

1 *House* BILL NO. *270*  
 2 INTRODUCED BY *Ream DeWinger Sand's*  
 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT INCLUDING SEXUAL ORIENTATION IN SOME OF THE  
 5 PROTECTIONS CONTAINED IN THE HUMAN RIGHTS LAWS; AND AMENDING SECTIONS 49-1-102,  
 6 49-2-303, 49-2-304, 49-2-305, 49-2-306, 49-2-307, 49-2-308, 49-2-403, 49-2-602, 49-3-201, 49-3-202,  
 7 49-3-203, 49-3-204, 49-3-205, 49-3-206, AND 49-3-207, MCA."

8  
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10  
 11 **Section 1.** Section 49-1-102, MCA, is amended to read:

12 **"49-1-102. Freedom from discrimination.** (1) The right to be free from discrimination because of  
 13 race, creed, religion, color, sex, physical or mental disability, age, sexual orientation, or national origin is  
 14 recognized as and declared to be a civil right. This right must include but not be limited to:

- 15 (a) the right to obtain and hold employment without discrimination; and
- 16 (b) the right to the full enjoyment of any of the accommodation facilities or privileges of any place
- 17 of public resort, accommodation, assemblage, or amusement.

18 (2) This section does not prevent the nonarbitrary consideration in adoption proceedings of relevant  
 19 information concerning the factors listed in subsection (1). Consideration of religious factors by a licensed  
 20 child-placing agency that is affiliated with a particular religious faith is not arbitrary consideration of religion  
 21 within the meaning of this section."

22  
 23 **Section 2.** Section 49-2-303, MCA, is amended to read:

24 **"49-2-303. Discrimination in employment.** (1) It is an unlawful discriminatory practice for:

- 25 (a) an employer to refuse employment to a person, to bar a person from employment, or to
- 26 discriminate against a person in compensation or in a term, condition, or privilege of employment because
- 27 of race, creed, religion, color, or national origin or because of age, physical or mental disability, marital
- 28 status, sexual orientation, or sex when the reasonable demands of the position do not require an age,
- 29 physical or mental disability, marital status, sexual orientation, or sex distinction;
- 30 (b) a labor organization or joint labor management committee controlling apprenticeship to exclude

1 or expel any person from its membership or from an apprenticeship or training program or to discriminate  
2 in any way against a member of or an applicant to the labor organization or an employer or employee  
3 because of race, creed, religion, color, or national origin or because of age, physical or mental disability,  
4 marital status, sexual orientation, or sex when the reasonable demands of the program do not require an  
5 age, physical or mental disability, marital status, sexual orientation, or sex distinction;

6 (c) an employer or employment agency to print or circulate or cause to be printed or circulated a  
7 statement, advertisement, or publication or to use an employment application that expresses, directly or  
8 indirectly, a limitation, specification, or discrimination as to sex, marital status, sexual orientation, age,  
9 physical or mental disability, race, creed, religion, color, or national origin or an intent to make the  
10 limitation, unless based upon a bona fide occupational qualification;

11 (d) an employment agency to fail or refuse to refer for employment, to classify, or otherwise to  
12 discriminate against any individual because of sex, marital status, sexual orientation, age, physical or mental  
13 disability, race, creed, religion, color, or national origin, unless based upon a bona fide occupational  
14 qualification.

15 (2) The exceptions permitted in subsection (1) based on bona fide occupational qualifications must  
16 be strictly construed.

17 (3) Compliance with 2-2-302 and 2-2-303, which prohibit nepotism in public agencies, may not  
18 be construed as a violation of this section.

19 (4) The application of a hiring preference as provided for in 2-18-111 and 18-1-110 may not be  
20 construed to be a violation of this section.

21 (5) It is not a violation of the prohibition against marital status discrimination in this section for an  
22 employer or labor organization to provide greater or additional contributions to a bona fide group insurance  
23 plan for employees with dependents than to those employees without dependents or with fewer  
24 dependents."

25  
26 **Section 3.** Section 49-2-304, MCA, is amended to read:

27 "**49-2-304. Discrimination in public accommodations.** (1) Except when the distinction is based on  
28 reasonable grounds, it is an unlawful discriminatory practice for the owner, lessee, manager, agent, or  
29 employee of a public accommodation:

30 (a) to refuse, withhold from, or deny to a person any of its services, goods, facilities, advantages,

1 or privileges because of sex, marital status, sexual orientation, race, age, physical or mental disability,  
2 creed, religion, color, or national origin;

3 (b) to publish, circulate, issue, display, post, or mail a written or printed communication, notice,  
4 or advertisement ~~which~~ that states or implies that any of the services, goods, facilities, advantages, or  
5 privileges of the public accommodation will be refused, withheld from, or denied to a person of a certain  
6 race, creed, religion, sex, marital status, sexual orientation, age, physical or mental disability, color, or  
7 national origin.

