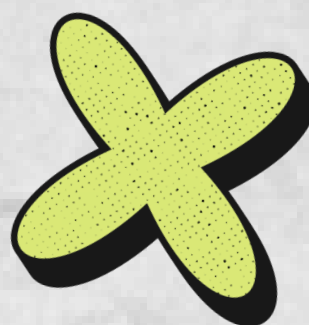




OH-CSB VAWA

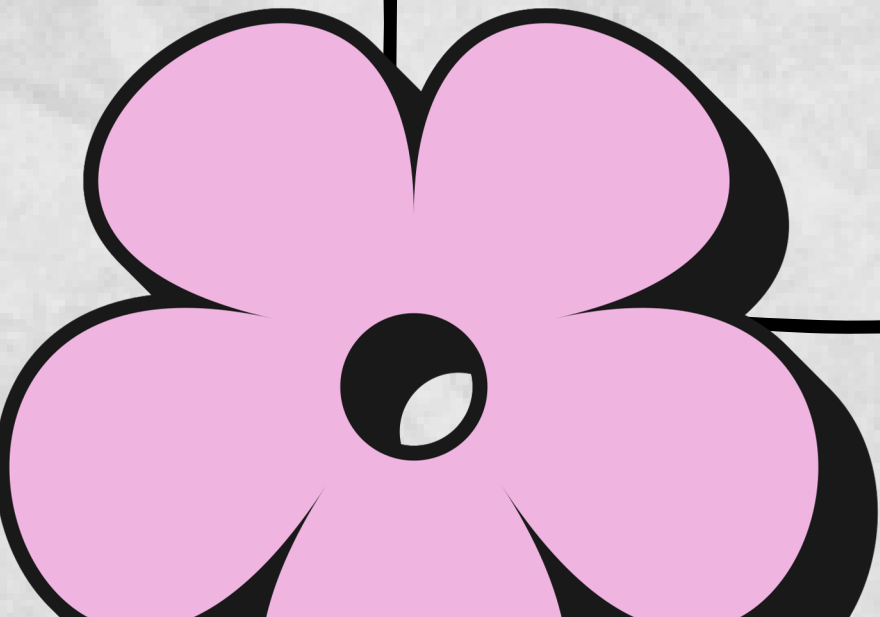
USING YOUR EMERGENCY TRANSFER PLAN

A TEST RUN AND HOW TO GUIDE

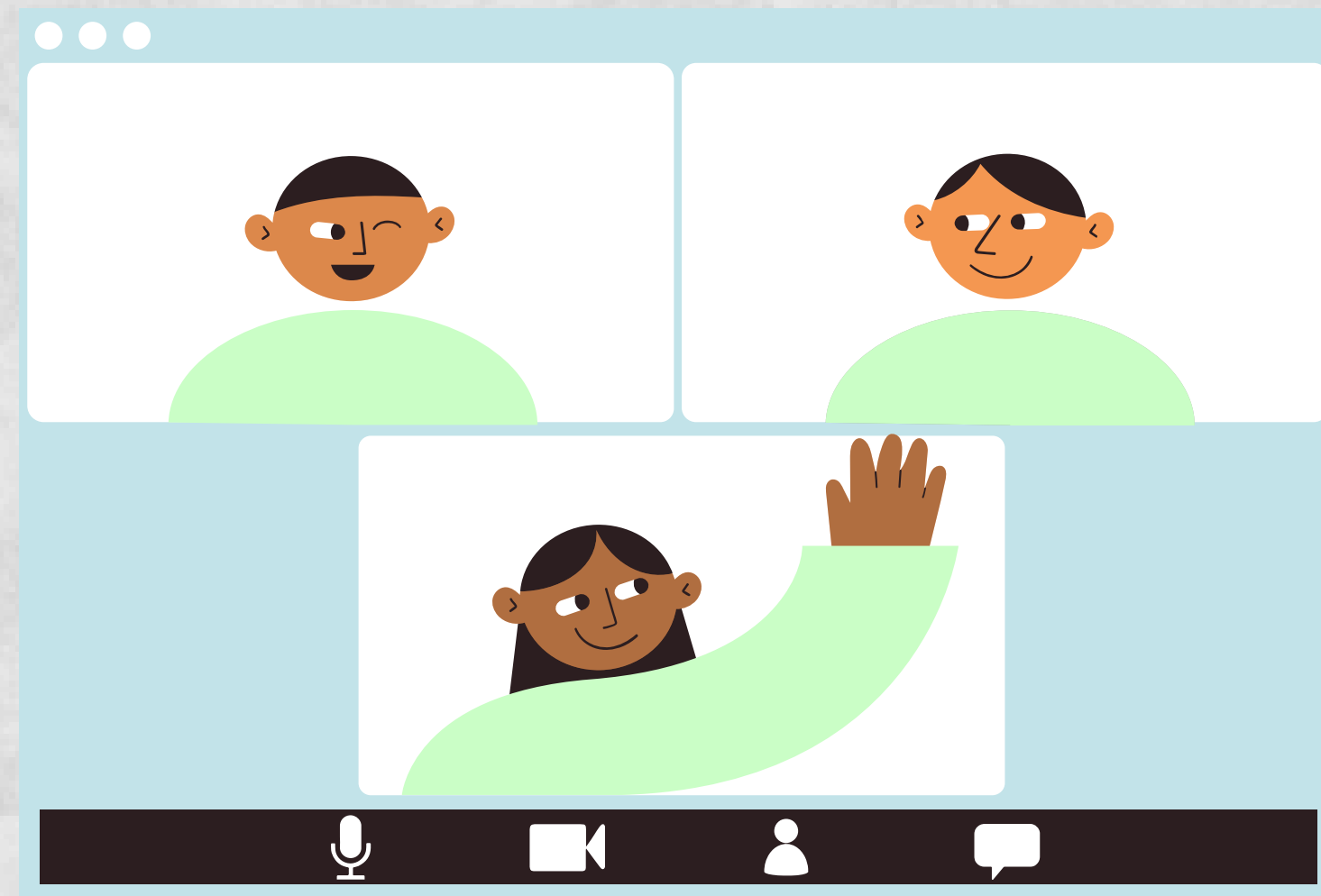


INTROS & ICEBREAKERS

In the chat please drop your name,
organization and what is your most
recent binge watch or a song you
have on loop currently?



PARTICIPATION ENCOURAGED!!!

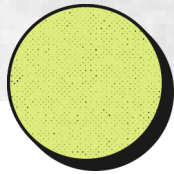


**THIS IS AN INTERACTIVE SESSION, SO PLEASE FIND YOUR
MICROPHONE AND WEBCAM IF YOU CAN!**



