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SENATE FILE 69

BY LIND

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the inclusion of family names and con-
2 sanguinity in the description of unfair or discrimina-
3 tory practices specified under the civil rights commission.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 601A.5, subsection 6, Code 1985, is
2 amended to read as follows:

3 6. To issue such publications and reports of
4 investigations and research as in the judgment of the
5 commission shall tend to promote good will among the various
6 racial, religious, and ethnic groups of the state and which
7 shall tend to minimize or eliminate discrimination in public
8 accommodations, employment, apprenticeship and on-the-job
9 training programs, vocational schools, or housing because of
10 race, creed, color, sex, national origin, religion, ancestry,
11 family name, consanguinity, or disability.

12 Sec. 2. Section 601A.5, subsection 8, Code 1985, is
13 amended to read as follows:

14 8. To make recommendations to the general assembly for
15 such further legislation concerning discrimination because of
16 race, creed, color, sex, national origin, religion, ancestry,
17 family name, consanguinity, or disability as it may deem
18 necessary and desirable.

19 Sec. 3. Section 601A.6, subsection 1, paragraph a, Code
20 1985, is amended to read as follows:

21 a. Person to refuse to hire, accept, register, classify,
22 or refer for employment, to discharge any employee, or to
23 otherwise discriminate in employment against any applicant for
24 employment or any employee because of the age, race, creed,
25 color, sex, national origin, family name, consanguinity,
26 religion, or disability of such applicant or employee, unless
27 based upon the nature of the occupation. If a disabled person
28 is qualified to perform a particular occupation, by reason of
29 training or experience, the nature of that occupation shall
30 not be the basis for exception to the unfair or discriminating
31 practices prohibited by this subsection.

32 Sec. 4. Section 601A.6, subsection 1, paragraph b, Code
33 1985, is amended to read as follows:

34 b. Labor organization or the employees, agents or members
35 thereof to refuse to admit to membership any applicant, to

1 expel any member, or to otherwise discriminate against any
2 applicant for membership or any member in the privileges,
3 rights, or benefits of such membership because of the age,
4 race, creed, color, sex, national origin, family name,
5 consanguinity, religion, or disability of such applicant or
6 member.

7 Sec. 5. Section 601A.6, subsection 1, paragraph c,
8 unnumbered paragraph 1, Code 1985, is amended to read as
9 follows:

10 Employer, employment agency, labor organization, or the
11 employees, agents, or members thereof to directly or
12 indirectly advertise or in any other manner indicate or
13 publicize that individuals of any particular age, race, creed,
14 color, sex, national origin, family name, consanguinity,
15 religion, or disability are unwelcome, objectionable, not
16 acceptable, or not solicited for employment or membership
17 unless based on the nature of the occupation. If a disabled
18 person is qualified to perform a particular occupation by
19 reason of training or experience, the nature of that
20 occupation shall not be the basis for exception to the unfair
21 or discriminating practices prohibited by this subsection.

22 Sec. 6. Section 601A.7, subsection 1, paragraphs a and b,
23 Code 1985, are amended to read as follows:

24 a. To refuse or deny to any person because of race, creed,
25 color, sex, national origin, family name, consanguinity,
26 religion, or disability the accommodations, advantages,
27 facilities, services, or privileges thereof, or otherwise to
28 discriminate against any person because of race, creed, color,
29 sex, national origin, family name, consanguinity, religion, or
30 disability in the furnishing of such accommodations,
31 advantages, facilities, services, or privileges.

32 b. To directly or indirectly advertise or in any other
33 manner indicate or publicize that the patronage of persons of
34 any particular race, creed, color, sex, national origin,
35 family name, consanguinity, religion, or disability is

1 unwelcome, objectionable, not acceptable, or not solicited.

2 Sec. 7. Section 601A.8, subsections 1, 2, 3, and 4, Code
3 1985, are amended to read as follows:

4 1. To refuse to sell, rent, lease, assign or sublease any
5 real property or housing accommodation or part, portion or
6 interest therein, to any person because of the race, color,
7 creed, sex, religion, national origin, family name,
8 consanguinity, or disability of such person.

9 2. To discriminate against any person because of the
10 person's race, color, creed, sex, religion, national origin,
11 family name, consanguinity, or disability, in the terms,
12 conditions or privileges of the sale, rental, lease assignment
13 or sublease of any real property or housing accommodation or
14 any part, portion or interest therein.

15 3. To directly or indirectly advertise, or in any other
16 manner indicate or publicize that the purchase, rental, lease,
17 assignment, or sublease of any real property or housing
18 accommodation or any part, portion or interest therein, by
19 persons of any particular race, color, creed, sex, religion,
20 national origin, family name, consanguinity, or disability is
21 unwelcome, objectionable, not acceptable or not solicited.

22 4. To discriminate against the lessee or purchaser of any
23 real property or housing accommodation or part, portion or
24 interest of the real property or housing accommodation, or
25 against any prospective lessee or purchaser of the property or
26 accommodation, because of the race, color, creed, religion,
27 sex, disability, age, family name, consanguinity, or national
28 origin of persons who may from time to time be present in or
29 on the lessee's or owner's premises for lawful purposes at the
30 invitation of the lessee or owner as friends, guests,
31 visitors, relatives or in any similar capacity.

32 Sec. 8. Section 601A.10, subsections 1, 2, and 3, Code
33 1985, are amended to read as follows:

34 1. Creditor to refuse to enter into a consumer credit
35 transaction or impose finance charges or other terms or

1 conditions more onerous than those regularly extended by that
2 creditor to consumers of similar economic backgrounds because
3 of age, color, creed, national origin, family name,
4 consanguinity, race, religion, marital status, sex, or
5 physical disability.

6 2. Person authorized or licensed to do business in this
7 state pursuant to chapter 524, 533, 534, 536, or 536A to
8 refuse to loan or extend credit or to impose terms or
9 conditions more onerous than those regularly extended to
10 persons of similar economic backgrounds because of age, color,
11 creed, national origin, family name, consanguinity, race,
12 religion, marital status, sex, or physical disability.

13 3. Creditor to refuse to offer credit life or health and
14 accident insurance because of color, creed, national origin,
15 family name, consanguinity, race, religion, marital status,
16 age, physical disability, or sex. Refusal by a creditor to
17 offer credit life or health and accident insurance based upon
18 the age or physical disability of the consumer shall not be an
19 unfair or discriminatory practice if such denial is based
20 solely upon bona fide underwriting considerations not
21 prohibited by title XX.

22 Sec. 9. Section 601A.11, subsection 2, Code 1985, is
23 amended to read as follows:

24 2. Any person to discriminate against another person in
25 any of the rights protected against discrimination on the
26 basis of age, race, creed, color, sex, national origin, family
27 name, consanguinity, religion, or disability by this chapter
28 because such person has lawfully opposed any practice
29 forbidden under this chapter, obeys the provisions of this
30 chapter, or has filed a complaint, testified, or assisted in
31 any proceeding under this chapter. An employer, employment
32 agency, or their employees, servants or agents may offer
33 employment or advertise for employment to only the disabled,
34 when other applicants have available to them other employment
35 compatible with their ability which would not be available to

1 the disabled because of their handicap. Any such employment
2 or offer of employment shall not discriminate among the
3 disabled on the basis of race, color, creed, sex, family name,
4 consanguinity, or national origin.

5 EXPLANATION

6 This bill includes family names and consanguinity in the
7 description of unfair or discriminatory practices against a
8 person under those powers and duties, employment,
9 accommodations or services, housing, and credit sections
10 specified under the civil rights commission chapter of the
11 Code. This bill takes effect July 1, 1985.

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