8 (2) Except when the distinction is based on reasonable grounds, it is an unlawful discriminatory  
9 practice for a licensee under Title 16, chapter 4, to exclude from its membership or from its services,  
10 goods, facilities, advantages, privileges, or accommodations any individual on the grounds of race, color,  
11 religion, creed, sex, marital status, sexual orientation, age, physical or mental disability, or national origin.  
12 This subsection does not apply to any lodge of a recognized national fraternal organization.

13 (3) ~~Nothing in this~~ This section prohibits does not prohibit public accommodations from giving or  
14 providing special benefits, incentives, discounts, or promotions for the benefit of individuals based on age."  
15

16 **Section 4.** Section 49-2-305, MCA, is amended to read:

17 "**49-2-305. Discrimination in housing -- exemptions.** (1) It is an unlawful discriminatory practice  
18 for the owner, lessee, or manager having the right to sell, lease, or rent a housing accommodation or  
19 improved or unimproved property or for any other person:

20 (a) to refuse to sell, lease, or rent the housing accommodation or property to a person because of  
21 sex, marital status, sexual orientation, race, creed, religion, color, age, familial status, physical or mental  
22 disability, or national origin;

23 (b) to discriminate against a person because of sex, marital status, sexual orientation, race, creed,  
24 religion, age, familial status, physical or mental disability, color, or national origin in a term, condition, or  
25 privilege relating to the use, sale, lease, or rental of the housing accommodation or property;

26 (c) to make an inquiry of the sex, marital status, sexual orientation, race, creed, religion, age,  
27 familial status, physical or mental disability, color, or national origin of a person seeking to buy, lease, or  
28 rent a housing accommodation or property for the purpose of discriminating on the basis of sex, marital  
29 status, sexual orientation, race, creed, religion, age, familial status, physical or mental disability, color, or  
30 national origin;

1 (d) to refuse to negotiate for a sale or to otherwise make unavailable or deny a housing  
2 accommodation or property because of sex, marital status, sexual orientation, race, creed, religion, age,  
3 familial status, physical or mental disability, color, or national origin;

4 (e) to represent to a person that a housing accommodation or property is not available for  
5 inspection, sale, or rental because of that person's sex, marital status, sexual orientation, race, creed,  
6 religion, age, familial status, physical or mental disability, color, or national origin when the housing  
7 accommodation or property is in fact available; or

8 (f) for profit, to induce or attempt to induce a person to sell or rent a housing accommodation or  
9 property by representations regarding the entry or prospective entry into the neighborhood of a person or  
10 persons of a particular sex, marital status, sexual orientation, race, creed, religion, age, familial status,  
11 physical or mental disability, color, or national origin.

12 (2) The rental of sleeping rooms in a private residence designed for single-family occupancy in  
13 which the owner also resides is excluded from the provisions of subsection (1), provided that the owner  
14 rents no more than three sleeping rooms within the residence.

15 (3) It is an unlawful discriminatory practice to make, print, or publish or cause to be made, printed,  
16 or published any notice, statement, or advertisement that indicates any preference, limitation, or  
17 discrimination that is prohibited by subsection (1) or any intention to make or have a prohibited preference,  
18 limitation, or discrimination.

19 (4) It is an unlawful discriminatory practice for a person to discriminate because of a physical or  
20 mental disability of a buyer, lessee, or renter; of a person residing in or intending to reside in or on the  
21 housing accommodation or property after it is sold, leased, rented, or made available; or of any person  
22 associated with that buyer, lessee, or renter:

23 (a) in the sale, rental, or availability of the housing accommodation or property;

24 (b) in the terms, conditions, or privileges of a sale or rental of the housing accommodation or  
25 property; or

26 (c) in the provision of services or facilities in connection with the housing accommodation or  
27 property.

