

2SHB 1303 - H AMD 194

By Representative Dufault

NOT CONSIDERED 04/27/2025

1 On page 2, after line 16, insert the following:

2 "Sec. 4. RCW 70A.200.060 and 2024 c 231 s 2 are each amended to
3 read as follows:

4 (1) It is a violation of this section to:

5 (a) Abandon a junk vehicle upon any property;

6 (b) Throw, drop, deposit, discard, or otherwise dispose of
7 litter upon any public property in the state or upon private
8 property in this state not owned by him or her or in the waters of
9 this state whether from a vehicle or otherwise including but not
10 limited to any public highway, public park, beach, campground,
11 forestland, recreational area, trailer park, highway, road, street,
12 or alley except:

13 (i) When the property is designated by the state or its agencies
14 or political subdivisions for the disposal of garbage and refuse,
15 and the person is authorized to use such property for that purpose;

16 (ii) Into a litter receptacle in a manner that will prevent
17 litter from being carried away or deposited by the elements upon any
18 part of the private or public property or waters.

19 (2)(a) Except as provided in subsection (5) of this section, it
20 is a class 3 civil infraction as provided in RCW 7.80.120 for a
21 person to litter in an amount less than or equal to one cubic foot.

22 (b) It is a misdemeanor for a person to litter in an amount
23 greater than one cubic foot but less than 10 cubic yards. A
24 violation of this subsection may alternatively be punished with a
25 notice of a natural resource infraction under chapter 7.84 RCW.

26 (c) It is a gross misdemeanor for a person to litter more than
27 10 cubic yards.

1 (d)(i) A person found liable or guilty under this section shall,
2 in addition to the penalties provided for misdemeanors, gross
3 misdemeanors, or for natural resource infractions as provided in RCW
4 7.84.100, also pay a litter clean-up restitution payment equal to
5 four times the actual cost of cleanup for natural resource
6 infractions and misdemeanors and two times the actual cost of
7 cleanup for gross misdemeanors. The court shall distribute an amount
8 of the litter clean-up restitution payment that equals the actual
9 cost of cleanup to the landowner where the littering incident
10 occurred and the remainder of the restitution payment to the law
11 enforcement agency investigating the incident.

12 (ii) The court may, in addition to or in lieu of part or all of
13 the cleanup restitution payment, order the person to pick up and
14 remove litter from the property, with prior permission of the legal
15 owner or, in the case of public property, of the agency managing the
16 property.

17 (iii) The court may suspend or modify the litter cleanup
18 restitution payment for a first-time offender under this section, if
19 the person cleans up and properly disposes of the litter.

20 (3) If a junk vehicle is abandoned in violation of this section,
21 RCW 46.55.230 governs the vehicle's removal, disposal, and sale, and
22 the penalties that may be imposed against the person who abandoned
23 the vehicle.

24 (4) If the violation occurs in a state park, the court shall, in
25 addition to any other penalties assessed, order the person to
26 perform 24 hours of community restitution in the state park where
27 the violation occurred if the state park has stated an intent to
28 participate as provided in RCW 79A.05.050.

29 (5) It is a class 1 civil infraction as provided in RCW 7.80.120
30 for a person to discard, in violation of this section, potentially
31 dangerous litter in any amount.

32 (6)(a) Unless otherwise permitted by state law, it is unlawful for
33 any person to camp within any public property that is within 10 blocks
34 of a temporary shelter, provided that if the 10-block radius bisects a

1 block or a public parcel, such as a park or a school, that the entire
2 block or parcel shall be included in the prohibited area for camping,
3 or within 200 feet of waters of the state.

4 (b) It is unlawful for any person to store personal property,
5 including, without limitation, camp facilities and camp paraphernalia,
6 within any public property that is within 10 blocks of a temporary
7 shelter, provided that if the 10-block radius bisects a block or a
8 public parcel, such as a park or a school, that the entire block or
9 parcel shall be included in the prohibited area for camping, or within
10 200 feet of waters of the state.

11 (c) A violation of the requirements of this subsection (6) is a
12 misdemeanor offense, provided that, no less than two weeks prior to
13 issuance of an infraction under this subsection, notice shall be
14 posted at the location where camping or storage of personal belongings
15 is occurring, so that any local homelessness services provider can be
16 notified and interested non-governmental organizations and mutual aid
17 groups can offer assistance and resources as needed at this location.
18 No posting of such notice, nor notice to any organization, is required
19 when there is a reasonable belief there is significant risk to life,
20 public health or safety, or property due to the prohibited camping or
21 storage of personal belongings at this location.

22 (7) The following definitions apply for purpose of subsection (6)
23 of this section unless the context clearly requires otherwise:

24 (a)(i) "camp" means to pitch, erect, or occupy camp facilities, or
25 to use camp paraphernalia, or both, for the purpose of, or in such a
26 way as will facilitate, remaining overnight.

27 (ii) "camp" does not include overnight use of public property by a
28 government entity.

29 (b) "camp facilities" means, without limitation, tents, huts, and
30 temporary shelters.

31 (c) "camp paraphernalia" means, without limitation, blankets,
32 pillows, tarpaulins, cots, beds or bedding, sleeping bags, hammocks,
33 cooking facilities not designated by a government entity, or similar
34 equipment.

1 (d) "public property" means all property in which a government
2 entity has a property interest, including easements, and includes,
3 without limitation, all parks, piers, streets, trails, forests, park
4 museums, pools, beaches, open spaces, public squares, public schools
5 and associated athletic facilities, grounds around publicly owned or
6 leased buildings, including but not limited to parking lots, and any
7 other property in which a governmental entity has a property interest
8 of any type.

9 (e) "temporary shelter" means a shelter permitted by a government
10 entity.

11 (f) "waters of the state" has the same meaning as in RCW
12 90.56.010."

13
14 Renumber the remaining section consecutively and correct any
15 internal references accordingly.

EFFECT: Provides that it is a misdemeanor to camp or store personal property within 10 blocks of a temporary shelter or within 200 feet of state waters, provided that at least two weeks' notice is posted at the location.

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