

CHAPTER 1254

CIVIL RIGHTS COMMISSION

S. F. 1265

AN ACT relating to the membership, powers, and duties of the civil rights commission.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section six hundred one A point five (601A.5), Code
2 1973, is amended by adding the following new subsections:

3 NEW SUBSECTION. To issue subpoenas for books and papers relating
4 to any matters involved in the complaint, after the respondent has been
5 notified of the complaint as provided for in section six hundred one A
6 point nine (601A.9), subsection three (3) of the Code. The commis-
7 sion shall issue subpoenas in behalf of the respondent in the same
8 manner and for the same purposes. If a party either fails or refuses
9 to obey a subpoena issued by the commission, the commission may
10 petition the district court having jurisdiction for issuance of a sub-
11 poena and the court shall in the proper case issue the subpoena. A
12 person refusing to obey the subpoena issued by the court shall be
13 subject to punishment for contempt.

14 This new subsection is repealed as of July 1, 1975.

15 NEW SUBSECTION. To seek a temporary injunction against a re-
16 spondent when it appears that a complainant may suffer irreparable
17 injury as a result of an alleged violation of chapter six hundred one A
18 (601A) of the Code. A temporary injunction may only be issued ex
19 parte, if the complaint filed with the commission alleges discrimina-
20 tion in housing. In all other cases a temporary injunction may be
21 issued only after the respondent has been notified and afforded the
22 opportunity to be heard.

23 NEW SUBSECTION. To defer a complaint to a local civil rights com-
24 mission under commission rules promulgated pursuant to chapter
25 seventeen A (17A) of the Code.

1 SEC. 2. Section six hundred one A point seven (601A.7), subsec-
2 tion two (2), paragraph d, Code 1973, is amended to read as follows:

3 d. Any bona fide religious institution *or its educational facility,*
4 *association, corporation, or society* with respect to any qualifications
5 for employment based on religion when such qualifications are related
6 to a bona fide religious purpose.

1 SEC. 3. Section six hundred one A point nine (601A.9), subsec-
2 tions three (3) and fifteen (15), Code 1973, are amended to read as
3 follows:

4 3. After the filing of a verified complaint, a true copy thereof shall
5 be *promptly* served by registered mail to the person against whom the
6 complaint is filed. Then a commissioner or a duly authorized member
7 of the commission's staff shall make a prompt investigation thereof
8 and if such investigating official shall determine that probable cause
9 exists for crediting the allegations of the complaint, the investigating
10 official shall ~~immediately~~ *promptly* endeavor to eliminate such discrim-
11 inatory or unfair practice by conference, conciliation, and persuasion.

12 15. Any *verified* complaint filed under this chapter shall be so filed
13 within ~~ninety one hundred twenty~~ *ninety* days after the alleged discrimina-
14 tory or unfair practice occurred.

- 1 SEC. 4. Chapter six hundred one A (601A), Code 1973, is amended
 2 by adding the following new section:
 3 **NEW SECTION. Unfair credit practices.**
 4 1. A creditor shall not refuse to enter into a consumer credit trans-
 5 action or impose finance charges or other terms or conditions more
 6 onerous than those regularly extended by that creditor to consumers
 7 of similar economic backgrounds because of age, color, creed, national
 8 origin, race, religion, marital status, sex, or physical disability.
 9 2. A person authorized or licensed to do business in this state pur-
 10 suant to chapter five hundred twenty-four (524), five hundred thirty-
 11 three (533), five hundred thirty-four (534), five hundred thirty-six
 12 (536), or five hundred thirty-six A (536A) of the Code shall not
 13 refuse to loan or extend credit or impose terms or conditions more
 14 onerous than those regularly extended to persons of similar economic
 15 backgrounds because of age, color, creed, national origin, race, reli-
 16 gion, marital status, sex, or physical disability.
 17 3. Refusal by a creditor to offer credit life or health and accident
 18 insurance based upon the age or physical disability of the consumer
 19 shall not violate the provisions of this section provided such denial is
 20 based solely upon bona fide underwriting considerations not prohib-
 21 ited by title twenty (XX) of the Code.
 22 The provisions of this section shall not be construed by negative
 23 implication or otherwise to narrow or restrict any other provisions
 24 of this chapter.

Approved June 3, 1974

CHAPTER 1255

SEX DISCRIMINATION IN HOUSING

S. F. 487

AN ACT to prohibit sex discrimination in housing.

Be It Enacted by the General Assembly of the State of Iowa:

- 1 SECTION 1. Section six hundred one A point thirteen (601A.13),
 2 subsections one (1), two (2), and three (3), Code 1973, are amended
 3 to read as follows:
 4 1. To refuse to sell, rent, lease, assign, or sublease any real prop-
 5 erty or housing accommodation or part, portion or interest therein, to
 6 any person because of the race, color, creed, *sex*, religion, national
 7 origin or disability of such person.
 8 2. To discriminate against any person because of his race, color,
 9 creed, *sex*, religion, national origin or disability, in the terms, condi-
 10 tions or privileges of the sale, rental, lease assignment or sublease of
 11 any real property or housing accommodation or any part, portion or
 12 interest therein.