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# 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 authorize 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, may 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. There is appropriated out of the general  
 19 revenues of the State of Hawaii the sum of \$            or so much  
 20 thereof as may be necessary for fiscal year 2013-2014 for the  
 21 designation of temporary nighttime parking lots to provide safe  
 22 overnight locations for homeless individuals who live and sleep

1 in their motor vehicles and who would otherwise park overnight  
2 on public or private roads or property.

3 The sum appropriated shall be expended by the department of  
4 human services for the purposes of this Act.

5 SECTION 4. Statutory material to be repealed is bracketed  
6 and stricken. New statutory material is underscored.

7 SECTION 5. This Act shall take effect on July 1, 2030.



**Report Title:**

Homelessness; Temporary Nighttime Parking Lots

**Description:**

Authorizes the designation of temporary nighttime parking lots in each county to provide safe overnight parking for homeless individuals who live and sleep in their motor vehicles and who would otherwise park overnight on public or private roads or property. Appropriates funds. Effective July 1, 2030. (HB535 HD2)

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

