
SENATE BILL 5332

State of Washington

68th Legislature

2023 Regular Session

By Senators King, Fortunato, Holy, Schoesler, Torres, and L. Wilson

Read first time 01/12/23. Referred to Committee on Local Government, Land Use & Tribal Affairs.

1 AN ACT Relating to prohibiting locating homeless encampments near
2 schools and early learning facilities; adding a new section to
3 chapter 35.36 RCW; adding a new section to chapter 35A.63 RCW; adding
4 a new section to chapter 36.70 RCW; and adding a new section to
5 chapter 36.70A RCW.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

7 NEW SECTION. **Sec. 1.** A new section is added to chapter 35.36
8 RCW to read as follows:

9 (1) No city or town may authorize, or through inaction allow for,
10 the siting or establishment of a sanctioned or unsanctioned homeless
11 outdoor encampment of any kind including, but not limited to,
12 temporary small homes on site, tiny homes sheltering homeless
13 persons, vehicle resident safe parking, or care or feeding areas for
14 homeless persons within 1,000 feet of a public or private school or
15 an early learning facility.

16 (2) The definitions in this subsection apply throughout this
17 section unless the context clearly requires otherwise.

18 (a) "School" means:

19 (i) A public school under RCW 28A.150.010;

20 (ii) A private school approved by the state under chapter 28A.195
21 RCW; and

1 (iii) A charter school under RCW 28A.710.010.
2 (b) "Early learning facility" means:
3 (i) A child day care center under RCW 43.216.010(1)(a);
4 (ii) An early childhood education and assistance program provider
5 under RCW 43.216.010(8);
6 (iii) A family day care provider under RCW 43.216.010(1)(c);
7 (iv) A head start program under 42 U.S.C. 9801 et seq.; and
8 (v) A nursery school under RCW 43.216.010(2)(e).
9 (c) "Outdoor encampment" has the same meaning as defined in RCW
10 35.21.915.

11 NEW SECTION. **Sec. 2.** A new section is added to chapter 35A.63
12 RCW to read as follows:

13 (1) No city may authorize, or through inaction allow for, the
14 siting or establishment of a sanctioned or unsanctioned homeless
15 outdoor encampment of any kind including, but not limited to,
16 temporary small homes on site, tiny homes sheltering homeless
17 persons, vehicle resident safe parking, or care or feeding areas for
18 homeless persons within 1,000 feet of a public or private school or
19 an early learning facility.

20 (2) The definitions in this subsection apply throughout this
21 section unless the context clearly requires otherwise.

22 (a) "School" means:

23 (i) A public school under RCW 28A.150.010;

24 (ii) A private school approved by the state under chapter 28A.195
25 RCW; and

26 (iii) A charter school under RCW 28A.710.010.

27 (b) "Early learning facility" means:

28 (i) A child day care center under RCW 43.216.010(1)(a);

29 (ii) An early childhood education and assistance program provider
30 under RCW 43.216.010(8);

31 (iii) A family day care provider under RCW 43.216.010(1)(c);

32 (iv) A head start program under 42 U.S.C. 9801 et seq.; and

33 (v) A nursery school under RCW 43.216.010(2)(e).

34 (c) "Outdoor encampment" has the same meaning as defined in RCW
35 35A.21.360.

36 NEW SECTION. **Sec. 3.** A new section is added to chapter 36.70
37 RCW to read as follows:

1 (1) No county may authorize, or through inaction allow for, the
2 siting or establishment of a sanctioned or unsanctioned homeless
3 outdoor encampment of any kind including, but not limited to,
4 temporary small homes on site, tiny homes sheltering homeless
5 persons, vehicle resident safe parking, or care or feeding areas for
6 homeless persons within 1,000 feet of a public or private school or
7 an early learning facility.

8 (2) The definitions in this subsection apply throughout this
9 section unless the context clearly requires otherwise.

10 (a) "School" means:

11 (i) A public school under RCW 28A.150.010;

12 (ii) A private school approved by the state under chapter 28A.195
13 RCW; and

14 (iii) A charter school under RCW 28A.710.010.

15 (b) "Early learning facility" means:

16 (i) A child day care center under RCW 43.216.010(1)(a);

17 (ii) An early childhood education and assistance program provider
18 under RCW 43.216.010(8);

19 (iii) A family day care provider under RCW 43.216.010(1)(c);

20 (iv) A head start program under 42 U.S.C. 9801 et seq.; and

21 (v) A nursery school under RCW 43.216.010(2)(e).

22 (c) "Outdoor encampment" has the same meaning as defined in RCW
23 36.01.290.

24 NEW SECTION. **Sec. 4.** A new section is added to chapter 36.70A
25 RCW to read as follows:

26 (1) No county may authorize, or through inaction allow for, the
27 siting or establishment of a sanctioned or unsanctioned homeless
28 outdoor encampment of any kind including, but not limited to,
29 temporary small homes on site, tiny homes sheltering homeless
30 persons, vehicle resident safe parking, or care or feeding areas for
31 homeless persons within 1,000 feet of a public or private school or
32 an early learning facility.

33 (2) The definitions in this subsection apply throughout this
34 section unless the context clearly requires otherwise.

35 (a) "School" means:

36 (i) A public school under RCW 28A.150.010;

37 (ii) A private school approved by the state under chapter 28A.195
38 RCW; and

39 (iii) A charter school under RCW 28A.710.010.

1 (b) "Early learning facility" means:
2 (i) A child day care center under RCW 43.216.010(1)(a);
3 (ii) An early childhood education and assistance program provider
4 under RCW 43.216.010(8);
5 (iii) A family day care provider under RCW 43.216.010(1)(c);
6 (iv) A head start program under 42 U.S.C. 9801 et seq.; and
7 (v) A nursery school under RCW 43.216.010(2)(e).
8 (c) "Outdoor encampment" has the same meaning as defined in RCW
9 36.01.290.

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