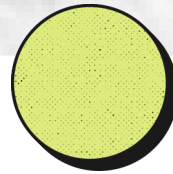
GENDER-BASED VIOLENCE AND HOMELESS SERVICES

Gender-based violence is pervasive in our service populations.



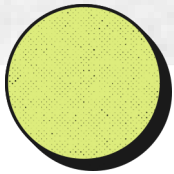
38%

of all survivors experience homelessness



44%

of cities identify domestic violence as the primary cause of homelessness

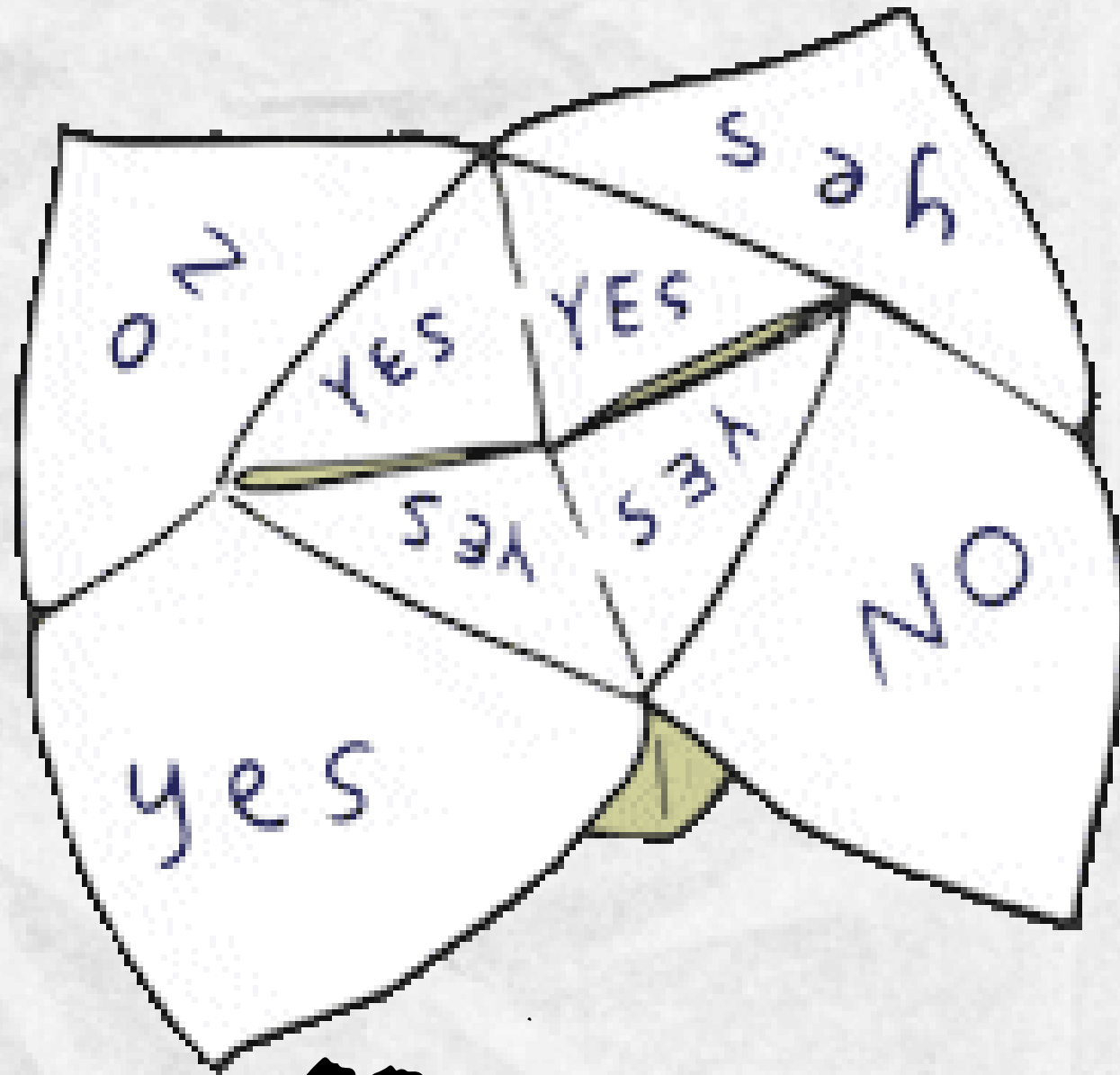


90%

More than 90% of women experiencing homelessness have experienced severe physical or sexual abuse



