

PROPOSED
SENATE AMENDMENTS TO H.B. 2649
(Reference to House engrossed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Title 9, chapter 4, article 8, Arizona Revised Statutes,
3 is amended by adding section 9-500.49, to read:

4 9-500.49. Homeless encampments; requirements; liability;
5 definitions

6 A. IF A MUNICIPALITY ESTABLISHES OR ALLOWS THE ESTABLISHMENT OF A
7 HOMELESS ENCAMPMENT EITHER ON PRIVATE PROPERTY IN VIOLATION OF MUNICIPAL
8 REGULATIONS OR ON PUBLIC PROPERTY, THE MUNICIPALITY SHALL PROVIDE ALL OF
9 THE FOLLOWING AT THE HOMELESS ENCAMPMENT:

10 1. AT LEAST TWO TEMPORARY OR PERMANENT RESTROOM UNITS. IF A
11 HOMELESS ENCAMPMENT HAS A POPULATION OF ONE HUNDRED PERSONS, THE
12 MUNICIPALITY SHALL PROVIDE TWO ADDITIONAL RESTROOM UNITS. IF A HOMELESS
13 ENCAMPMENT EXCEEDS ONE HUNDRED PERSONS, A MUNICIPALITY SHALL PROVIDE TWO
14 ADDITIONAL RESTROOM UNITS FOR EVERY ADDITIONAL ONE HUNDRED PERSONS.

15 2. IF A HOMELESS ENCAMPMENT HAS A POPULATION OF AT LEAST FIFTY
16 PERSONS, TWO TEMPORARY OR PERMANENT SHOWER UNITS

17 3. AT LEAST TWO HANDWASHING UNITS. IF A HOMELESS ENCAMPMENT HAS A
18 POPULATION OF 100 INDIVIDUALS, THE MUNICIPALITY SHALL PROVIDE TWO
19 ADDITIONAL HANDWASHING UNITS. IF A HOMELESS ENCAMPMENT EXCEEDS 100
20 INDIVIDUALS, A MUNICIPALITY SHALL PROVIDE TWO ADDITIONAL HANDWASHING UNITS
21 FOR EVERY 100 ADDITIONAL INDIVIDUALS.

22 4. ADEQUATE POTABLE WATER.

23 5. ADEQUATE TRASH RECEPTACLES AND REGULAR TRASH REMOVAL SERVICES.

24 6. TWENTY-FOUR-HOUR ON-SITE SECURITY.

1 B. A MUNICIPALITY SHALL ALSO COMPLY WITH AND ENFORCE ALL APPLICABLE
2 HEALTH, SAFETY AND SANITATION LAWS, ORDINANCES AND REGULATIONS WITHIN A
3 HOMELESS ENCAMPMENT.

4 C. FOR THE PURPOSES OF THIS SECTION, "HOMELESS ENCAMPMENT" MEANS AN
5 AREA CONTAINING TEN OR MORE TENTS, TARPS OR OTHER SIMILAR TEMPORARY
6 STRUCTURES THAT ARE WITHIN FIFTY FEET OF EACH OTHER AND THAT ARE USED FOR
7 THE PURPOSE OF ESTABLISHING AN INDEFINITE PLACE OF DOMICILE OR RESIDENCE.

8 Sec. 2. Title 11, chapter 2, article 4, Arizona Revised Statutes, is
9 amended by adding section 11-269.27, to read:

10 11-269.27. Homeless encampments; requirements; liability;
11 definitions

12 A. IF A COUNTY ESTABLISHES OR ALLOWS THE ESTABLISHMENT OF A HOMELESS
13 ENCAMPMENT EITHER ON PRIVATE PROPERTY IN VIOLATION OF COUNTY REGULATIONS OR
14 ON PUBLIC PROPERTY, THE COUNTY SHALL PROVIDE ALL OF THE FOLLOWING AT THE
15 HOMELESS ENCAMPMENT:

16 1. AT LEAST TWO TEMPORARY OR PERMANENT RESTROOM UNITS. IF A
17 HOMELESS ENCAMPMENT HAS A POPULATION OF ONE HUNDRED PERSONS, THE
18 MUNICIPALITY SHALL PROVIDE TWO ADDITIONAL RESTROOM UNITS. IF A HOMELESS
19 ENCAMPMENT EXCEEDS ONE HUNDRED PERSONS, A MUNICIPALITY SHALL PROVIDE TWO
20 ADDITIONAL RESTROOM UNITS FOR EVERY ADDITIONAL ONE HUNDRED PERSONS.

21 2. IF A HOMELESS ENCAMPMENT HAS A POPULATION OF AT LEAST FIFTY
22 PERSONS, TWO TEMPORARY OR PERMANENT SHOWER UNITS.

23 3. AT LEAST TWO HANDWASHING UNITS PER EVERY FIFTY PERSONS. IF A
24 HOMELESS ENCAMPMENT HAS A POPULATION OF 100 INDIVIDUALS, THE MUNICIPALITY
25 SHALL PROVIDE TWO ADDITIONAL HANDWASHING UNITS. IF A HOMELESS ENCAMPMENT
26 EXCEEDS 100 INDIVIDUALS, A MUNICIPALITY SHALL PROVIDE TWO ADDITIONAL
27 HANDWASHING UNITS FOR EVERY 100 ADDITIONAL INDIVIDUALS.

28 4. ADEQUATE POTABLE WATER.

29 5. ADEQUATE TRASH RECEPTACLES AND REGULAR TRASH REMOVAL SERVICES.

30 6. TWENTY-FOUR-HOUR ON-SITE SECURITY.

31 B. A COUNTY SHALL ALSO COMPLY WITH AND ENFORCE ALL APPLICABLE
32 HEALTH, SAFETY AND SANITATION LAWS, ORDINANCES AND REGULATIONS.

1 C. FOR THE PURPOSES OF THIS SECTION, "HOMELESS ENCAMPMENT" MEANS AN
2 AREA CONTAINING TEN OR MORE TENTS, TARPS OR OTHER SIMILAR TEMPORARY
3 STRUCTURES THAT ARE WITHIN FIFTY FEET OF EACH OTHER AND THAT ARE USED FOR
4 THE PURPOSE OF ESTABLISHING AN INDEFINITE PLACE OF DOMICILE OR RESIDENCE.

5 Sec. 2. Emergency

6 This act is an emergency measure that is necessary to preserve the
7 public peace, health or safety and is operative immediately as provided by
8 law."

9 Amend title to conform

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