



Legal Alert: DHCR Issues Advisory Opinion 2020-8 Novel Coronavirus (COVID-19) Guidance

October 7, 2020

Please be advised that the New York State Division of Housing and Community Renewal (DHCR) has issued Advisory Opinion 2020-8. This Advisory Opinion provides that all extensions previously granted by Advisory Opinions 2020-1, 2020-1.2, 2020-2, 2020-3, 2020-4, 2020-6 and 2020-7 have been extended by an additional 30-days to November 3, 2020. This latest advisory opinion can be found [here](#):

This Advisory Opinion was issued despite the fact that DHCR's Gertz Plaza Office of Rent Administration has re-opened.

The critical points of this Advisory Opinion that will likely impact you, are as follows:

- All Agency matters that are not final as of March 13, 2020, or do not involve an emergency condition or harassment, are extended, for the purposes of filing submissions, by **an additional thirty (30) days to November 3, 2020**.
- Any time to otherwise file what would have been, as of the effective date of DHCR's Advisory Opinion, a timely Petition for Administrative Review (PAR) from an order of a Rent Administrator is likewise extended by **thirty (30) days to November 3, 2020**.
- **Unless TPU otherwise expressly requests a response after the issuance of this Advisory opinion**, any time provided to respond to an individualized TPU investigation into a single apartment review **will also be extended by thirty (30) days to November 3, 2020**.
- **Unless otherwise advised**, all Agency hearings, conferences, and continuances of those hearings and conferences **have resumed on an alternate schedule**. Parties will be advised of any subsequent changes or a rescheduled date, if necessary, which may include alternate means to hold those hearings and conferences.
- Public requests for documents under the Freedom of Information Law (FOIL) may continue to be filed online at [openfoil.ny.gov](#). All records access requests, by owners, tenants, and authorized representatives, may continue to be filed through email at ORAreccords@nyshcr.org **but not in person**.

DHCR recognizes that the COVID-19 pandemic continues to be an evolving situation, and may issue further supplemental guidance regarding the aforementioned directives.

As always, we will keep you apprised of future developments as they arise.