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TITLE 910 CIVIL RIGHTS COMMISSION

August 29, 2003

The Honorable Jerry Denbo, Chairperson
Administrative Rules Oversight Committee
C/o Ms. Sarah Burkman
Room 302 State House
Indianapolis, IN 46204

Dear Chairman Denbo:

Pursuant to IC 4-22-2-19(c), I am submitting this memorandum to the Administrative Rules Oversight Committee on behalf of the Indiana Civil Rights Commission ("Commission").

Public Law No. 89-2003 amends IC 22-9.5-3-4, effective July 1, 2003. The amended statute concerns an exemption to the provisions of the Indiana Fair Housing Act prohibiting discrimination on the basis of familial status, which is available to entities that operate housing for older persons. Among other things, the amended statute directs the Commission to adopt rules to address how housing facilities may verify the age of occupants and to provide examples of policies and procedures that demonstrate an intent to operate housing for older persons.

The Commission has reviewed rules implementing similar provisions of Title VIII of the Civil Rights Act of 1968, as amended, to assist in the rulemaking process. The Commission is now prepared to propose administrative rules concerning housing for older persons as described above. The Commission therefore is forwarding a notice of its intent to adopt the above referenced rules to the Legislative Services Agency for publication in the Indiana Register. That notice is being forwarded simultaneously with this letter.

If you have any further concerns or require additional information, please do not hesitate to contact Bruce Jefferson, Deputy Director at (317) 232-2646 or by e-mail at bjefferson@crc.state.in.us.

Sincerely,

David Pardo
Chief Staff Counsel