

99107042068001

Rent arrears takeover in case of receipt according to SGB II

Heruntergeladen am 26.06.2025

<https://fimportal.de/xzufi-services/543208707/L100040>

Modul	Sachverhalt
Leistungsschlüssel	99107042068001
Leistungsbezeichnung I	Rent arrears takeover in case of receipt according to SGB II
Leistungsbezeichnung II	Rent arrears takeover in case of receipt according to SGB II
Typisierung	3a - Bundesaufsichtsverwaltung: Regelung, Land: Vollzug, 3b - Bundesaufsichtsverwaltung: Regelung, Land: Ausführungsvorschriften, Kommune: Vollzug
Quellredaktion	Niedersachsen
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	
Verrichtungskennung	Übernahme (68)
SDG-Informationsbereich	

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Lagen Portalverbund	Existenzsicherung und staatliche Unterstützung (1140100)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	22.03.2024
Fachlich freigegeben durch	Lower Saxony Ministry for Social Affairs, Labor, Health and Equality
Handlungsgrundlage	https://www.gesetze-im-internet.de/sgb_2/_22.html https://www.gesetze-im-internet.de/sgb_2/_22.html
Teaser	If you have rent debts, you can receive financial help to avoid homelessness and advice on accommodation if you have lost your home.
Volltext	<p>If you are in receipt of Citizen's Allowance and have rent debts that threaten to cause you to lose your home, the relevant local job center can, in certain cases, take over your debts on application. This support is given to you in the form of a loan or a grant. In order for you to receive this support, one of the prerequisites is that you are unable to cope with the arrears on your own. The decision as to whether you receive support is made on a case-by-case basis. An assessment is carried out to determine whether all the requirements for your rent arrears to be covered are met.</p> <p>In principle, benefits for accommodation and heating requirements are recognized in the amount of the actual expenses, provided these are reasonable. As a rule, the appropriate level of accommodation requirements is determined by the adequacy limits for the gross cold rent and the surcharges to be considered in individual cases.</p> <p>In the case of benefit communities, the relevant adequacy limit is determined on the basis of the number of people in the community.</p> <p>If persons do not form a benefit community, but live in a household community, the need for accommodation is generally based on the per capita share including all</p>

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members of the household community. However, only the persons who actually belong to the community of need are taken into account when assessing appropriateness.

If the municipal job center determines that the person entitled to benefits cannot ensure that the accommodation is used for the intended purpose, payment is made directly to the landlord.

This is particularly the case

- if there are rent arrears that lead to the tenancy being terminated,
- if there are energy cost arrears that result in an interruption of the electricity supply,
- if the applicant is unable to use the funds appropriately due to illness or addiction, or
- if there are indications of debt (check of the debtor register).

There is no legal entitlement to the assumption of your rent debts.

Erforderliche Unterlagen

- Application for payment of rent arrears
- Current statement of claims/rent account statement
- Reminder/notice of termination/action for eviction
- Tenancy agreement/rental certificate if applicable
- Service charge statement
- Proof of income of all people living in the household for the last 3 months (e.g. payslips, job center notice, children's income)
- List of all other expenses including supporting documents (e.g. telephone costs, insurance, bus ticket)
- Bank statements for the last 3 months
- If applicable, proof of debt obligations (e.g. installment payments and/or loan agreements)
- If applicable, rejection of an installment payment by the landlord or landlady/bank
- Residence permit, if applicable
- Further proof, if applicable

Voraussetzungen

Your rent debts can only be taken over if, among other things:

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- the costs of your current accommodation are reasonable,
- your landlord or landlady agrees in writing to the continuation of the tenancy,
- you have declared your intention to stay in the apartment for a longer period of time,
- there is no possibility of eliminating the emergency situation on your own (for example by agreeing an installment payment with your landlord/landlady),
- future rent payments are secured (e.g. through direct payments from the responsible benefit provider) and you can therefore remain in the apartment.

Kosten

Abgabe: Es fallen keine Kosten an

Verfahrensablauf

You can apply for the transfer of rent arrears in writing or online. It is advisable to arrange a consultation appointment before submitting your application.

- Optional: You contact the responsible municipal job center and arrange a consultation appointment in which your personal and financial circumstances are examined.
- You submit the application with supporting documents in writing or online.
- If no consultation appointment has taken place, you may be invited to an appointment.
- If all the documents are complete, an appointment for a home visit can optionally be arranged with you. If no home visit is arranged, the application will be accepted at the first appointment. If a home visit takes place, your home circumstances will be checked. They will check whether your home is worth keeping.
- Sometimes your landlord or landlady, the local court and/or other parties involved will be informed of the assumption of your rent debts.
- The local Jobcenter will check your application.
- You will be informed whether your rent debts will be taken over or not.
- If your rent debts are to be taken over, the Jobcenter will settle your rent debts.
- You agree in writing with the local Jobcenter to repay your rent debts. Repayment is usually made by assigning benefit claims.

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Bearbeitungsdauer	2 - 4 Woche(n) The processing time is usually 2 - 4 weeks after the authority has received all the documents.
Frist	There is no deadline.
weiterführende Informationen	
Hinweise	
Rechtsbehelf	Further information on how to lodge an objection can be found in the notification of your application.
Kurztext	<ul style="list-style-type: none"> • • Under certain conditions, the responsible municipal job center can take over rent debts • to avoid loss of housing and homelessness • The decision is always made on a case-by-case basis • A loan is usually granted • Responsible: local social welfare agency or municipal job center
Ansprechpunkt	To the local municipal job center
Zuständige Stelle	
Formulare	Forms available: Yes Written form required: No Informal application possible: Yes Personal appearance necessary: No
Ursprungsportal	Mietrückstände Übernahme bei Bezug nach SGB II, Rent arrears takeover in case of receipt according to SGB II