# ISSUE NO.11 AUGUST 2023

# **ELKHART HUMAN RELATIONS**

# NEWSLETTER



All families with children are protected by the Fair Housing Act against discrimination, including single-parent households and same-sex couples with children. Landlords or housing providers are not allowed to discriminate against:

- families with children under the age of 18,
- pregnant persons, and
- any person in the process of securing legal custody of a minor child (including adoptive or foster parents).
- persons with written permission of the parent or legal guardian





# SEVEN PROTECTED CLASSES

- RACE
- FAMILY STATUS
- RELIGION
- DISABILITY
- SKIN COLOR
- NATIONAL ORIGIN
- **GENDER** (INCLUDING GENDER IDENTITY & SEXUAL ORIENTATION



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# FAMILY STATUS DISCRIMINATION

There are many forms of family status discrimination. These are just a few examples of conduct that may violate the Fair Housing Act:

• Refusing to rent, sell, or negotiate with a family because the family has one or more children under 18 years of age.

• Telling a family no unit is available even though a unit is in fact available.

• Forcing families into housing units that are larger than necessary.

• Designating certain floors or buildings for families with children, or encouraging families with children to reside in particular areas.

• Charging additional rent, security deposit, or fees because a household has children under 18 years of age.

• Advertising a preference for households without children or otherwise discouraging such families.



**Examples of Discriminatory Statements** 

"We don't rent to families with children."

"Each child must have their own bedroom."

"This neighborhood has a lot of retirees. You might be happier in an area with more kids."

"Families with kids must rent first floor units."

"Adults preferred."

"Families with kids may only rent in buildings near the playground."



#### **Overly Restrictive Rules**

Rules that unreasonably restrict children or limit the ability of children to use their housing or the common facilities at the property may violate Fair Housing laws. Enforcing certain rules only against families with children may also violate Fair Housing laws.



For more information 201 S. Second Street Elkhart, IN 46516 574-294-5471 Ex 1014 human.relations@coei.org www.elkhartindiana.org/fair-housing