

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 1059

Amending MCC §§ 15.342-15.347 Civil Rights Discrimination to Update ORS References

(Language ~~stricken~~ is deleted; double-underlined language is new.)

Multnomah County Ordains as follows:

Section 1. § 15.342 is hereby amended to read as follows

15.342 Definitions.

(A) For this subchapter, the following definitions apply unless the context requires a different meaning:

GENDER IDENTITY. A person's actual or perceived sex, including a person's identity, appearance, expression or behavior, whether or not that identity, appearance, expression or behavior is different from that traditionally associated with the person's sex at birth.

SEXUAL ORIENTATION. Actual or supposed male or female homosexuality, heterosexuality or bisexuality.

SOURCE OF INCOME. The means by which a person supports himself or herself and his or her dependents, including but not limited to money and property from any occupation, profession or activity, from any contract, settlement or agreement, from federal or state payments, court-ordered payments, gifts, bequests, annuities, life insurance policies, and compensation for illness or injury, but excluding any money or property derived in a manner made illegal or criminal by any law, statute or ordinance.

(B) All other terms used in this subchapter are defined as in Oregon Revised Statutes Chapter 659A.

Section 2. § 15.343 is hereby amended to read as follows

15.343 Discrimination in Employment Prohibited.

(A) It is unlawful to discriminate in employment on the basis of an individual's race, religion, color, sex, national origin, marital status, age if the individual is 18 years of age or older, or disability, by committing any of the acts made unlawful under the provisions of ORS 659A.030 and 659A.142425.

(B) It is unlawful to discriminate in employment on the basis of an individual's sexual orientation, gender identity, source of income or familial status, by committing against any such

individual any of the acts already made unlawful under ORS 659A.030 when committed against the categories of persons listed therein.

Section 3. § 15.344 is hereby amended to read as follows

15.344 Discrimination in Selling, Renting, or Leasing Real Property Prohibited.

(A) It is unlawful to discriminate in selling, renting, or leasing real property on the basis of an individual's race, religion, color, sex, national origin, marital status, familial status, or disability, by committing any of the acts made unlawful under the provisions of ORS 659A.421033 and 659A.145430.

(B) It is unlawful to discriminate in selling, renting, or leasing real property on the basis of an individual's sexual orientation, gender identity, source of income, or age if the individual is 18 years of age or older except as is excluded in ORS 659A.421033 subsections 6 (a) and 7(b), by committing against any such individual any of the acts already made unlawful under ORS 659A.421033 when committed against the categories of persons listed therein.

Section 4. § 15.345 is hereby amended to read as follows

15.345 Discrimination in Places of Public Accommodation Prohibited

(A) It is unlawful to discriminate in public accommodations on the basis of an individual's race, religion, color, sex, national origin, marital status, age if the individual is 18 years of age or older, or disability, by committing any of the acts made unlawful under the provisions of ORS 659A.409037, 659A.142-425, or ORS 659A.400-30.670 to 659A.406-30.685.

(B) It is unlawful in public accommodations to discriminate on the basis of an individual's sexual orientation, gender identity, source of income or familial status, by committing against any such individual any of the acts already made unlawful under ORS 659A.409037 or ORS 659A.40030.670 to 659A.40630.685 when committed against the categories of persons listed therein.

Section 5. § 15.347 is hereby amended to read as follows

15.347 Enforcement and Administration.

(A) Any person claiming to be aggrieved by an unlawful discriminatory act under this subchapter has a cause of action in any court of competent jurisdiction for relief as provided in ORS 659A.885 and 659.095, 659A.890405 and 659.121.

(B) In addition to the right to commence an action under subsection (A), any person claiming to be aggrieved by an unlawful employment practice under this subchapter may file a complaint with the Commissioner of the Bureau of Labor and Industries under ORS 659A.820040. ~~Any person claiming to be aggrieved by an unlawful practice under this subchapter relating to selling, renting or leasing real estate or discrimination in public~~

~~accommodations, may file a complaint with the Commissioner under procedures established in ORS 659.045. Anyone who files a complaint with the Commissioner also has a right of action under subsection (A), except as provided in ORS 659.095.~~

~~— (C) — The Commissioner has enforcement powers under this subchapter. If the complaint is justified the complainant has the same remedies, under ORS 659.050 to 659.085 as any other complaint filed under ORS 659.040 or 659.045.~~

FIRST READING:

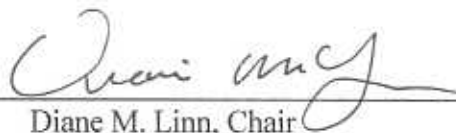
April 21, 2005

SECOND READING AND ADOPTION:

April 28, 2005




BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Kathryn A. Short, Assistant County Attorney