SHARE

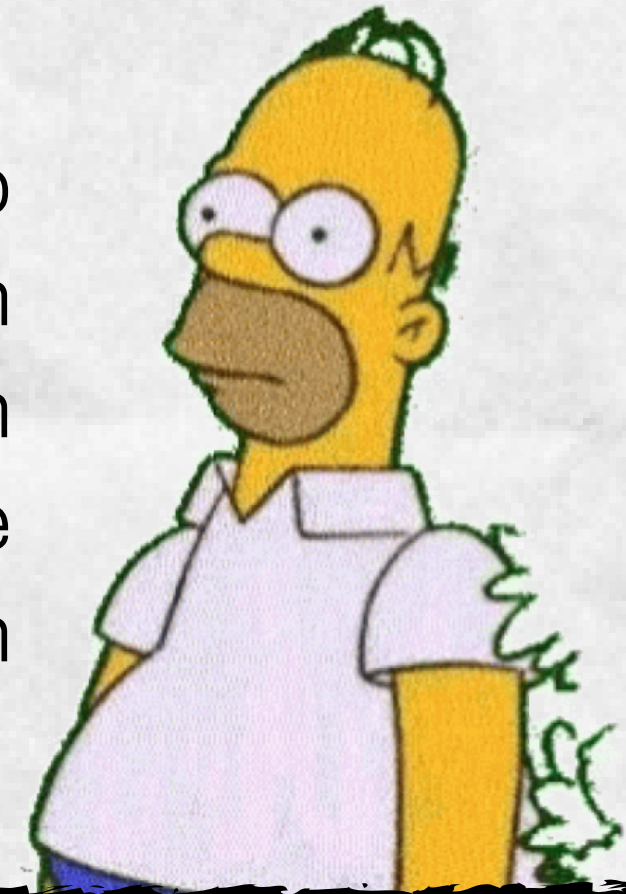


In the last year, how many people
in your org's housing projects
have requested a VAWA
emergency transfer?

How did it go?

WHAT ARE WE DOING?

Today, the mission is to test run an example of what it MIGHT look like to put the emergency transfer plan into action, step by step. It's worth pointing out that this is JUST ONE example, and emergency transfers can look many different ways. That said, these are some of the things that are likely to come up when you as a provider are asked to help someone in CoC/ESG housing move quickly to a new, safe unit.



What Happened?

Wednesday, 7:00 PM: Omari's former partner leaves a threatening note taped to his apartment door.

Thursday, 10:00 AM: Omari finds your contact information on a card mixed in with papers he recieved shortly after moving in almost a year ago.



**“DO I
QUALIFY?”**

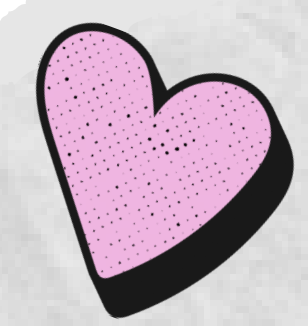
Once connected, Omari asks if he is eligible for an emergency transfer, and if so, what does he needs to get started? You respond that more than likely, he is eligible, but that you need a little bit more information to figure out the best options with him.



WHO QUALIFIES?

**all covered housing
providers are required
to afford emergency
transfer plan
protections to their
tenants.**

CoC/ESG tenants qualify for an emergency transfer to a new, safe unit if their current housing has become unsafe because EITHER:



- The tenant reasonably believes there is a threat of imminent harm from further violence if they remain in their current housing; OR
- For victims of sexual assault: the sexual assault occurred on the premises of their current housing during the 90-calendar-day period preceding the date of their transfer request

