

House _____ Amendment NO. _____

Offered By

AMEND Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 43, Page 2, Section 213.010, Lines 34 to 37, by deleting all of said lines and inserting in lieu thereof the following:

"[(5)] (6) "Discrimination", [~~any unfair treatment based on~~] conduct proscribed herein, taken because of race, color, religion, national origin, ancestry, sex, status as a veteran, age as it relates to employment, disability, or familial status as it relates to housing. Discrimination includes any unfair treatment based on a person's presumed or assumed race, color, religion, national origin, ancestry, sex, status as a veteran, age as it relates to employment, disability, or familial status as it relates to housing, regardless of whether the presumption or assumption as to such characteristics is correct;" and

Further amend said bill and section, Page 4, Line 100, by deleting the word, "his" and inserting in lieu thereof the words, "[~~his~~] the proprietor's"; and

Further amend said bill and section, Page 5, Line 124, by inserting after the word "chapter" the following:

"³
(21) "Veteran", any individual defined as a veteran by the United States Department of Veterans' Affairs or its successor agency"; and

Further amend said bill and section, Page 5, Line 124, by inserting after all of said line and section the following:

- "213.030. 1. The powers and duties of the commission shall be:
- (1) To seek to eliminate and prevent discrimination because of race, color, religion, national origin, ancestry, sex, status as a veteran, age as it relates to employment, disability, or familial status as it relates to housing and to take other actions against discrimination because of race, color, religion, national origin, ancestry, sex, status as a veteran, age, disability, or familial status as provided by law; and the commission is hereby given general jurisdiction and power for such purposes;
 - (2) To implement the purposes of this chapter first by conference, conciliation and persuasion so that persons may be guaranteed their civil rights and goodwill be fostered;
 - (3) To formulate policies to implement the purposes of this chapter and to make recommendations to agencies and officers of the state and political subdivisions in aid of such

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1 policies and purposes;

2 (4) To appoint such employees as it may deem necessary, fix their compensation within the
3 appropriations provided and in accordance with the wage structure established for other state
4 agencies, and prescribe their duties;

5 (5) To obtain upon request and utilize the services of all governmental departments and
6 agencies to be paid from appropriations to this commission;

7 (6) To adopt, promulgate, amend, and rescind suitable rules and regulations to carry out the
8 provisions of this chapter and the policies and practices of the commission in connection therewith;

9 (7) To receive, investigate, initiate, and pass upon complaints alleging discrimination in
10 employment, housing or in places of public accommodations because of race, color, religion,
11 national origin, ancestry, sex, status as a veteran, age as it relates to employment, disability, or
12 familial status as it relates to housing and to require the production for examination of any books,
13 papers, records, or other materials relating to any matter under investigation;

14 (8) To hold hearings, subpoena witnesses, compel their attendance, administer oaths, to take
15 the testimony of any person under oath, and, in connection therewith, to require the production for
16 examination of any books, papers or other materials relating to any matter under investigation or in
17 question before the commission;

18 (9) To issue publications and the results of studies and research which will tend to promote
19 goodwill and minimize or eliminate discrimination in housing, employment or in places of public
20 accommodation because of race, color, religion, national origin, ancestry, sex, status as a veteran,
21 age as it relates to employment, disability, or familial status as it relates to housing;

22 (10) To provide each year to the governor and to the general assembly a full written report
23 of all its activities and of its recommendations;

24 (11) To adopt an official seal;

25 (12) To cooperate, act jointly, enter into cooperative or work-sharing agreements with the
26 United States Equal Employment Opportunity Commission, the United States Department of
27 Housing and Urban Development, and other federal agencies and local commissions or agencies to
28 achieve the purposes of this chapter;

29 (13) To accept grants, private gifts, bequests, and establish funds to dispose of such moneys
30 so long as the conditions of the grant, gift, or bequest are not inconsistent with the purposes of this
31 chapter and are used to achieve the purposes of this chapter;

32 (14) To establish a human rights fund as defined in section 213.010, for the purposes of
33 administering sections 213.040, 213.045, 213.050, 213.070, 213.075, and 213.076.

34 2. No rule or portion of a rule promulgated under the authority of this chapter shall become
35 effective unless it has been promulgated pursuant to the provisions of ~~[section 536.024]~~ chapter
36 536."; and

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38 Further amend said bill, Page 5, Section 213.040, Lines 5, 9, 13, and 17, by inserting after the word,
39 "sex" the words, ", status as a veteran"; and

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41 Further amend said bill, page, and section, Line 22, by inserting after the word, "status" the words,
42 ", or because of such person's status as a veteran"; and

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44 Further amend said bill and section, Page 9, Line 170, by inserting after all of said line and section
45 the following:

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47 "213.045. It shall be unlawful for any bank, building and loan association, insurance
48 company or other corporation, association, firm or enterprise whose business consists in whole or in

1 part in the making of commercial real estate loans, to deny a loan or other financial assistance
2 because of race, color, religion, national origin, ancestry, sex, status as a veteran, disability or
3 familial status to a person applying therefor for the purpose of purchasing, construction, improving,
4 repairing, or maintaining a dwelling, or to discriminate against ~~him~~ such person in fixing of the
5 amount, interest rate, duration or other terms or conditions of such loan or other financial assistance,
6 because of the race, color, religion, national origin, ancestry, sex, status as a veteran, disability, or
7 familial status of such person or of any person associated with ~~him~~ such person in connection with
8 such loan or other financial assistance, or of the present or prospective owners, lessees, tenants, or
9 occupants, of the dwellings in relation to which such loan or other financial assistance is to be made
10 or given."; and

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12 Further amend said bill and page, Section 213.050, Line 5, by inserting after the word, "sex" the
13 words, "status as a veteran"; and

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15 Further amend said bill, Page 10, Section 213.055, Lines 3, 7, 11, 16, 22, 26, and 34, by inserting
16 after the word, "sex" the words, "status as a veteran"; and

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18 Further amend said bill, page and section, Line 5, by inserting after the word, "his" the words, "or
19 her"; and

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21 Further amend said bill, page and section, Line 8, by deleting the words, "his employees or his" and
22 inserting in lieu thereof the words, "~~his~~ such person's employees or ~~his~~ such person's"; and

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24 Further amend said bill, page and section, Lines 10, 20, and 25, by deleting the word, "his" and
25 inserting in lieu thereof the words, "~~his~~ such person's"; and

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27 Further amend said bill and section, Page 11, Lines 37, 39, 48, 52, and 57, by inserting after the
28 word, "sex" the words, "status as a veteran"; and

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30 Further amend said bill, page, and section, Lines 60 and 65, by inserting after the word, "disability"
31 the words, "or who are veterans"; and

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33 Further amend said bill, Page 12, Section 213.065, Lines 5 and 12, by inserting after the word, "sex"
34 the words, "status as a veteran"; and

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36 Further amend said bill and page, Section 213.070, Line 12, by inserting after the word, "sex" the
37 words, "status as a veteran"; and

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39 Further amend said bill, Page 17, Section 213.101, Line 5, by inserting after the word, "sex" the
40 words, "status as a veteran"; and

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42 Further amend said bill by amending the title, enacting clause, and intersectional references
43 accordingly.