

STATE OF NEW YORK

501

2025-2026 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 8, 2025

Introduced by M. of A. MAGNARELLI, ZINERMAN -- Multi-Sponsored by -- M. of A. DAVILA -- read once and referred to the Committee on Social Services

AN ACT to amend the social services law, in relation to the payment of shelter and rent arrears

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

Section 1. The social services law is amended by adding a new section 131-ww to read as follows:

§ 131-ww. Shelter arrears. 1. Applicants may receive an emergency grant to pay for rent, property taxes or mortgage arrears once every year unless the district determines at its discretion that additional shelter arrears payments are necessary based on the individual circumstances.

2. In an application for an allowance to pay shelter arrears, an applicant shall not be required to demonstrate an ability to repay shelter expenses, rent, property taxes, or mortgage payments going forward, nor shall a district consider an applicant's ability to make payments under any repayment agreement.

3. Unrepaid shelter expenses shall have no bearing on an applicant's eligibility to receive additional loans.

4. The commissioner shall promulgate regulations consistent with this section.

§ 2. 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 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

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

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1 are without income or resources immediately available to meet the emer-
2 gency need[, ~~7~~ and whose gross household income does not exceed [~~one~~
3 ~~hundred twenty five~~] two hundred percent of the federal income official
4 poverty line [~~and who sign a repayment agreement agreeing to repay the~~
5 ~~assistance in a period not to exceed twelve months. The districts shall~~
6 ~~enforce the repayment agreements by any legal method available to a~~
7 ~~creditor, in addition to any rights it has pursuant to this chapter~~].
8 The department shall promulgate regulations to implement this section
9 which shall, among other things, [~~establish standards for the contents~~
10 ~~of repayment agreements and~~] establish standards to ensure that assist-
11 ance is provided only in emergency circumstances.

12 § 3. Subdivision 1 of section 131-r of the social services law, as
13 added by chapter 81 of the laws of 1995 and as designated by chapter 340
14 of the laws of 2003, is amended to read as follows:

15 1. Any person who is receiving or has received, within the previous
16 [~~ten~~] five years, public assistance pursuant to the provisions of this
17 article, and who wins a lottery prize of [~~six hundred~~] twenty thousand
18 dollars or more shall reimburse the department from the winnings, for
19 all such public assistance benefits paid to such person during the
20 previous [~~ten~~] five years; provided, however, that such crediting to the
21 department shall in no event exceed fifty percent of the amount of the
22 lottery prize. The commissioner shall enter into an agreement with the
23 director of the lottery, pursuant to section sixteen hundred thirteen-b
24 of the tax law, for the crediting of lottery prizes against public
25 assistance benefits. Nothing herein shall limit the ability of a social
26 services district to make recoveries pursuant to section [~~104~~] one
27 hundred four or section [~~106-b~~] one hundred six-b of this chapter.

28 § 4. This act shall take effect immediately.