

NOTICE OF ADOPTION OF EMERGENCY RULE REPEALING THE LOW BARRIER BED PLACEMENT PROCESS  
RULE

Pursuant to the authority of the Commissioner of the New York City Department of Homeless Services (DHS), under sections 389, 612 and 1043(i) of the New York City Charter, notice is hereby given of the adoption of the following emergency rule, effective immediately, repealing the Low Barrier Bed Placement Process to be replaced by a new rule to be proposed at a later date.

**New York City Department of Homeless Services**  
**Statement of Basis and Purpose of Emergency Rule**

The Department of Homeless Services (“DHS” or the “Department”) provides temporary emergency shelter to homeless New York City residents in accordance with State and local law. DHS implements regulations and court orders with the goal of moving shelter residents into permanent housing in the community as quickly as possible. DHS’s Street Homeless Solutions (“SHS”) provides a range of services to help individuals experiencing street homelessness transition into transitional or permanent housing and address behavioral health, substance use, and other issues.

DHS amends Title 31 of the Rules of the City of New York by repealing Chapter 6 which established criteria for placement of unsheltered homeless adults into low-barrier transitional housing. DHS is repealing this rule on an emergency basis to prevent the imminent harm that would occur if the rule proposed at the end of a prior Administration goes into effect before the new Administration can promulgate an alternative rule to address the urgent needs of individuals experiencing unsheltered homelessness.

The Department’s authority for this is found in sections 389, 612, and 1043 of the Charter.

Section 1. Chapter 6 of Title 31 of the Rules of the City of New York, relating to placement in low-barrier transitional housing, is REPEALED.

**Required Finding Pursuant to New York City Charter Section 1043(i)(1)**

IT IS HEREBY CERTIFIED that the immediate effectiveness of this emergency rule repealing the soon to be effective low barrier bed placement process rule is necessary to prevent the imminent harm that would occur if the rule proposed at the end of a prior Administration goes into effect before the new Administration can promulgate an alternative rule to address the urgent needs of individuals experiencing unsheltered homelessness.

Pursuant to Section 1043(i)(1) of the Charter, the emergency rule will remain in effect for 60 days while DHS prepares a permanent rule.

IT IS THEREFORE HEREBY CERTIFIED that the immediate effectiveness of a rule repealing the low barrier bed placement process is necessary to address an imminent harm.

Dated:February 11, 2026

/s/\_\_\_\_\_  
MOLLY WASOW PARK  
COMMISSIONER,  
NYC DEPARTMENT OF SOCIAL SERVICES

APPROVED:  
/s/\_\_\_\_\_  
ZOHRAN MAMDANI, MAYOR