

HOUSE No. 4926

The Commonwealth of Massachusetts

PRESENTED BY:

Marjorie C. Decker and Sal N. DiDomenico

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to amending chapter 413 of the Acts of 1991 authorizing the city council of the city of Cambridge to amend chapter 14.04 of the Cambridge municipal code entitled "Fair Housing".

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>	<i>10/1/2018</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>	<i>10/1/2018</i>

HOUSE No. 4926

By Representative Decker of Cambridge and Senator DiDomenico, a joint petition (accompanied by bill, House, No. 4926) of Marjorie C. Decker and Sal N. DiDomenico (with the approval of the city council) that the city of Cambridge be authorized to amend the fair housing code in said city. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to amending chapter 413 of the Acts of 1991 authorizing the city council of the city of Cambridge to amend chapter 14.04 of the Cambridge municipal code entitled "Fair Housing".

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. The City Council of the City of Cambridge is hereby authorized to amend
2 Chapter 14.04.010 through Chapter 14.04.090 of the Cambridge Municipal Code entitled "Fair
3 Housing" as follows:

4 Sections

5 14.04.010 Authority

6 14.04.020 Powers and duties of the Cambridge Human Rights Commission

7 14.04.030 Definitions

8 14.04.040 Unlawful practices

9 14.04.050 Complaint procedures

10 14.04.060 Remedies

11 14.04.070 Review of Commission’s decision; Enforcement of Commission’s order

12 14.04.080 Consistency

13 14.04.090 Severability

14 SECTION 2. Title 14 - FAIR HOUSING

15 14.04.010 Authority

16 Add “as amended” at the end of the sentence.

17 14.04.030 Definitions.

18 14.04.030 A In the third line replace the word “handicaps” with the word “disabilities”.

19 14.04.030 D In the fourth line add the words “gender identity” after the words “sexual

20 orientation”.

21 14.04.030 F Delete the definition of Disability and replace with the following:

22 "Disability" means a physical or mental impairment which substantially limits one or more of a

23 person’s major life activities, a record of having such impairment, or being regarded as having

24 such impairment. This term does not include current, illegal use of or addiction to a controlled

25 substance as defined in Section 102 of the Controlled Substances Act [21 USC 802]”.

26 14.04.030 G In the third line add the words “gender identity” after the words “sexual

27 orientation”.

28 14.04.030 K Delete the language in 14.04.030 K and replace with the following: “Gender
29 identity” means a person’s gender-related identity, appearance or behavior, whether or not that
30 gender-related identity, appearance or behavior is different from that traditionally associated with
31 the person’s physiology or assigned sex at birth”.

32 14.04.040 Unlawful practices.

33 14.04.040 A.1 In the fifth line add the words “gender identity” after the words “sexual
34 orientation”.

35 14.04.040 A.1b. In the seventh line add the words “gender identity” after the words
36 “sexual orientation”.

37 14.04.040 A.2 In the fifth line add the words “gender identity” after the words “sexual
38 orientation”.

39 14.04.040 A.3 In the sixth line add the words “gender identity” after the words “sexual
40 orientation”.

41 14.04.040 A.4 In the third line add the words “gender identity” after the words “sexual
42 orientation”.

43 14.04.040 A.5 In the fifth line add the words “gender identity” after the words “sexual
44 orientation”.

45 14.04.040 A.6 In the sixth line add the words “gender identity” after the words “sexual
46 orientation”.

47 14.04.040 A.8 In the fourth line add the words “gender identity” after the words “sexual
48 orientation”.

49 14.04.040 9 In the fourth line add the words “gender identity” after the words “sexual
50 orientation”.

51 14.04.040 B.1 In the first, second and third lines replace the words “handicapped person”
52 with “person with a disability”.

53 14.04.040 B.2 In the second line replace the words “handicapped person” with “person
54 with a disability”.

55 14.04.040 B.3 b.i In the second line replace the words “handicapped person” with
56 “person with a disability”.

57 14.04.040 B. 3 b.ii In the second line replace the words “handicapped person” with
58 “person with a disability”.

59 14.04.040 B.3 b.iii In the seventh line replace the words” “Buildings and Facilities
60 providing Accessibility and Usability for Physically Handicapped people [“ANSI A117.1”]”
61 with the following: “Accessible and Usable Buildings and Facilities [“ANSI’s ICC A117.1-
62 2017”]”.

63 14.04.040 C.3 In the fourth and fifth lines replace the words “the handicapped “with
64 “persons with disabilities” and in the seventh line add the words “gender identity” after the
65 words “sexual orientation”.

66 14.04.040 C.4 In the second line replace the words “the handicapped with “persons or
67 persons with disabilities” and in the fourth line add the words “gender identity” after the words
68 “sexual orientation”.

69 14.04.050 Complaint Procedures

70 14.04.050 D In the fifth line replace the word “commission” with the word “Commission

71 14.04.050 E In the second line add the words “or her” after the words “or him”.

72 14.04.050 J In the second line add the words “or hers” after the words “or his”.

73 14.04.090 Severability

74 14.04.090 In the first line replace the word “It” with the word “If”.

75 SECTION 3. This act shall take effect upon its passage.