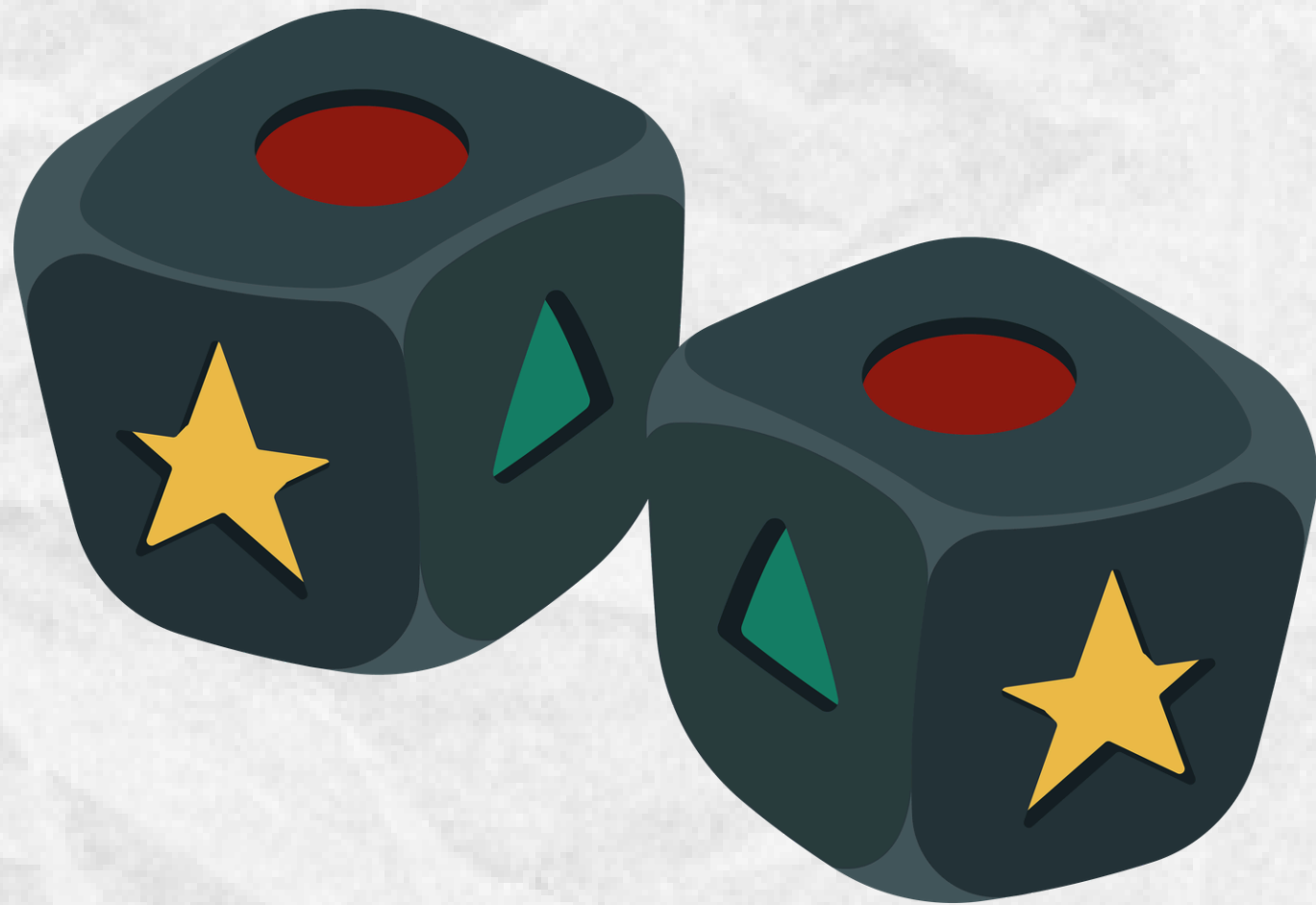
For the CoC Program:

Rapid re-housing, transitional housing, and permanent supportive housing projects

For the ESG Program: activities under the homelessness prevention and rapid re-housing components IF they provide ongoing housing (not just arrears/deposits/first month's rent)



KNOWLEDGE CHECK



What factors should you consider when reviewing if a participant is eligible for an emergency transfer or not?

COVERED HOUSING PROVIDERS?

Covered housing program includes the following HUD programs:

Continuum of Care (CoC)
Emergency Solutions Grant (ESG)
Public Housing
Tenant-based vouchers (TBV, also known as Housing Choice Vouchers or HCV)
Project-based Vouchers (PBV)
Section 8 programs
Section 8 Project-Based Rental Assistance (PBRA)

...And more! it is outlined in HUD and your communities ETP guidelines!

Covered housing provider means the individual or entity under a covered housing program that is responsible for providing or overseeing the VAWA protection in a specific situation. The covered housing provider may be a public housing agency, project sponsor, housing owner, mortgagor, housing manager, State or local government, public agency, or a nonprofit or for-profit organization as the lessor.



While this all sounds good, it also sounds confusing to Omari who then asks? “Is that me? Am I connected to a covered housing provider?” and after some explanation is visibly relieved to be met with a YES

REQUESTING THE TRANSFER

- The tenant must expressly request the transfer
- You may ask for submission of a written request for an emergency transfer, such as form HUD-5383, to certify eligibility for the emergency transfer – but you aren't required to

DOCUMENTING THE TRANSFER

- Recipients must document both request and outcome
- Outcomes must be reported annually to HUD
- Records must be maintained for at least 3 years
- HUD hasn't decided how it intends to collect ETP data for CoC/ESG yet; stay tuned for more



Upon further conversation and now certain he CAN be helped Omari recaps what happened and informs you of the following:

- Omari Hayes, age 45 is a Tenant in a Market Rate Unit through RRH
- His Request: Immediate emergency transfer. Omari explicitly states he believes there is a threat of imminent harm if he stays in his unit. He provides the note from his door and a copy of his existing order of protection.

