

Bill No. G-13-06

Ordinance No. G-13-12

**AN ORDINANCE AMENDING THE CITY OF NEW ALBANY CODE CHAPTER 33
SECTIONS 71 AND 74 CONCERNING THE POLICIES AND PRACTICES OF THE
HUMAN RIGHTS COMMISSION**

WHEREAS, the City of New Albany Common Council ("Council") has evaluated the policies and practices of the Human Rights Commission of the City of New Albany ("City");

WHEREAS, the Human Rights Commission has determined that there should be some updates to the policies and procedures and the Common Council has determined that these changes should be reflected in our ordinances;

WHEREAS, the Council feels it necessary and proper to update the policies reflected in Chapter 33 Sections 71 and 74 of the code of the City of New Albany;

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW ALBANY, INDIANA, THAT THE FOLLOWING ORIGINAL SECTIONS BELOW SHALL BE REPLACED WITH THE AMENDED SECTION AS INDICATED BELOW:

Original Version

§ 33.071 PUBLIC POLICY AND PURPOSE.

(A) It is the policy of the city that it does not discriminate in the provision or implementation of its programs and services on the basis of race, religion, color, sex, national origin, ancestry, sexual orientation, gender identity, veteran or military status, or disability. It is the public policy of the city to provide all citizens equal opportunity for education, employment, access to public accommodations and acquisition through purchase or rental of real property, including, but not limited to housing, and to eliminate segregation or separation based on race, religion, color, sex, national origin, ancestry, sexual orientation, gender identity, veteran or military status, or disability, since an equal access to and use of public accommodations and equal opportunity for acquisition of real property are hereby declared to be civil rights.

(B) The practice of denying these rights to persons because of race, religion, color, sex, national origin, ancestry, sexual orientation, gender identity, veteran or military status, or disability is contrary to the principles of freedom and equality of opportunity and is a burden to the objectives of the public policy of the city, and shall be considered as discriminatory practices. The promotion of equal opportunity without regard to race, religion, color, sex, national origin, ancestry, sexual orientation, gender identity, veteran or military status, or disability is contrary to the principles of freedom and equality of opportunity and is a burden to the objectives of the public policy of the city, and shall be considered as discriminatory practices. The promotion of equal opportunity without regard to race, religion, color, sex, national origin, ancestry, sexual orientation, gender identity, veteran or military status, or disability is the purpose of this subchapter.

(C) It is also the public policy of the city to protect employers, labor organizations, employment agencies, property owners, real estate brokers, builders and lending institutions from unfounded charges of discrimination.

(D) It is hereby declared to be contrary to the public policy of the city and an unlawful practice to induce or attempt to induce any person to sell or rent any dwelling by representations regarding the entry into the neighborhood of a person or persons of a particular race, religion, color, sex, national origin, ancestry, sexual orientation, gender identity, veteran or military status, or disability.

Amended Version: (Changes are in bold)

§ 33.071 PUBLIC POLICY AND PURPOSE.

(A) It is the policy of the city that it does not discriminate in the provision or implementation of its programs and services on the basis of race, religion, color, sex, national origin, ancestry, sexual orientation, gender identity, veteran or military status, or disability. It is the public policy of the city to provide all citizens equal opportunity for education, employment, access to public accommodations and acquisition through purchase or rental of real property, including, but not limited to housing, and to eliminate segregation or separation based on race, religion, color, sex, national origin, ancestry, sexual orientation, gender identity, veteran or military status, or disability, since an equal access to and use of public accommodations and equal opportunity for acquisition of real property are hereby declared to be civil rights.

(B) The practice of denying these rights to persons because of race, religion, color, sex, national origin, ancestry, sexual orientation, gender identity, veteran or military status, or disability is contrary to the principles of freedom and equality of opportunity and is a burden to the objectives of the public policy of the city, and shall be considered as discriminatory practices. **The promotion of equal opportunity without regard to race, religion, color, sex, national origin, ancestry, sexual orientation, gender identity, veteran or military status, or disability is consistent with the principles of freedom and equality of opportunity.** The promotion of equal opportunity without regard to race, religion, color, sex, national origin, ancestry, sexual orientation, gender identity, veteran or military status, or disability is the purpose of this subchapter.

(C) It is also the public policy of the city to protect employers, labor organizations, employment agencies, property owners, real estate brokers, builders and lending institutions from unfounded charges of discrimination.

(D) It is hereby declared to be contrary to the public policy of the city and an unlawful practice to induce or attempt to induce any person to sell or rent any dwelling by representations regarding the entry into the neighborhood of a person or persons of a particular race, religion, color, sex, national origin, ancestry, sexual orientation, gender identity, veteran or military status, or disability.

Original Version

§ 33.074 RULES AND REGULATIONS.

The Commission shall meet bimonthly (every two months) at a regularly published time and shall hold special meetings as the president deems necessary or at the request of a majority of its members. The Commission may adopt rules and regulations, both procedural and substantive, to effectuate the purpose of this subchapter and to make more specific the procedures deemed necessary for orderly and equitable compliance with this section. All rules and procedures adopted by the Commission and any subsequent changes in rules and procedures, must be approved by the Common Council. The rules, regulations, and guidelines of the Commission shall be available to the public at the office of the Legal Department.

Amended Version: (Changes are in bold)

§ 33.074 RULES AND REGULATIONS.

The Commission shall meet **quarterly (every three months)** at a regularly published time and shall hold special meetings as the president deems necessary or at the request of a majority of its members. The Commission may adopt rules and regulations, both procedural and substantive, to effectuate the purpose of this subchapter and to make more specific the procedures deemed necessary for orderly and equitable compliance with this section. All rules and procedures adopted by the Commission and any subsequent changes in rules and procedures, must be approved by the Common Council. The rules, regulations, and guidelines of the Commission shall be available to the public at the office of the Legal Department.

SO ORDAINED by this Common Council of the City of New Albany, Indiana, this

16th day of May, 2013.

**COMMON COUNCIL OF THE
CITY OF NEW ALBANY, INDIANA**



Pat McLaughlin, President

Attested by:

Vicki Glotzbach

**Vicki Glotzbach,
New Albany City Clerk**

CERTIFICATE OF PRESENTATION TO MAYOR

The undersigned hereby certifies that on the 20th day of May, 2012, the above Ordinance was PRESENTED by me, as the duly elected Clerk of the City of New Albany, Indiana, to the Mayor of the City of New Albany, Indiana.

Vicki Glotzbach
**Vicki Glotzbach,
New Albany City Clerk**

APPROVAL BY MAYOR

The undersigned, as of this 29th day of May, 2012, and as the duly elected Mayor of the City of New Albany, Indiana, hereby APPROVES the above Ordinance as authorized by the provisions of IC 36-4-6-16 and as evidenced by my signature affixed below.

Jeff Gahan
**JEFF GAHAN, Mayor of the City of
New Albany, Indiana**

Attested by:

Vicki Glotzbach

**Vicki Glotzbach
New Albany City Clerk**