

ASSEMBLY, No. 4268

STATE OF NEW JERSEY

220th LEGISLATURE

INTRODUCED JUNE 16, 2022

Sponsored by:

Assemblywoman ANGELA V. MCKNIGHT

District 31 (Hudson)

Assemblyman BENJIE E. WIMBERLY

District 35 (Bergen and Passaic)

Assemblyman REGINALD W. ATKINS

District 20 (Union)

Co-Sponsored by:

Assemblywomen Reynolds-Jackson, Jimenez and Lopez

SYNOPSIS

Permits temporary rental assistance for emergency assistance recipients.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 1/26/2023)

1 AN ACT concerning certain emergency assistance benefits and
2 amending P.L.1997, c.14.

3
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6
7 1. Section 8 of P.L.1997, c.14 (C.44:10-51) is amended to read
8 as follows:

9 8. a. Emergency assistance shall be provided only to recipients
10 of Work First New Jersey and persons receiving Supplemental
11 Security Income pursuant to P.L.1973, c.256 (C.44:7-85 et seq.) in
12 emergent situations. The standards for eligibility shall be
13 established by the commissioner by regulation, except that
14 emergency assistance shall be granted to an individual or family in
15 which the individual or family is in a state of homelessness or
16 imminent homelessness that, according to a signed attestation by
17 the applicant, is the result of imminent or demonstrated domestic
18 violence that may imperil the health and safety of the individual or
19 family. Emergency assistance shall be provided for up to 12
20 cumulative months, regardless of whether the recipient receives
21 emergency assistance as a recipient of Work First New Jersey, as a
22 recipient of Supplemental Security Income, or pursuant to a
23 combination thereof, except that:

24 (1) the commissioner may provide for an extension of
25 emergency assistance for up to six additional months to a family
26 with dependent children, if the commissioner determines that a case
27 of extreme hardship exists. The commissioner shall review each
28 such case on a monthly basis during the six-month period and shall
29 continue the emergency assistance only if the commissioner
30 determines, based upon the monthly review, that the extreme
31 hardship continues to exist. If the extreme hardship continues to
32 exist at the end of the six-month period, the commissioner may
33 provide an additional six months of emergency assistance to no
34 more than 10 percent of those families with dependent children
35 which are receiving temporary rental assistance under the
36 emergency assistance component of the program, based upon the
37 most current data available;

38 (2) the commissioner may provide for an extension of
39 emergency assistance for up to six additional months to no more
40 than 10 percent of single adults and couples without dependent
41 children who are receiving temporary rental assistance under the
42 emergency assistance component of the program, if the
43 commissioner determines that a case of extreme hardship exists.
44 The commissioner shall review each such case on a monthly basis
45 during the six-month period and shall continue the emergency

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 assistance only if the commissioner determines, based upon the
2 monthly review, that the extreme hardship continues to exist;

3 (3) the commissioner shall provide for an extension of
4 emergency assistance to an individual, if the commissioner
5 determines that the individual is:

6 (a) the parent or other relative of a disabled child or other
7 disabled dependent who must provide full-time care for the disabled
8 child or other disabled dependent, as defined by regulation of the
9 commissioner;

10 (b) permanently disabled, including, but not limited to, a person
11 eligible for disability insurance benefits under Title II of the federal
12 Social Security Act (42 U.S.C. s.401 et seq.), as defined by
13 regulation of the commissioner;

14 (c) over 60 years of age; or

15 (d) chronically unemployable as defined by regulation of the
16 commissioner.

17 The commissioner shall review each individual's eligibility for
18 emergency assistance every six months and shall continue the
19 emergency assistance if the commissioner determines, based upon
20 the review, that the individual continues to meet the criteria
21 established pursuant to this paragraph (3); and

22 (4) (a) subject to the requirements of subsection h. of this
23 section, the commissioner shall provide that all months of
24 emergency assistance received more than 84 months from the date
25 of application for emergency assistance shall not be counted toward
26 the cumulative 12-month limit of emergency assistance as required
27 pursuant to this subsection.

28 (b) The Department of Human Services shall provide case
29 management services to an individual receiving emergency
30 assistance pursuant to this paragraph. As used in this subparagraph:
31 "case management services" means personalized services to assist
32 an individual or a family receiving emergency assistance pursuant
33 to subparagraph (a) of this paragraph focusing on housing stability
34 and delivery of services related to housing needs that can be
35 addressed within a set time frame and available resources.

36 (c) In no case shall any individual provided emergency
37 assistance pursuant to subparagraph (a) of this paragraph be
38 provided a cumulative total of more than 24 months of emergency
39 assistance pursuant to this subsection, provided that extensions of
40 emergency assistance provided pursuant to paragraph (1), (2), or (3)
41 of this subsection shall not count toward the cumulative total of 24
42 months.