CALM, COOL & CONFIDENTIAL

ETPs must incorporate strict confidentiality measures to ensure survivor information is protected from access by their abuser

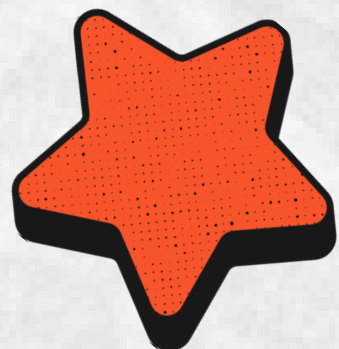
Confidential information must not be entered into any shared database or disclosed to any other entity or individual, except if:

- Written permission by the victim in a time-limited release;
- Required for use in an eviction proceeding or hearing regarding termination of assistance; or
- Otherwise required by applicable law.
-

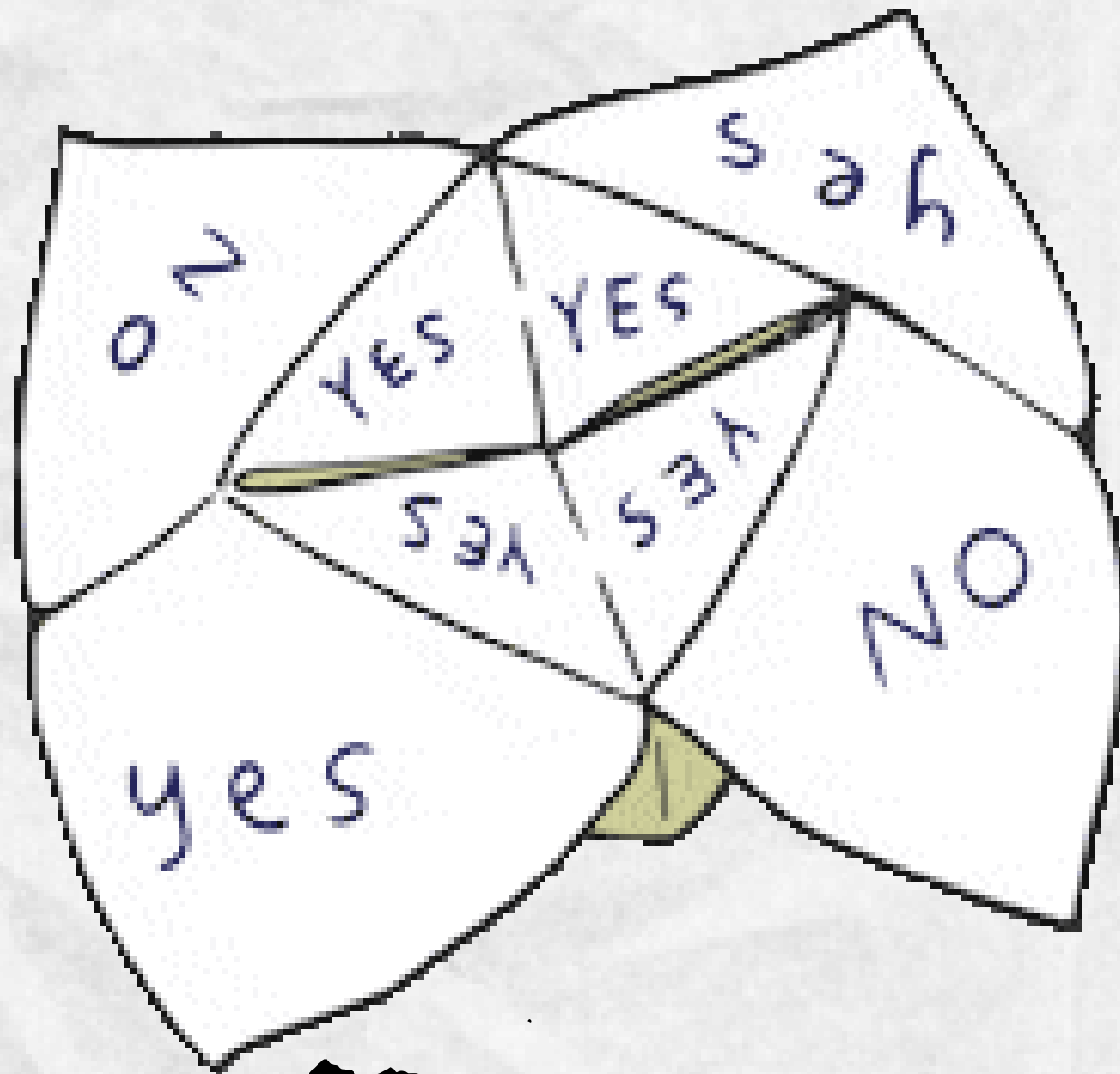
In addition, HUD's VAWA regulations require emergency transfer plans to provide strict confidentiality measures to ensure that the location of the victim's dwelling unit is never disclosed to a person who committed or threatened to commit the VAWA violence/abuse'

When CSB receives any inquiry or request regarding an emergency transfer, CSB will encourage the person making the inquiry or request to take all reasonable precautions to be safe, including seeking guidance and assistance from a victim service provider. However, tenants are not required to receive guidance or assistance from a victim service provider

Because this is an active situation and Omari feels unsafe, the request assistance with designing (or updating) a safety plan given current events.



SHARE



When a survivor in your housing project is having a DV crisis, who is responsible for helping them apply for and complete an emergency transfer?

who is responsible for safety planning during the emergency transfer process?

WHAT DOES A TRANSFER LOOK LIKE?

Omari has already made it very clear that he needs an emergency transfer. You then gently begin a conversation of potential options available to him as well as timelines. You ask him if he is comfortable filling out a form for a written request, just to have in case it is requested by any soon to be involved parties. You also explain that because he is in Market Rate housing, one option is a move within the units owned by his current landlord. Another option is being pushed to the top of the CE prioritization list.

