
A BILL FOR AN ACT

RELATING TO HOMELESS PROGRAMS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that homelessness
2 continues to be one of the State's most significant and
3 challenging social problems. The number of homeless persons in
4 the State, estimated to be approximately six thousand on any
5 given day, is indicative of the limited shelter space available.

6 The legislature further finds that new and innovative
7 solutions are needed to address the homelessness crisis.
8 Oregon, for example, has adopted laws that authorize political
9 subdivisions to allow religious institutions to offer overnight
10 camping space for homeless persons living in vehicles.
11 Similarly, Santa Barbara, California, has instituted a program
12 that allows private organizations to use county-owned parking
13 lots to provide overnight sleeping space for homeless persons
14 with vehicles.

15 The purpose of this Act is to require the department of
16 human services, in consultation with the counties and public or
17 private homeless assistance programs, to develop temporary
18 nighttime parking lots to provide safe overnight locations for



1 homeless persons who would otherwise sleep in their vehicles
2 parked on private or public roads or property. It is the
3 legislature's intent that this program supplement existing
4 policies and initiatives regarding the State's homeless
5 population.

6 SECTION 2. Section 346-375, Hawaii Revised Statutes, is
7 amended to read as follows:

8 "[+]§346-375[+] **Temporary emergency shelter[-]; temporary**
9 **nighttime parking lots.** (a) In addition to any other duties
10 prescribed by law, the department shall develop, in consultation
11 with the four counties, a procedure for identifying locations
12 that shall be used for temporary emergency shelters for homeless
13 individuals and families. The department shall actively partner
14 with and monitor the efforts of the counties.

15 (b) Each county shall be responsible for partnering with
16 nonprofit organizations to locate, designate, and maintain the
17 areas that shall be used for temporary emergency shelters. The
18 designated locations may include private, county, state, and
19 federal lands.

20 (c) The department, in consultation with the mayor of the
21 applicable county and any interested public or private homeless
22 assistance programs, shall designate in each county temporary



1 nighttime parking lots that will be used to provide safe
2 overnight parking for homeless individuals who live and sleep in
3 their motor vehicles and who would otherwise park overnight on
4 public or private roads or property. To accommodate regular
5 public parking daily from 6:00 a.m. to 7:00 p.m., nighttime
6 parking for homeless persons at these designated parking lots
7 shall be allowed daily from 7:00 p.m. to not later than 6:00
8 a.m. the next day. The department shall adopt rules in
9 accordance with chapter 91 to implement this subsection,
10 including rules:

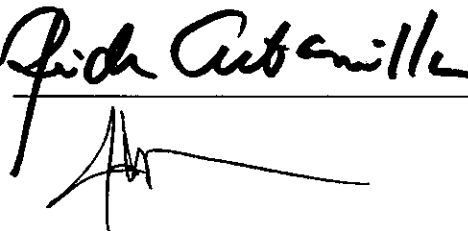
- 11 (1) Setting forth procedures to screen potential homeless
12 individuals;
13 (2) Prohibiting alcohol or drug use by individuals using
14 temporary nighttime parking lots; and
15 (3) Facilitating the provision of outreach, job
16 counseling, and health care services to homeless
17 individuals at temporary nighttime parking lots."

18 SECTION 3. Statutory material to be repealed is bracketed
19 and stricken. New statutory material is underscored.

20 SECTION 4. This Act shall take effect upon its approval.

21

INTRODUCED BY:

Rick Cutler




H.B. NO. 535

Sirdad Chingone

Calvin K. Say

Alt
K. H.

JAN 18 2013



H.B. NO. 535

Report Title:

Homeless; Temporary Nighttime Parking Lots

Description:

Requires the designation of temporary nighttime parking lots in each county to provide locations where homeless individuals who live and sleep in their vehicles can park overnight.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

