

Notification of the  
PHA Violence Against Women Reauthorization Act of 2005 (VAWA) Policy

The Violence Against Women Reauthorization Act of 2005 (VAWA), provides that “criminal activity directly relating to domestic violence, dating violence, or stalking, engaged in by a member of a tenant’s household or any guest or other person under the tenant’s control, shall not be cause for termination of the tenancy or occupancy rights, if the tenant or immediate family member of the tenant’s family is the victim or threatened victim of abuse.” VAWA further provides that incidents of actual or threatened domestic violence, dating violence, or stalking may not be constructed either as serious or repeated violations of the lease by the victim of such violence or as good cause for terminating the tenancy or occupancy rights of the victim of such violence.

VAWA does not limit the PHA’s authority to terminate the tenancy of any tenant if the PHA can demonstrate an actual and imminent threat to other tenants or those employed at or providing service to the property.

Certification of Domestic Violence, Dating Violence or Stalking

In order to request an accommodation as it relates to VAWA, an individual needs to certify that he/she is a victim of domestic violence, dating violence, or stalking, and that the incident or incidents in questions are bona fide incidents of such actual or threatened abuse. The following outlines the requirements to request the accommodations:

Form HUD-50066, Certification of Domestic Violence, Dating Violence, or Stalking, is available for pick up at the Plattsburgh Housing Authority’s main office at 39 Oak Street, if you believe that the VAWA protections apply to you. A resident who is a victim of domestic violence should submit the HUD-50066 form within 14 days after receipt of a written request for documentation by the PHA, along with one of the following:

- A. a Federal, State, tribal, territorial, or local police record or court record;
- B. documentation signed and attested to by an employee, agent or volunteer of a victim service provider; an attorney; or a medical professional from whom the victim has sought assistance in addressing domestic violence, dating violence or stalking, or the effects of abuse, in which the professional attests under penalty of perjury to the professional’s belief that the incident or incidents in question are bona fide incidents of abuse, and the domestic violence, dating violence, or stalking has signed or attested to the documentation.

For Additional Information

If you have any questions regarding VAWA, please contact Jennifer Lamberton at the PHA, 39 Oak Street or at 518/561-0720 extension 24.

# Plattsburgh Housing Authority

## Violence Against Women Re-Authorization Act of 2005 (VAWA)

The Violence Against Women Re-Authorization Act of 2005 (VAWA) prohibits denial of admission to an otherwise qualified applicant on the basis that the applicant is or has been a victim of domestic violence, dating violence, or stalking. Specifically, Section 607(2) of VAWA adds the following provision to Section 6 of the U.S. Housing Act of 1937, which lists contact provisions and requirements for the public housing program:

Every contract for contributions shall provide that . . . the public housing agency shall not deny admission to the project to any applicant on the basis that the applicant otherwise qualifies for assistance or admission, and that nothing in this section shall be construed to supersede any provision of any federal, state, or local law that provides greater protection than this section for victims of domestic violence, dating violence or stalking.

### PHA Confidentiality Requirements

All information provided to the PHA regarding domestic violence, dating violence, or stalking, including the fact that an individual is a victim of such violence or stalking, must be retained in confidence and may neither be entered into any shared database nor provided to any related entity, except to the extent that the disclosure (a) is requested or consented to by the individual in writing, (b) is required for use in an eviction proceeding, or (c) is otherwise required by applicable law.

### Contacts

PHA Police Officer  
Ted K. Center  
8 Tyrell Avenue  
Plattsburgh NY 12901  
518-562-3411

STOP Domestic Violence  
22 U.S. Oval  
Plattsburgh NY 12901  
518-563-6904 or 1-888-563-6904 (outside Plattsburgh area)

National Teen Dating Abuse Helpline  
[www.loveisrespect.org](http://www.loveisrespect.org)  
1-866-331-9474

National Domestic Violence Hot Line  
1-800-799-SAFE(7233) or 1-800-787-3244(TTY)