

115TH CONGRESS
2D SESSION

S. 3612

To amend the Fair Housing Act to prohibit discrimination based on source of income or veteran status.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 13, 2018

Mr. HATCH (for himself and Mr. KAINE) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

A BILL

To amend the Fair Housing Act to prohibit discrimination based on source of income or veteran status.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Fair Housing Improve-
5 ment Act of 2018”.

6 **SEC. 2. PROHIBITING HOUSING DISCRIMINATION BASED**
7 **ON SOURCE OF INCOME OR VETERAN STA-**
8 **TUS.**

9 (a) IN GENERAL.—The Fair Housing Act (42 U.S.C.
10 3601 et seq.) is amended—

1 (1) in section 802 (42 U.S.C. 3602), by adding
2 at the end the following:

3 “(p) ‘Source of income’ includes—

4 “(1) a housing voucher under section 8 of the
5 United States Housing Act of 1937 (42 U.S.C.
6 1437f) and any form of Federal, State, or local
7 housing assistance provided to a family or provided
8 to a housing owner on behalf of a family, including
9 rental vouchers, rental assistance, and rental sub-
10 sidies from nongovernmental organizations;

11 “(2) income received during a taxable year as
12 Social Security benefits, as defined in section 86(d)
13 of the Internal Revenue Code of 1986, or as supple-
14 mental security income benefits under title XVI of
15 the Social Security Act (42 U.S.C. 1381 et seq.);

16 “(3) income received by court order, including
17 spousal support and child support;

18 “(4) any payment from a trust, guardian, or
19 conservator; and

20 “(5) any other lawful source of income.

21 “(q) ‘Veteran status’ means—

22 “(1) a member of the uniformed services, as de-
23 fined in section 101 of title 10, United States Code;
24 or

1 “(2) a veteran, as defined in section 101 of title
2 38, United States Code.”;

3 (2) in section 804 (42 U.S.C. 3604)—

4 (A) by inserting “source of income, veteran
5 status,” after “familial status,” each place that
6 term appears; and

7 (B) in subsection (c)—

8 (i) by inserting “(1)” before “To
9 make”; and

10 (ii) by adding at the end the fol-
11 lowing:

12 “(2) Nothing in this title shall be construed to—

13 “(A) prohibit a lender from implementing a
14 loan program for veterans or based upon veteran
15 status; or

16 “(B) prohibit an entity from providing housing
17 assistance under section 8(o)(19) of the United
18 States Housing Act of 1937 (42 U.S.C.
19 1437f(o)(19)), the Homeless Providers Grant and
20 Per Diem program of the Department of Veterans
21 Affairs, or any other Federal housing assistance pro-
22 gram for veterans or based upon veterans status.”;

23 (3) in section 805 (42 U.S.C. 3605)—

1 (A) in subsection (a), by inserting “source
 2 of income, veteran status,” after “familial sta-
 3 tus,”; and

4 (B) in subsection (c), by inserting “source
 5 of income, veteran status,” after “handicap,”;

6 (4) in section 806 (42 U.S.C. 3606), by insert-
 7 ing “source of income, veteran status,” after “famil-
 8 ial status,”; and

9 (5) in section 808(e)(6) (42 U.S.C. 3608(e)(6)),
 10 by inserting “source of income, veteran status,”
 11 after “handicap,”.

12 (b) PREVENTION OF INTIMIDATION IN FAIR HOUS-
 13 ING CASES.—Section 901 of the Civil Rights Act of 1968
 14 (42 U.S.C. 3631) is amended by inserting “source of in-
 15 come (as defined in section 802), veteran status (as de-
 16 fined in section 802),” before “or national origin” each
 17 place that term appears.

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