28 (5) For purposes of subsections (1) and (4), discrimination because of physical or mental disability  
29 includes:

30 (a) refusal to permit, at the expense of the person with a disability, reasonable modifications of

1 existing premises occupied or to be occupied by the person with a disability if the modifications may be  
2 necessary to allow the person full enjoyment of the premises, except that in the case of a lease or rental,  
3 the landlord may, ~~where~~ when it is reasonable to do so, condition permission for a modification on the  
4 lessor's or renter's agreement to restore the interior of the premises to the condition that existed before  
5 the modification, except for reasonable wear and tear;

6 (b) refusal to make reasonable accommodations in rules, policies, practices, or services when the  
7 accommodations may be necessary to allow the person equal opportunity to use and enjoy a housing  
8 accommodation or property; or

9 (c) (i) except as provided in subsection (5)(c)(ii), in connection with the design and construction  
10 of a covered multifamily housing accommodation, a failure to design and construct the housing  
11 accommodation in a manner that:

12 (A) provides at least one accessible building entrance on an accessible route;

13 (B) makes the public use and common use portions of the housing accommodation readily  
14 accessible to and usable by a person with a disability;

15 (C) provides that all doors designed to allow passage into and within all premises within the  
16 housing accommodation are sufficiently wide to allow passage by a person with a disability who uses a  
17 wheelchair; and

18 (D) ensures that all premises within the housing accommodation contain the following features of  
19 adaptive design:

20 (I) an accessible route into and through the housing accommodation;

21 (II) light switches, electrical outlets, thermostats, and other environmental controls in accessible  
22 locations;

23 (III) reinforcements in bathroom walls to allow later installation of grab bars; and

24 (IV) usable kitchens and bathrooms that allow an individual who uses a wheelchair to maneuver  
25 about the space;

26 (ii) a covered multifamily housing accommodation that does not have at least one building entrance  
27 on an accessible route because it is impractical to do so due to the terrain or unusual characteristics of the  
28 site is not required to comply with the requirements of subsection (5)(c)(i).

29 (6) For purposes of subsection (5), the term "covered multifamily housing accommodation" means:

30 (a) a building consisting of four or more dwelling units if the building has one or more elevators;

1 and

2 (b) ground floor units in a building consisting of four or more dwelling units.

3 (7) (a) It is an unlawful discriminatory practice for any person or other entity whose business  
4 includes engaging in residential real estate-related transactions to discriminate because of sex, marital  
5 status, sexual orientation, race, creed, religion, age, familial status, physical or mental disability, color, or  
6 national origin against a person in making available a transaction or in the terms or conditions of a  
7 transaction.

8 (b) For purposes of this subsection (7), the term "residential real estate-related transaction" means  
9 any of the following:

10 (i) the making or purchasing of loans or providing other financial assistance:

11 (A) for purchasing, constructing, improving, repairing, or maintaining a housing accommodation  
12 or property; or

13 (B) secured by residential real estate; or

14 (ii) the selling, brokering, or appraising of residential real property.

15 (8) It is an unlawful discriminatory practice to deny a person access to or membership or  
16 participation in a multiple-listing service, real estate brokers' organization, or other service, organization,  
17 or facility relating to the business of selling, leasing, or renting housing accommodations or property or to  
18 discriminate against the person in the terms or conditions of access, membership, or participation because  
19 of sex, marital status, sexual orientation, race, creed, religion, age, familial status, physical or mental  
20 disability, color, or national origin.

21 (9) It is an unlawful discriminatory practice to coerce, intimidate, threaten, or interfere with a  
22 person in the exercise or enjoyment of or because of the person having exercised or enjoyed or having  
23 aided or encouraged any other person in the exercise or enjoyment of a right granted or protected by this  
24 section.

25 (10) The prohibitions of this section against discrimination because of age and familial status do not  
26 extend to housing for older persons. "Housing for older persons" means housing:

27 (a) provided under any state or federal program specifically designed and operated to assist elderly  
28 persons;

29 (b) intended for, and solely occupied by, persons 62 years of age or older; or

30 (c) intended and operated for occupancy by at least one person 55 years of age or older per unit

1 in accordance with the provisions of 42 U.S.C. 3607(b)(2)(C) and (3) and 24 CFR 100.304, as those  
2 sections read on October 1, 1989.

3 (11) The prohibitions of subsection (1) against discrimination because of age and familial status do  
4 not extend to rooms or units in dwellings containing living quarters occupied or intended to be occupied  
5 by no more than two families living independently of each other, if the owner actually maintains and  
6 occupies one of the living quarters as the owner's residence.

