosed HIV  
21 infection ..... 5,000,000  
22 For services and expenses related to the  
23 continuation of the empire state poverty  
24 reduction initiative ..... 4,500,000  
25 For services and expenses of Ibero-American  
26 Action League ..... 50,000  
27 For services and expenses of Mohawk Valley  
28 Latino Association ..... 50,000  
29 For services and expenses of Family Resi-  
30 dences and Essential Enterprises, Inc ..... 50,000  
31 For services and expenses of Centro Civico  
32 of Amsterdam ..... 50,000  
33 For services and expenses of Spanish Action  
34 League in Onondaga ..... 50,000  
35 For services and expenses of Hempstead  
36 Hispanic Civic Association ..... 50,000  
37 For services and expenses of the Hispanic  
38 Federation ..... 50,000  
39 § 2. This act shall take effect immediately.~~