

Housing Laws regarding Sexual Orientation and Gender Identity in Pocatello

Definitions:

Sexual Orientation: Homosexuality, Heterosexuality, Bisexuality.

Gender Identity: Actual or perceived gender related characteristics

Federal Law:

Housing and Urban Development Rule Specifics (March 2012)

- 1) Requires equal access to HUD and HUD funded programs
- 2) Defining “family” and “household” to cover members of the LGBT population
- 3) Prohibiting certain inquiries
- 4) Prohibiting eligibility determinations for FHA-insured loans on factors unrelated to income.

Local Law:

Pocatello City Anti-Discrimination Ordinance Housing Specifics (June 2013)

Section 9.36.030 PROHIBITED DISCRIMINATORY ACTS

The following acts are prohibited and shall constitute a misdemeanor:

C. Sale, Purchase, Lease Or Rent Of Property: To unlawfully deny or discriminate against any person because of sexual orientation and/or gender identity/expression in the sale, purchase, lease or rental of any commercial property, housing accommodation, or to otherwise discriminate in the terms and conditions, maintenance, improvement or repair of any housing accommodation.

Section 9.36.040 EXCEPTIONS

B. This chapter shall not apply:

- 1. To the rental of a housing accommodation for not more than two (2) families living independently of each other, if the lessor is an individual and said individual resides in one of the housing accommodations; or
- 2. To the rental of a room or rooms in a single-family residential housing accommodation by an individual if said individual resides in said single-family residential housing.
- 3. This chapter shall not be interpreted to require any person to provide bathroom, locker room, or like facilities that are not segregated by gender. (Ord. 2921, 2013)



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