

SENATE BILL NO. 57

INTRODUCED BY B. BROWN

BY REQUEST OF THE MONTANA HUMAN RIGHTS COMMISSION

IN THE SENATE

January 5, 1981	Introduced and referred to Committee on Business and Industry.
January 14, 1981	Committee reported bill with no recommendation as amended. Report adopted.
January 15, 1981	Rereferred to Committee on Judiciary.
February 12, 1981	Committee recommend bill do pass as amended. Report adopted.
February 13, 1981	Bill printed and placed on members' desks.
February 14, 1981	Second reading, do pass as amended.
February 16, 1981	Correctly engrossed.
February 17, 1981	Third reading, passed. Ayes, 34; Noes, 13. Transmitted to House.

IN THE HOUSE

February 18, 1981	Introduced and referred to Committee on Judiciary.
March 20, 1981	Committee recommend bill be concurred in. Report adopted.
March 27, 1981	Second reading, concurred in.

March 30, 1961

On motion rules suspended and bill allowed to transmitted on 71st legislative day. Motion adopted.

March 31, 1961

Third reading, concurred in. Ayes, 83; Noes, 0.

IN THE SENATE

April 1, 1961

Returned from House. Concurred in. Sent to enrolling.

Reported correctly enrolled.

1 SENATE BILL NO. 57
2 INTRODUCTION BY B. BROWN

3 BY REQUEST OF THE MONTANA HUMAN RIGHTS COMMISSION

4
5 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND LAWS ON
6 DISCRIMINATION IN HOUSING TO CONFORM TO FEDERAL REQUIREMENTS
7 TO ENABLE THE STATE TO RECEIVE FEDERAL FUNDS BY THE
8 DEFINITION OF EXPANDING UNFAIR HOUSING TO INCLUDE PRESALE
9 TRANSACTIONS, REALTY ORGANIZATIONS, AND ADVERTISING;
10 AMENDING SECTION 49-2-305, MCA."

11
12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

13 Section 1. Section 49-2-305, MCA, is amended to read:

14 "49-2-305. Discrimination in housing. (1) Except when
15 the distinction is based on reasonable grounds, it is an
16 unlawful discriminatory practice for the owner, lessee,
17 manager, or other person having the right to sell, lease, or
18 rent a housing accommodation or improved or unimproved
19 property:

20 (a) to refuse to sell, lease, or rent the housing
21 accommodation or property to a person because of sex, race,
22 creed, religion, color, age, physical or mental handicap, or
23 national origin;

24 (b) to discriminate against a person because of sex,
25 race, creed, religion, age, physical or mental handicap,

1 color, or national origin in a term, condition, or privilege
2 relating to the use, sale, lease, or rental of the housing
3 accommodation or property; or

4 (c) to make a written or oral inquiry or record of the
5 sex, race, creed, religion, age, physical or mental
6 handicap, color, or national origin of a person seeking to
7 buy, lease, or rent the housing accommodation or property;

8 ~~(d) to refuse to negotiate concerning, to make~~
9 ~~unavailable, or to falsely represent the unavailability of~~
10 ~~the housing accommodation or property because of sex, race,~~
11 ~~creed, religion, age, physical or mental handicap, color, or~~
12 ~~national origin; or~~

13 ~~(e) to deny membership or participation in, or access~~
14 ~~to multiple listing services, real estate brokers'~~
15 ~~organizations, or other services relating to the business of~~
16 ~~selling, leasing, or renting housing accommodations or~~
17 ~~property on the basis of sex, race, creed, religion, age,~~
18 ~~physical or mental handicap, color, or national origin.~~

19 (2) A private residence designed for single-family
20 occupancy in which sleeping space is rented to guests and in
21 which the landlord also resides is excluded from the
22 provisions of this section subsection (1).

23 ~~(3) It is also an unlawful discriminatory practice to~~
24 ~~make, print, or publish or cause to be made, printed, or~~
25 ~~published any notice, statement, or advertisement that~~

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1 indicates any preference, limitation, or discrimination that
2 is prohibited by subsection (1) or any intention to make or
3 have such a preference, limitation, or discrimination."

-End-

Approved by Committee
on Judiciary

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A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND LAWS ON
DISCRIMINATION IN HOUSING TO CONFORM TO FEDERAL REQUIREMENTS
TO ENABLE THE STATE TO RECEIVE FEDERAL FUNDS BY EXPANDING
THE DEFINITION OF EXPANDING UNFAIR HOUSING TO INCLUDE
PRESALE TRANSACTIONS, ~~REALTY ORGANIZATIONS,~~ AND ADVERTISING;
AMENDING SECTION 49-2-305, MCA."

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accommodation or property to a person because of sex, race,
creed, religion, color, age, physical or mental handicap, or
national origin;

(b) to discriminate against a person because of sex,
race, creed, religion, age, physical or mental handicap,

color, or national origin in a term, condition, or privilege
relating to the use, sale, lease, or rental of the housing
accommodation or property; or

(c) to make a written or oral inquiry or record of the
sex, race, creed, religion, age, physical or mental
handicap, color, or national origin of a person seeking to
buy, lease, or rent the housing accommodation or property;
OR

(d) to refuse to negotiate concerning, to make
unavailable, or to falsely represent the unavailability of
the housing accommodation or property because of sex, race,
creed, religion, age, physical or mental handicap, color, or
national origin; or.

~~(e) to deny membership or participation in or access~~
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occupancy in which sleeping space is rented to guests and in
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provisions of ~~this section subsection (1).~~

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1 published any notice, statement, or advertisement that
2 indicates any preference, limitation, or discrimination that
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4 have such a preference, limitation, or discrimination."

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 19 property:

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 22 creed, religion, color, age, physical or mental handicap, or
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 6 handicap, color, or national origin of a person seeking to
 7 buy, lease, or rent the housing accommodation or property;
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9 (d) to refuse to negotiate concerning FOR A SALE OR
 10 to make A HOUSING ACCOMMODATION OR PROPERTY unavailable or
 11 to falsely represent the unavailability of the housing
 12 accommodation or property because of sex, race, creed,
 13 religion, age, physical or mental handicap, color, or
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15 fe) to deny membership or participation in or access
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(a) to refuse to sell, lease, or rent the housing accommodation or property to a person because of sex, race, creed, religion, color, age, physical or mental handicap, or national origin;

(b) to discriminate against a person because of sex, race, creed, religion, age, physical or mental handicap,

color, or national origin in a term, condition, or privilege relating to the use, sale, lease, or rental of the housing accommodation or property; or

(c) to make a written or oral inquiry or record of the sex, race, creed, religion, age, physical or mental handicap, color, or national origin of a person seeking to buy, lease, or rent the housing accommodation or property; OR

(d) to refuse to negotiate concerning FOR A SALE OR to make A HOUSING ACCOMMODATION OR PROPERTY unavailable or to falsely represent the unavailability of the housing accommodation or property because of sex, race, creed, religion, age, physical or mental handicap, color, or national origin; or.

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