INTERNAL TRANSFER

- Destination is a unit where tenant would NOT be a new applicant
- Must be offered first before moving onto any external transfers
- Must be offered if an internal unit is immediately available

EXTERNAL TRANSFER

- Destination is a unit where tenant WOULD be a new applicant
- Must be offered for non-TBRA tenants if an internal unit is not immediately available
 - TBRA tenants can take their subsidy anywhere—including outside the CoC
- External transfers can occur via direct project transfers OR through the CE prioritization list
 - (but typically via CE)

WHAT DOES A TRANSFER LOOK LIKE?

Omari has already made the fact that he would like a transfer and feels unsafe very clear. You then gently begin a conversation of potential options available to him as well as timelines. You ask him if he is comfortable filling out a form for a written request, just to have in case it is requested by any soon to be involved parties. You also explain that because he is in market rate housing, one option is a move within the units owned by his landlord - as long as paperwork is provided. Another option is being pushed to the top of the waitlist for a qualifying project.

INTERNAL TRANSFER

- CHP must offer all currently available units as options
- CHP must allow transfer if participant wants the unit

EXTERNAL TRANSFER

- Could be a specific project or “any” project
- Participant must go to the TOP of the coordinated entry prioritization list **if**
- Destination project must allow transfer if participant qualifies

ONGOING SUPPORT

- CHP and coordinated entry must continue offering all new units to participant until transfer is complete
- Participant is not required to say “yes” to a unit until they decide one is safe and acceptable

COMPLETING AN EMERGENCY TRANSFER: PRIORITIZATION

If a safe unit is not immediately available, the participant must have priority over all other applicants for all of the following:

- ESG-funded rental assistance under rapid re-housing and homelessness prevention
- CoC-funded rapid re-housing
- CoC-funded transitional housing
- CoC-funded permanent supportive housing

Participants must meet the following criteria to receive priority for and admission to a given project:

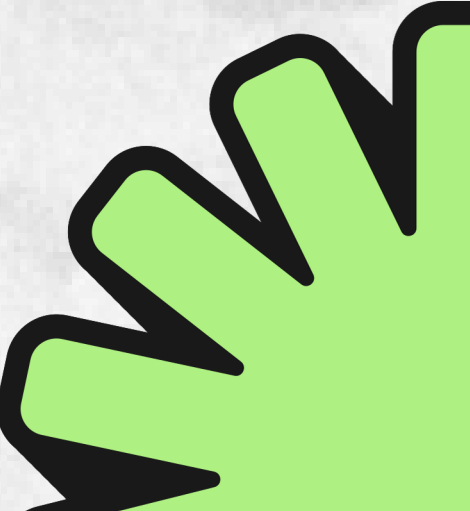
All eligibility criteria required by Federal law or HUD NOFA/NOFO

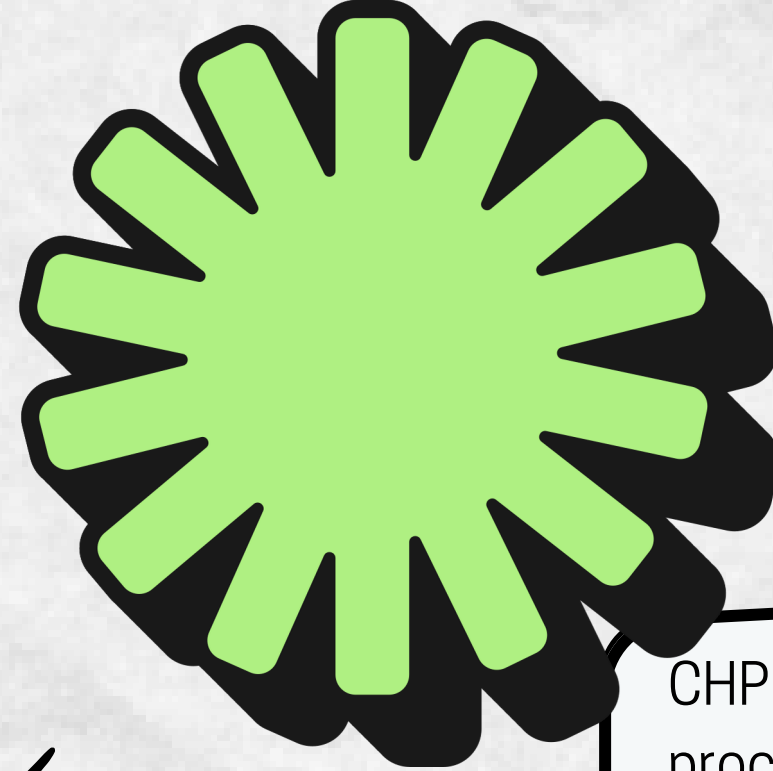
Any additional criteria or preferences established under 24 CFR 579.93(b)(1, 4, 6, 7)

The next question asked was predictable enough, “But what if there isn’t something ready for me to transfer into?”

