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Referred: State Affairs

HCS

IN THE SENATE

BY THE RULES COMMITTEE BY  
REQUEST OF THE GOVERNOR

SENATE BILL NO. 133

IN THE LEGISLATURE OF THE STATE OF ALASKA

SIXTH LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act relating to the Human Rights Commission."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

\* Section 1. AS 18.80 is amended by adding a new section to read:

Sec. 18.80.115. TEMPORARY RESTRAINING ORDER. At any time after the filing of a complaint, under this article, alleging an unlawful discriminatory practice, the commission may file a petition in the superior court in the judicial district in which the subject of the complaint occurs, or in the judicial district in which a respondent resides or transacts business, seeking appropriate temporary relief against the respondent, pending final determination of proceedings under this chapter, including an order or decree restraining him from doing or procuring any act tending to render ineffectual any order the commission may enter with respect to the complaint. The court shall have a power to grant such temporary relief or restraining order as it deems just and proper, but no such relief or order extending beyond 10 days shall be granted except by consent of the respondent or after hearing upon notice to the respondent and a finding by the court that there is reasonable cause to believe that the respondent has engaged in discriminatory practices.

\* Sec. 2. AS 18.80.220(1) is amended to read:

(1) an employer to refuse employment to a person, or to bar him from employment, or to discriminate against him in compensation or in a term, condition, or privilege of employment because of his race, religion, color, sex or national origin, or because of

1 his age when the reasonable demands of the position do not require  
2 age distinction;

3 \* Sec. 3. AS 18.80.220(2) is amended to read:

4 (2) a labor organization, because of a person's age, race,  
5 religion, color, sex or national origin, to exclude or to expel him  
6 from its membership, or to discriminate in any way against one of its  
7 members or an employer or an employee;

8 \* Sec. 4. AS 18.80.220(3) is amended to read:

9 (3) an employer or employment agency to print or circulate  
10 or cause to be printed or circulated a statement, advertisement, or  
11 publication, or to use a form of application for employment or to make  
12 an inquiry in connection with prospective employment which expresses,  
13 directly or indirectly, a limitation, specification or discrimination  
14 as to age, race, creed, color, sex or national origin, or an intent  
15 to make the limitation, unless based upon a bona fide occupational  
16 qualification;

17 \* Sec. 5. AS 18.80.230 is amended to read:

18 Sec. 18.80.230. UNLAWFUL PRACTICES IN PLACES OF PUBLIC  
19 ACCOMMODATION. It is unlawful for the owner, lessee, manager, agent  
20 or employee of a public accommodation

21 (1) to refuse, withhold from or deny to a person any of  
22 its services, goods, facilities, advantages or privileges because of  
23 race, religion, color, sex or national origin;

24 (2) to publish, circulate, issue, display, post or mail  
25 a written or printed communication, notice or advertisement which  
26 states or implies that any of the services, goods, facilities, ad-  
27 vantages or privileges of the public accommodation will be refused,  
28 withheld from or denied to a person of a certain race, religion,  
29 color, sex or national origin or that the patronage of a person

1 belonging to a particular race, creed, color, sex or national origin  
2 is unwelcome, not desired or solicited.

3 \* Sec. 6. AS 18.80.240 is amended to read:

4 Sec. 18.80.240. UNLAWFUL PRACTICES IN THE SALE OR RENTAL OF  
5 PROPERTY OR HOUSING ACCOMMODATIONS. It is unlawful for the owner,  
6 lessee, manager or other person having the right to sell, lease or  
7 rent a housing accommodation or unimproved property

8 (1) to refuse to sell, lease or rent the housing accommoda-  
9 tion or unimproved property to a person because of race, religion,  
10 color, sex or national origin;

11 (2) to discriminate against a person because of race,  
12 religion, color, sex or national origin in a term, condition or pri-  
13 vilege relating to the use, sale, lease or rental of a housing accommo-  
14 dation or unimproved property; or

15 (3) to make a written or oral inquiry or record of the race,  
16 religion, color, sex or national origin of a person seeking to buy,  
17 lease or rent a housing accommodation or unimproved property.

18 \* Sec. 7. AS 18.80.250 is amended to read:

19 Sec. 18.80.250. UNLAWFUL FINANCING PRACTICE. It is unlawful for  
20 a financial institution, upon receiving an application for financial  
21 assistance for the acquisition, construction, rehabilitation, repair  
22 or maintenance of a housing accommodation or the acquisition or im-  
23 provement of unimproved property, to permit one of its officials or  
24 employees during the execution of his duties

25 (1) to descriminate against the applicant because of race,  
26 religion, color, sex or national origin in a term, condition or pri-  
27 vilege relating to the obtainment or use of the institution's  
28 financial assistance; or

29 (2) to make or cause to be made a written or oral inquiry

1 or record of the race, religion, color, sex or national origin of a  
2 person seeking the institution's financial assistance.

3 \* Sec. 8. AS 18.80.255 is amended to read:

4 Sec. 18.80.255. UNLAWFUL PRACTICES BY THE STATE OR ITS POLITICAL  
5 SUBDIVISIONS. It is unlawful for the state or any of its political  
6 subdivisions

7 (1) to refuse, withhold from or deny to a person any local,  
8 state or federal funds, services, goods, facilities, advantages or  
9 privileges because of race, religion, color, sex or national origin;

10 (2) to publish, circulate, issue, display, post or mail  
11 a written or printed communication, notice or advertisement which  
12 states or implies that any local, state or federal funds, services,  
13 goods, facilities, advantages or privileges of the office or agency  
14 will be refused, withheld from or denied to a person of a certain  
15 race, religion, color, sex or national origin or that the patronage  
16 of a person belonging to a particular race, creed, color, sex or  
17 national origin is unwelcome, not desired or solicited.  
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