7 (12) For purposes of this section, "familial status" means having a child or children who live or will  
8 live with a person. A distinction based on familial status includes one that is based on the age of a child  
9 or children who live or will live with a person."  
10

11 **Section 5.** Section 49-2-306, MCA, is amended to read:

12 **"49-2-306. Discrimination in financing and credit transactions.** (1) It is an unlawful discriminatory  
13 practice for a financial institution, upon receiving an application for financial assistance, to permit an official  
14 or employee, during the execution of that person's duties, to discriminate against the applicant because  
15 of sex, marital status, sexual orientation, race, creed, religion, age, physical or mental disability, color, or  
16 national origin in a term, condition, or privilege relating to the obtainment or use of the institution's financial  
17 assistance, unless based on reasonable grounds.

18 (2) It is an unlawful discriminatory practice for a creditor to discriminate on the basis of race, color,  
19 religion, creed, national origin, age, mental or physical disability, sex, sexual orientation, or marital status  
20 against any person in any credit transaction that is subject to the jurisdiction of any state or federal court  
21 of record."  
22

23 **Section 6.** Section 49-2-307, MCA, is amended to read:

24 **"49-2-307. Discrimination in education.** It is an unlawful discriminatory practice for an educational  
25 institution:

26 (1) to exclude, expel, limit, or otherwise discriminate against an individual seeking admission as  
27 a student or an individual enrolled as a student in the terms, conditions, or privileges of the institution  
28 because of race, creed, religion, sex, marital status, sexual orientation, color, age, physical disability, or  
29 national origin or because of mental disability, unless based on reasonable grounds;

30 (2) to make or use a written or oral inquiry or form of application for admission that elicits or

1 attempts to elicit information or to make or keep a record concerning the race, color, sex, marital status,  
 2 sexual orientation, age, creed, religion, physical or mental disability, or national origin of an applicant for  
 3 admission, except as permitted by regulations of the commission;

4 (3) to print, publish, or cause to be printed or published a catalog or other notice or advertisement  
 5 indicating a limitation, specification, or discrimination based on the race, color, creed, religion, age, physical  
 6 or mental disability, sex, marital status, sexual orientation, or national origin of an applicant for admission;  
 7 or

8 (4) to announce or follow a policy of denial or limitation of educational opportunities ~~of~~ to a group  
 9 or its members, through a quota or otherwise, because of race, color, sex, marital status, sexual  
 10 orientation, age, creed, religion, physical or mental disability, or national origin."

11

12 **Section 7.** Section 49-2-308, MCA, is amended to read:

13 **"49-2-308. Discrimination by the state.** (1) It is an unlawful discriminatory practice for the state  
 14 or any of its political subdivisions:

15 (a) to refuse, withhold from, or deny to a person any local, state, or federal funds, services, goods,  
 16 facilities, advantages, or privileges because of race, creed, religion, sex, marital status, color, age, physical  
 17 or mental disability, sexual orientation, or national origin, unless based on reasonable grounds;

18 (b) to publish, circulate, issue, display, post, or mail a written or printed communication, notice,  
 19 or advertisement ~~which that~~ states or implies that any local, state, or federal funds, services, goods,  
 20 facilities, advantages, or privileges of the office or agency will be refused, withheld from, or denied to a  
 21 person of a certain race, creed, religion, sex, marital status, color, age, physical or mental disability, sexual  
 22 orientation, or national origin or that the patronage of a person of a particular race, creed, religion, sex,  
 23 marital status, color, age, sexual orientation, or national origin or possessing a physical or mental disability  
 24 is unwelcome or not desired or solicited, unless based on reasonable grounds;

25 (c) to refuse employment to a person, to bar a person from employment, or to discriminate against  
 26 a person in compensation or in a term, condition, or privilege of employment because of that person's  
 27 political beliefs. However, this prohibition does not apply to policymaking positions on the immediate staff  
 28 of an elected officer of the executive branch provided for in Article VI, section 1, of the Montana  
 29 constitution, to the appointment by the governor of a director of a principal department provided for in  
 30 Article VI, section 7, of the Montana constitution, or to the immediate staff of the majority and minority



1 leadership of the Montana legislature.

2 (2) This section does not prevent the nonarbitrary consideration in adoption proceedings of relevant  
3 information concerning the factors listed in subsection (1)."

4

5 **Section 8.** Section 49-2-403, MCA, is amended to read:

6 **"49-2-403. Specific limits on justification.** (1) Except as permitted in 49-2-303(3) through (5) and  
7 49-3-201(5), sex, marital status, sexual orientation, age, physical or mental disability, race, creed, religion,  
8 color, or national origin may not comprise justification for discrimination except for the legally demonstrable  
9 purpose of correcting a previous discriminatory practice.

