FAQ's on ESG and Eviction Suspension

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For those who were notified of waivers granted by the U.S. Department of Housing and Urban Development (HUD) for ESG:

1. **When will the waivers go into effect?**
   - HUD is still in the process of accepting waivers and will make an announcement of when they go into effect.

How to qualify persons for ESG during the suspension on evictions:

1. **What are the definitions regarding loss of housing?**
   - Homeless Category 2, which among other criteria, requires that “the primary nighttime residence will be lost within 14 days of the date of application for homeless assistance,” and;
   - At-Risk Category 1(ii)(C), which among other criteria, requires that the person has “been notified in writing that their right to occupy their current housing or living situation will be terminated within 21 days after the date of application for assistance.”

2. **Will individuals who have previously qualified receive the same outcome?**
   - Possibly not, persons who would have previously qualified due to an eviction notice may not qualify in terms of housing termination/loss of primary nighttime residence to meet the Homeless Category 2 or At-Risk Category 1(ii)(C) definitions. During the beginning of the eviction suspension, most evictions may not meet the time period in the definition because the persons receiving the eviction notice are not losing their home within 14 or 21 days (there are exceptions to the eviction suspension for threat of physical harm or criminal activity).

3. **Can individuals qualify to receive homelessness prevention through other definitions?**
   - Yes, Per 24 CFR §576.103, “…This assistance, referred to as homelessness prevention, may be provided to individuals and families who meet the criteria under the ‘at risk of homelessness’ definition, or who meet the criteria in paragraph (2), (3), or (4) of the ‘homeless’ definition in §576.2 and have an annual income below 30 percent of median family income for the area, as determined by HUD....”
   - If a person does not qualify under one category of the at-risk definition or homeless definition, you may try to qualify the person under another category of those definitions which can receive homelessness prevention. Also, the person with an eviction notice may meet the criteria for the homeless or at-risk of homelessness timeframe of 14 or 21 days as the end of the suspension of evictions grows closer.