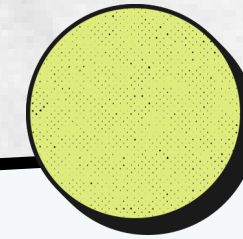


DEFINE: “SAFE”

- Per 24 CFR 5.2005: “a unit that the victim of domestic violence, dating violence, sexual assault, or stalking believes is safe”
 - Participant decides: if they say a unit is safe, then the unit is safe
 - (case managers can give an opinion but the decision belongs to the participant)
 - Destination unit can be in any geography:
 - Inside or outside the project’s service area/geography
 - Inside or outside the CoC (or ESG recipient’s catchment)
 - Inside or outside the state
 - Inside or outside the continental US to jurisdictions such as Alaska, Hawaii, Puerto Rico, or Guam
- 



COMPLETING AN EMERGENCY TRANSFER: PRIORITIZATION



CHPs are prohibited from considering anything other than a tenant's eligibility when processing an emergency transfer request

Common prohibited considerations include:

- Being in "good standing" in a project
- Physical Disability or impairment
- Mental/ Behavioral Health
- Age (Any Household Member)
- Family Comp.
- Perceived Reliability

Eligibility in this context:

- The tenant reasonably believes there is a threat of imminent harm from further violence if they stay in current housing
- In the case of a tenant who is a victim of sexual assault: above plus the sexual assault occurred on the premises of their current housing during the 90-calendar-day period preceding the date of their transfer request.

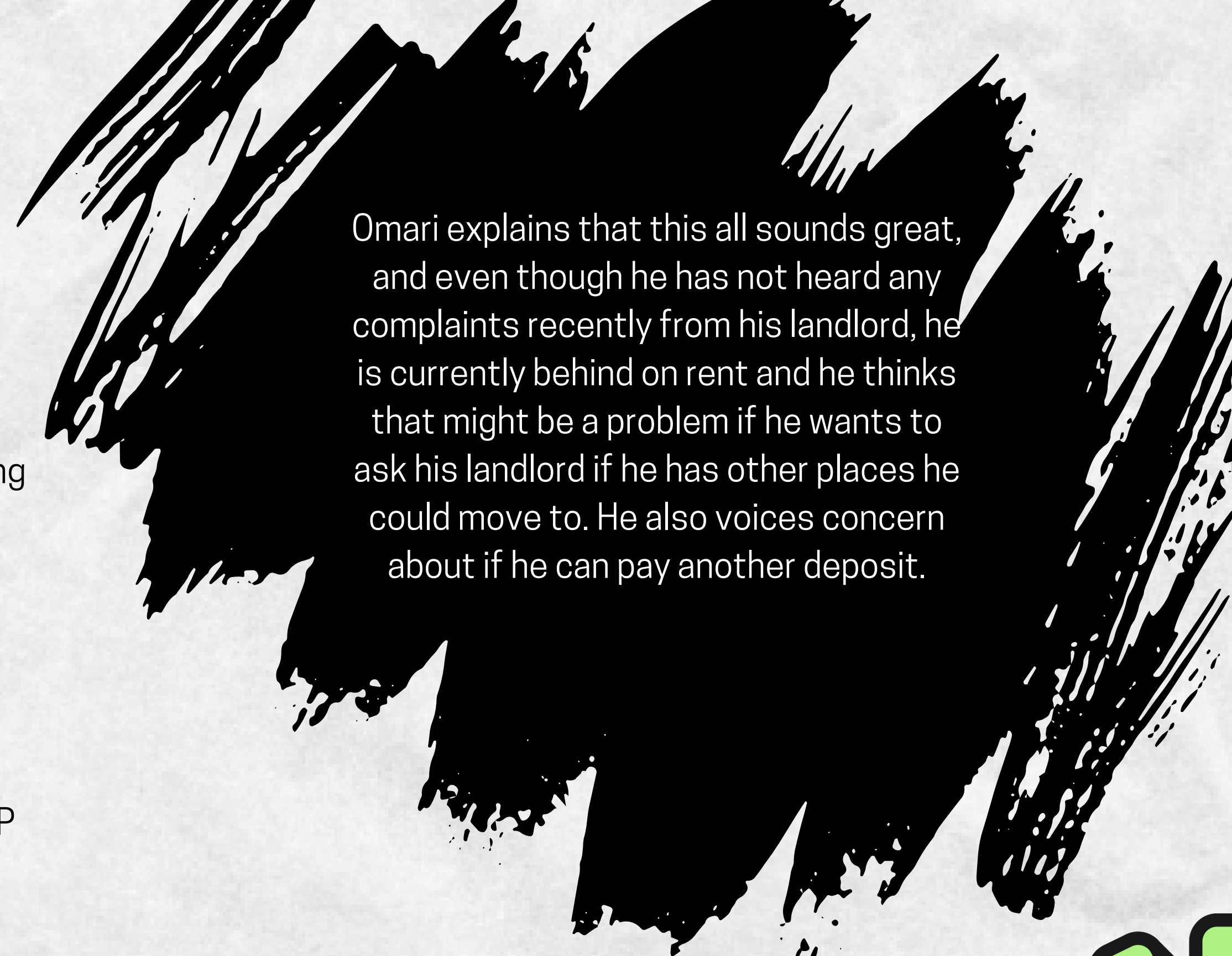


Eligible Cost at a Client Level ESG

- For participants receiving short- to medium-term rental assistance under ESG Homelessness Prevention or Rapid Re-Housing: the cost of breaking a lease in response to an ETP request; these costs are not subject to the 24-month limit on rental assistance

Eligible Cost at a Client Level COC

- Rental Assistance: the cost of breaking a tenant-based rental assistance lease in response to an ETP request



Omari explains that this all sounds great, and even though he has not heard any complaints recently from his landlord, he is currently behind on rent and he thinks that might be a problem if he wants to ask his landlord if he has other places he could move to. He also voices concern about if he can pay another deposit.



