

**LOCAL LAWS
OF
THE CITY OF NEW YORK
FOR THE YEAR 2018**

No. 73

Introduced by Council Members Salamanca, Johnson, Levin, Cohen, Menchaca, Kallos, Chin, Dromm and Barron.

A LOCAL LAW

To amend the administrative code of the city of New York, in relation to requiring the department of education to report on students in temporary housing

Be it enacted by the Council as follows:

Section 1. The administrative code of the city of New York is amended by adding a new chapter 20 to title 21-A to read as follows:

Chapter 20. Reporting on Students in Temporary Housing

§ 21-987 a. For the purposes of this section, the following terms have the following meanings:

Borough of origin. The term “borough of origin” means the borough in which a student attended school when permanently housed or the borough of the school in which the student was last enrolled.

School. The term “school” means a school of the city school district of the city of New York.

Student. The term “student” means any pupil under the age of twenty-one as of September first of the academic period being reported, who does not have a high school diploma and who is enrolled in a school as school is defined in this subdivision, not including a pre-kindergarten student or a preschool child as defined in section 4410 of the education law.

Sharing the housing of others. The term “sharing the housing of others” means individuals who have reported to the department that they are living with other persons due to loss of housing, economic hardship or a similar reason.

Students in temporary housing. The term “students in temporary housing” has the same meaning as that of the term “homeless children and youths” as defined in subsection 2 of section 11434a of title 42 of the United States code, provided that such individuals are enrolled in a school.

b. Not later than November 1, 2018, and annually thereafter on or before November 1, the department shall, in consultation with and as provided by the department of homeless services, the department of social services/human resources administration, the department of youth and community development and the department of housing preservation and development, as necessary, submit to the council and post online a report regarding information on students in temporary housing for the preceding school year. Such report shall include, but not be limited to, the following information:

1. The total number of students in temporary housing, as reported to the department, disaggregated by school, and further disaggregated by:

(a) the number of students who are residing in a shelter, disaggregated by whether students are residing in shelters operated by (i) the department of homeless services, (ii) the department of social services/human resources administration, (iii) the department of youth and community development and (iv) the department of housing preservation and development; and

(b) the number of students sharing the housing of others;

2. The number of students residing in shelters operated by the department of homeless services who remain enrolled in a school in their borough of origin;

3. The total number of students residing in shelters operated by the department of homeless services who have transferred to a different school;

4. The total number of students in temporary housing receiving metrocards;

5. The total number of students in temporary housing receiving busing;

6. The percentage of students in temporary housing citywide;

7. The attendance rate of students in temporary housing;

8. The retention rate of students in temporary housing; and

9. The dropout rate of students in temporary housing.

c. No information that is otherwise required to be reported pursuant to this section shall be reported in a manner that would violate any applicable provision of federal, state or local law relating to the privacy of student information or that would interfere with law enforcement investigations or otherwise conflict with the interests of law enforcement. If a category contains between 1 and 5 students, or contains a number that would allow the number of individuals in another category that is five or fewer to be deduced, the number shall be replaced with a symbol.

§ 2. This local law takes effect immediately.

THE CITY OF NEW YORK, OFFICE OF THE CITY CLERK, s.s.:

I hereby certify that the foregoing is a true copy of a local law of The City of New York, passed by the Council on December 19, 2017 and returned unsigned by the Mayor on January 22, 2018.

MICHAEL M. McSWEENEY, City Clerk, Clerk of the Council.

CERTIFICATION OF CORPORATION COUNSEL

I hereby certify that the form of the enclosed local law (Local Law No. 73 of 2018, Council Int. No. 1497-A of 2017) to be filed with the Secretary of State contains the correct text of the local law passed by the New York City Council, presented to the Mayor and neither approved nor disapproved within thirty days thereafter.

STEVEN LOUIS, Acting Corporation Counsel.