43 b. A person receiving emergency assistance shall contribute
44 from the person's income toward the payment of all emergency
45 shelter arrangements, including temporary housing and temporary
46 rental assistance, in accordance with regulations adopted by the
47 commissioner. As a condition of receipt of emergency assistance, a

1 person shall be required to take all reasonable steps to end the
2 person's dependency on emergency assistance and take all other
3 actions required by the commissioner.

4 c. The commissioner shall adopt regulations to establish
5 classifications for hotel or motel per diem rates in accordance with
6 the level of enhanced services provided at a participating hotel or
7 motel.

8 d. The provisions of this section shall apply to a person who
9 receives general public assistance pursuant to P.L.1947, c.156
10 (C.44:8-107 et seq.) after the effective date of **[this act]** P.L.1997,
11 c.14 (C.44:10-44 et al.) and is subsequently transferred directly into
12 the Work First New Jersey program.

13 e. The commissioner shall require that identifying information
14 for all individuals who receive emergency assistance pursuant to
15 subsection a. of this section shall be entered into the Foothold
16 Homeless Management Information System, or a similar electronic
17 database as designated by the commissioner. The identifying
18 information shall include: an individual identifier of the recipient;
19 the amount and type of emergency assistance delivered to the
20 recipient; and the time period in which emergency assistance was
21 provided to the recipient. The information shall be compiled by the
22 Division of Family Development on an annual basis and submitted
23 to the Legislature no later than April 1 of the current calendar year
24 for expenditures in the prior calendar year.

25 f. Recipients of emergency assistance benefits shall be
26 notified, in writing, of any termination or modification of the
27 recipient's emergency assistance benefits at least 30 days prior to
28 the termination or modification of the recipient's emergency
29 assistance benefits.

30 g. Section 9 of P.L.1997, c.14 (C.44:10-52) shall apply to any
31 denial, termination, or modification of emergency assistance
32 benefits.

33 h. Of the total revenues appropriated to the Division of Family
34 Development in the Department of Human Services during any
35 fiscal year, no more than \$20 million shall be available for the cost
36 of emergency assistance provided pursuant to subparagraph (a) of
37 paragraph (4) of subsection a. of this section, and no more than \$5
38 million shall be available for the cost of case management services
39 provided pursuant to subparagraph (b) of paragraph (4) of
40 subsection a. of this section. Nothing in this subsection shall be
41 construed to require that emergency assistance be awarded on any
42 basis other than by the order in which applications are received. In
43 no case shall the monthly allotment of emergency assistance
44 awarded to any individual be reduced based on the overall limit on
45 emergency assistance funds established pursuant to this subsection,
46 and no additional emergency assistance shall be awarded pursuant
47 to paragraph (4) of subsection a. of this section once the overall

1 limit on emergency assistance funds established pursuant to this
2 subsection has been reached.

3 i. The commissioner shall annually report to the Legislature,
4 pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), the number
5 of recipients deemed ineligible for emergency assistance on the
6 grounds that the individual has reached the maximum period of
7 emergency assistance allowed pursuant to this section, and the total
8 number of months of emergency assistance provided by the
9 department pursuant to subsection a. of this section.

10 j. In addition to any other types of emergency assistance,
11 including temporary rental assistance, as defined in regulations and
12 promulgated by the commissioner pursuant to this section,
13 temporary rental assistance may also be provided to a recipient, if
14 appropriate for the individual or family situation, when the recipient
15 is facing eviction and conditions in paragraph (1) or (2) of this
16 subsection are met:

17 (1) Temporary rental assistance may be provided to maintain
18 current permanent housing which had previously been affordable,
19 but which is no longer affordable to the recipient for reasons
20 including, but not limited to, loss of employment and temporary
21 unemployment or underemployment; or

22 (2) Temporary rental assistance may be provided when it is
23 determined that maintaining the unit in the current housing
24 arrangement is both the least costly alternative and serves to
25 preserve the family structure while the search for affordable
26 housing continues.

27 (cf: P.L.2019, c.74, s.1)
28

29 2. The Commissioner of Human Services, pursuant to the
30 “Administrative Procedure Act,” P.L.1968, c.410 (C.52:14B-1 et
31 seq.), shall adopt rules and regulations as the commissioner
32 determines necessary to effectuate the purposes of this act.
33

34 3. This act shall take effect on the first day of the seventh
35 month following the date of enactment.
36
37

38 STATEMENT 39

40 This bill provides that the recipients of emergency assistance may
41 also receive temporary rental assistance, in addition to any other form
42 of emergency assistance, in certain circumstances.

43 Specifically, the bill provides that a recipient of emergency
44 assistance may also receive temporary rental assistance if the person
45 faces eviction and either of the following conditions are met: (1) the
46 temporary rental assistance would be provided to maintain permanent
47 housing, which is no longer affordable due to the loss of employment,

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- 1 temporary unemployment, underemployment, or other reasons; or (2)
- 2 when it is determined that maintaining the unit in the current housing
- 3 arrangement is the least costly alternative and preserves the family
- 4 structure while the recipient searches for affordable housing.