SHARE

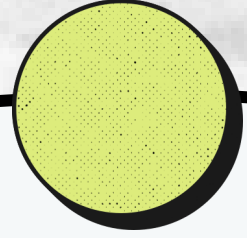


What happens when people are dual enrolled?

For example, if a client is already in a program but is also connected to a VSP, what happens?

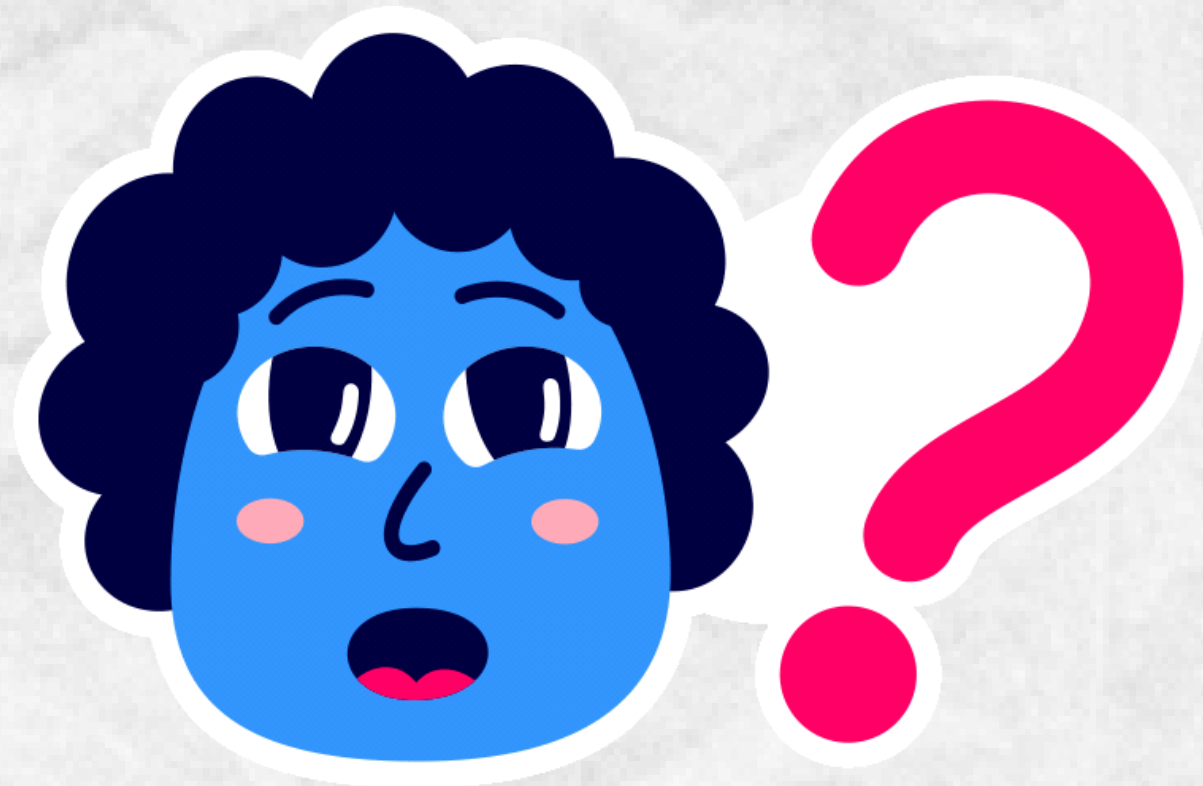
Where does their information go?

TRUE OR FALSE



If a participant like Omari is behind on rent and worries about his rental history, a project receiving Emergency Solutions Grant (ESG) or Continuum of Care (CoC) funds can delay or deny his emergency transfer request until his rent arrears are cleared.

TRUE OR FALSE



A housing project is allowed to deny a tenant's emergency transfer request if the tenant is not currently in "good standing" or has a history of late rent payments.

TRUE OR FALSE

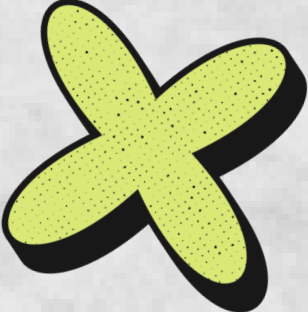
Hmm

If a safe unit is not immediately available for an eligible participant making an emergency transfer request, the Covered Housing Provider (CHP) must prioritize them for a vacancy over all other applicants, provided the participant meets the project's basic federal or HUD eligibility criteria.

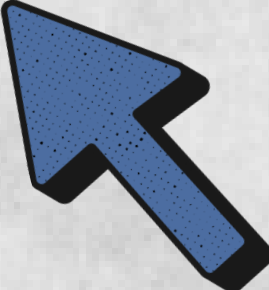
TRUE OR FALSE

If a participant needs to urgently leave their unit for an emergency transfer, Continuum of Care (CoC) funds can be used to pay for a security deposit on a new unit, but they cannot be used to pay for storage fees or moving overhead costs.





THANKS FOR COMING!



Any Questions?



website



number



email

