



Legislation Details (With Text)

File #: 191423 **Version:** 2

Type: Ordinance **Status:** Passed

File created: 12/17/2019 **In control:** COMMON COUNCIL

On agenda: **Final action:** 2/11/2020

Effective date:

Title: A substitute ordinance relating to dwelling facility rental policies.

Sponsors: ALD. LEWIS, ALD. BAUMAN, ALD. COGGS, ALD. STAMPER, ALD. DODD

Indexes: HOTELS AND MOTELS, SEX CRIMES

Attachments:

Date	Ver.	Action By	Action	Result	Tally
12/17/2019	0	COMMON COUNCIL	ASSIGNED TO		
1/28/2020	1	LICENSES COMMITTEE	SUBSTITUTED	Pass	5:0
1/28/2020	2	LICENSES COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
2/11/2020	2	COMMON COUNCIL	PASSED	Pass	15:0
2/19/2020	2	MAYOR	SIGNED		
2/21/2020	2	CITY CLERK	PUBLISHED		

191423
SUBSTITUTE 2

ALD. LEWIS, BAUMAN, COGGS, STAMPER AND DODD
A substitute ordinance relating to dwelling facility rental policies.

85-29-1 am
85-29-2 am
275-20-4-i cr
275-20-20-c cr

This ordinance prohibits a city-licensed hotel, motel or other dwelling facility from refusing service or adding a charge or deposit requirement on the basis of a person's place of residence. This ordinance also requires licensees to provide training plans for educating employees to recognize and report human trafficking behaviors and to require photographic identification from guests at check-in.

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 85-29-1 and 2 of the code is amended to read:

85-29. Discrimination by License Holders.

1. DISCRIMINATION PROHIBITION. No holder of any license, permit or franchise issued by the city may willfully refuse services or add charges or require deposits not required of the general public under such license, permit or franchise because of sex, race, religion, color, national origin or ancestry, age, handicap, lawful source of income, marital status, sexual orientation, gender identity or

expression, familial status, the fact that a person is a past or present member of the military service, whether dressed in uniform or not, or because a person is affiliated, or perceived to be affiliated, with a protected individual. >>No holder of a dwelling facility license issued by the city may willfully refuse services or add charges or require deposits not required of the general public under the dwelling license because of a person's place of residence.<<

2. DECLARATION REQUIRED. All applications submitted by persons seeking the licenses, permits or franchises listed in sub. 1 shall contain the following declaration: (name of applicant) shall not willfully refuse to provide those services offered under this license, permit or franchise, or add charges or required deposits not required of the general public because of race, color, sex, religion, national origin or ancestry, age, handicap, lawful source of income, marital status, sexual orientation, gender identity or expression, familial status or the fact that a person is now or has been a member of the military service, whether dressed in uniform or not. >>All applications submitted by persons seeking a dwelling facility license shall also contain the following declaration: (name of applicant) shall not willfully refuse to provide those services offered under this license or add charges or require deposits not required of the general public because of a person's place of residence.<<

Part 2. Section 275-20-4-i of the code is created to read:

275-20. Licensing of Licensed Dwelling Facilities.

4. PLAN OF OPERATION.

i. Plans the applicant has to train employees to recognize and report guest or resident behaviors that are indicative of human trafficking at the premises.

Part 3. Section 275-20-20-c of the code is created to read:

20. REGULATIONS.

c. Operator or Building Owner to Require Identification. The owner or operator of a licensed dwelling facility shall require a guest to furnish photographic identification before being assigned sleeping quarters.

APPROVED AS TO FORM

Legislative Reference Bureau

Date: _____

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date: _____

Dana J. Zelazny
LRB175718-3
January 28, 2020