10 (2) Age or mental disability may represent a legitimate discriminatory criterion in credit transactions  
11 only as it relates to a person's capacity to make or be bound by contracts or other obligations."

12

13 **Section 9.** Section 49-2-602, MCA, is amended to read:

14 **"49-2-602. Intimidation or interference in right to be free from housing discrimination -- penalties.**

15 (1) It is unlawful for a person, whether or not acting under color of law, by force or threat of force to  
16 purposefully or knowingly injure, intimidate, or interfere with or attempt to injure, intimidate, or interfere  
17 with:

18 (a) a person because of sex, race, creed, religion, age, familial status, sexual orientation, physical  
19 or mental disability, color, or national origin and because the person is or has been:

20 (i) selling, purchasing, renting, leasing, financing, or occupying or contracting or negotiating for  
21 the sale, purchase, lease, rental, financing, or occupation of any housing accommodation or property; or

22 (ii) applying for or participating in any service, organization, or facility relating to the business of  
23 selling, leasing, or renting housing accommodations or property;

24 (b) a person because that person is or has been:

25 (i) participating, without discrimination because of sex, race, creed, religion, age, familial status,  
26 sexual orientation, physical or mental disability, color, or national origin in any of the activities, services,  
27 organizations, or facilities described in this subsection (1); or

28 (ii) affording another person or class of persons opportunity or protection to participate in those  
29 activities, services, organizations, or facilities; or

30 (c) a citizen because the citizen is or has been, or in order to discourage that citizen or any other

1 citizen from, lawfully aiding or encouraging other persons to participate in any of the activities, services,  
2 organizations, or facilities described in this subsection (1) or because the citizen is or has been lawfully  
3 participating in speech or peaceful assembly opposing any denial of the opportunity to participate.

4 (2) A person who violates a provision of subsection (1):

5 (a) shall be fined not more than \$1,000 or imprisoned for not more than 1 year, or both;

6 (b) if bodily injury results, shall be fined not more than \$10,000 or imprisoned for not more than  
7 10 years, or both; or

8 (c) if death results, shall be subject to imprisonment for any term of years or for life."  
9

10 **Section 10.** Section 49-3-201, MCA, is amended to read:

11 "**49-3-201. Employment of state and local government personnel.** (1) State and local government  
12 officials and supervisory personnel shall recruit, appoint, assign, train, evaluate, and promote personnel on  
13 the basis of merit and qualifications without regard to race, color, religion, creed, political ideas, sex, age,  
14 marital status, physical or mental disability, sexual orientation, or national origin.

15 (2) All state and local governmental agencies shall:

16 (a) promulgate written directives to carry out this policy and to guarantee equal employment  
17 opportunities at all levels of state and local government;

18 (b) regularly review their personnel practices to ~~assure~~ ensure compliance; and

19 (c) conduct continuing orientation and training programs with emphasis on human relations and  
20 fair employment practices.

21 (3) The department of administration shall ensure that the entire examination process, including  
22 appraisal of qualifications, is free from bias.

23 (4) Appointing authorities shall exercise care to ensure ~~utilization~~ use of minority group persons.

24 (5) Compliance with 2-2-302 and 2-2-303, which prohibit nepotism in public agencies, may not  
25 be construed as a violation of this section."  
26

27 **Section 11.** Section 49-3-202, MCA, is amended to read:

28 "**49-3-202. Employment referrals and placement services.** (1) All state and local governmental  
29 agencies, including educational institutions, that provide employment referrals or placement services to  
30 public or private employers shall accept job orders on a fair practice basis. A job request indicating an

1 intention to exclude a person because of race, color, religion, creed, political ideas, sex, age, marital status,  
2 physical or mental disability, sexual orientation, or national origin must be rejected.

3 (2) All state and local governmental agencies shall cooperate in programs developed by the  
4 commission for human rights for the purpose of broadening the base of job recruitment and shall further  
5 cooperate with employers and unions providing the programs.

6 (3) The department of labor and industry shall cooperate with the commission for human rights in  
7 encouraging and enforcing compliance by employers and labor unions with the policy of this chapter and  
8 promotion of equal employment opportunities."  
9

10 **Section 12.** Section 49-3-203, MCA, is amended to read:

11 **"49-3-203. Educational, counseling, and training programs.** All educational, counseling, and  
12 vocational guidance programs and all apprenticeship and on-the-job training programs of state and local  
13 governmental agencies or in which state and local governmental agencies participate must be open to all  
14 persons, who must be accepted on the basis of merit and qualifications without regard to race, color,  
15 religion, creed, political ideas, sex, age, marital status, physical or mental disability, sexual orientation, or  
16 national origin. The programs must be conducted to encourage the full development of the interests,  
17 aptitudes, skills, and capacities of all students and trainees, with special attention to the problems of  
18 persons who are culturally deprived or who are educationally or economically disadvantaged. Expansion  
19 of training opportunities under these programs must be encouraged to involve larger numbers of participants  
20 from those segments of the labor force in which the need for upgrading levels of skill is greatest."  
21

22 **Section 13.** Section 49-3-204, MCA, is amended to read:

23 **"49-3-204. Licensing.** (1) A state or local governmental agency may not grant, deny, or revoke  
24 the license or charter of a person on the grounds of race, color, religion, creed, political ideas, sex, age,  
25 marital status, physical or mental disability, sexual orientation, or national origin. Each state or local  
26 governmental agency shall take appropriate action in the exercise of its licensing or regulatory power as  
27 will ~~assure~~ ensure equal treatment of all persons, eliminate discrimination, and enforce compliance with the  
28 policy of this chapter. This subsection does not prevent the department of public health and human services  
29 from licensing a child-placing agency that gives nonarbitrary consideration in adoption proceedings to  
30 relevant information concerning the factors listed in this subsection. Consideration of religious factors by

1 a licensed child-placing agency that is affiliated with a particular religious faith is not arbitrary consideration  
2 of religion within the meaning of this section.

3 (2) The state may not issue or renew a license under Title 16, chapter 4, to an applicant or licensee  
4 that excludes from its membership or from its goods, services, facilities, privileges, or advantages any  
5 individual on the grounds of race, color, religion, creed, political ideas, sex, age, marital status, physical  
6 or mental disability, sexual orientation, or national origin. This subsection does not apply to any lodge of  
7 a recognized national fraternal organization."  
8

9 **Section 14.** Section 49-3-205, MCA, is amended to read:

10 "**49-3-205. Governmental services.** (1) All services of every state or local governmental agency  
11 must be performed without discrimination based upon race, color, religion, creed, political ideas, sex, age,  
12 marital status, physical or mental disability, sexual orientation, or national origin.

13 (2) A state or local facility may not be used in the furtherance of any discriminatory practice, nor  
14 may a state or local governmental agency become a party to an agreement, arrangement, or plan that has  
15 the effect of sanctioning discriminatory practices.

16 (3) Each state or local governmental agency shall analyze all of its operations to ascertain possible  
17 instances of noncompliance with the policy of this chapter and shall initiate comprehensive programs to  
18 remedy any defect found to exist.

19 (4) This section does not prevent the nonarbitrary consideration in adoption proceedings of relevant  
20 information concerning the factors listed in this section."  
21

22 **Section 15.** Section 49-3-206, MCA, is amended to read:

23 "**49-3-206. Distribution of governmental funds.** Race, color, religion, creed, political ideas, sex,  
24 age, marital status, physical or mental disability, sexual orientation, or national origin may not be considered  
25 as limiting factors with regard to applicants' qualifications for benefits authorized by law in state or locally  
26 administered programs involving the distribution of funds; nor may state agencies provide grants, loans,  
27 or other financial assistance to public agencies, private institutions, or organizations ~~which~~ that engage in  
28 discriminatory practices."  
29

30 **Section 16.** Section 49-3-207, MCA, is amended to read:



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STATE OF MONTANA - FISCAL NOTE

Fiscal Note for HB0270, as introduced

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DESCRIPTION OF PROPOSED LEGISLATION:

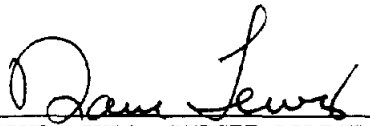
An act including sexual orientation in some of the protections contained in the human rights laws.

ASSUMPTIONS:

1. Number of complaints filed with the Human Rights Commission would increase approximately 30 cases per year.
2. The addition of 30 cases per year to the commission workload is within the normal range of variation for complaints filed from year to year. There would not be a sufficiently large caseload increase to require the addition of staff.

FISCAL IMPACT:

There is no fiscal impact the state.

 1-20-97  
DAVE LEWIS, BUDGET DIRECTOR      DATE  
Office of Budget and Program Planning

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BOB REAM, PRIMARY SPONSOR      DATE  
Fiscal Note for HB0270, as introduced

**HB 270**