

I MINA'TRENTAI KUATTRO NA LIHESLATURAN GUAHAN
RESOLUTION STATUS

Resolution No.	Sponsor	Title	Date Intro	Date of Presentation	Date Adopted
439-34 (COR)	Telena Cruz Nelson	Relative to commemorating the Fiftieth (50th) Anniversary of the Fair Housing Act; Title VIII of the Civil Rights Act enacted on April 11, 1968 which prohibits the discrimination in the sale, rental and financing of dwellings based on race, color, religion, sex or national origin; and to further commending the Guam Association of REALTORS® (GAR) for their dedicated efforts in making incredible strides towards establishing a housing environment with equal opportunity for our island community.	5/25/18 12:18 p.m.	5/31/18 8:45 a.m.	

I MINA'TRENTAI KUATTRO NA LIHESLATURAN GUÅHAN
2018 (SECOND) Regular Session

Resolution No. **437-9A** (COR)

Introduced by:

T. C. Nelson 
T. M. Terlaje 

Relative to commemorating the Fiftieth (50th) Anniversary of the Fair Housing Act; Title VIII of the Civil Rights Act enacted on April 11, 1968 which prohibits the discrimination in the sale, rental and financing of dwellings based on race, color, religion, sex or national origin; and to further commending the Guam Association of REALTORS® (GAR) for their dedicated efforts in making incredible strides towards establishing a housing environment with equal opportunity for our island community.

2018 MAY 25 PM 12:18



1 **BE IT RESOLVED BY THE COMMITTEE ON RULES OF I**
2 ***MINA'TRENTAI KUATTRO NA LIHESLATURAN GUÅHAN:***

3 **WHEREAS**, Title VIII of the Civil Rights Act of 1968, the Fair Housing Act, as
4 amended, prohibits discrimination in the sale, rental and financing of dwellings and in other
5 housing-related transactions based on race, color, national origin, religion, sex, familial
6 status, including children under the age of eighteen (18) living with parents or legal
7 custodians, pregnant women, and people securing custody of children under the age of
8 eighteen (18), and disability; and

9 **WHEREAS**, Title VIII was amended in 1988; effective March 12, 1989 by the Fair
10 Housing Amendment Act which expanded the coverage of the Fair Housing Act to prohibit
11 discrimination based on disability or on familial status-presence of a child under the age of
12 eighteen (18) and pregnant women; established new administrative enforcement
13 mechanisms with Housing and Urban Development (HUD) attorneys bringing actions
14 before administrative law judges on behalf of victims of housing discrimination; and

1 revised and expanded Justice Department jurisdiction to bring suit on behalf of victims in
2 Federal district courts; and

3 **WHEREAS**, in connection with prohibitions on discrimination against individuals
4 with disabilities, the Act contains design and construction accessibility provisions for
5 certain new multifamily dwellings developed for first occupancy on or after March 13,
6 1991; and

7 **WHEREAS**, in addition to expanding the number of protected classes and creating
8 new enforcement procedures, the 1988 amendments to the Fair Housing Act also created
9 an exemption to the provisions barring discrimination on the basis of familial status for
10 those housing developments that qualified as housing for persons of age fifty-five (55) or
11 older; changes were made to enhance law enforcement including amendments to criminal
12 penalties in section 901 of the Civil Rights Act of 1968 for violations of the Fair Housing
13 Act in Title VIII; and changes were made to provide incentives for self-testing by lenders
14 for discrimination under the Fair Housing Act and the Equal Credit Opportunity Act; and

15 **WHEREAS**, the Fair Housing Initiatives Program (FHIP) was established by the
16 Housing and Community Development (HCD) Act of 1987 and was amended by the HCD
17 Act of 1992. FHIP provides funding to public and private entities formulating or carrying
18 out programs to prevent or eliminate discriminatory housing practices. Through four
19 distinct categories of funding, FHIP supports projects and activities designed to enhance
20 compliance with the Act and substantially equivalent State and local laws prohibiting
21 housing discrimination. These activities include programs of enforcement, voluntary
22 compliance, and education and outreach. The program also provides a coordinated
23 approach to further the purposes of the Fair Housing Act; guarantee the rights of all
24 Americans to seek housing in an open market free of discrimination; and inform the
25 American citizenry of its rights and obligations under the Fair Housing Act; and

26 **WHEREAS**, the Fair Housing Assistance Program (FHAP) grants are awarded
27 annually on a noncompetitive basis to State and local fair housing enforcement agencies
28 once they demonstrate a fair housing law that is substantially equivalent to the federal Fair

1 Housing Act. At the beginning of an agency’s participation in the FHAP, HUD provides a
2 flat amount of funds for capacity building. Following the period of capacity building, the
3 Department will provide the agency with contributions fund for complaint processing,
4 administrative costs, special enforcement efforts, training and other projects designed to
5 enhance the agency’s administration and enforcement of its fair housing law; and

6 **WHEREAS**, April marks the 50th anniversary of when the Civil Rights Act,
7 which contained the Fair Housing Act, was passed into law. This landmark legislation
8 was enacted on April 11,1968 to protect both buyers and renters from discrimination
9 when seeking a place to live; and

10 **WHEREAS**, the Guam Association of REALTORS® (GAR) remembers and pays
11 tribute to this Landmark Legislation as they conduct their Broker’s Forum on Thursday,
12 May 31, 2018; and now therefore, be it

13 **RESOLVED**, that the Committee on Rules of *I Mina'Trentai Kuattro Na*
14 *Liheslaturan Guåhan* does hereby, on behalf of *I Liheslaturan Guåhan* and the people of
15 Guam commemorate the Fiftieth (50th) Anniversary of the Fair Housing Act; Title VIII of
16 the Civil Rights Act enacted on April 11, 1968 which prohibits the discrimination in the
17 sale, rental and financing of dwellings based on race, color, religion, sex or national origin;
18 and to further commending the Guam Association of REALTORS® (GAR) for their
19 dedicated efforts in making incredible strides towards establishing a housing environment
20 with equal opportunity for all; and be it further

21 **RESOLVED**, that the Speaker and the Chairperson of the Committee on Rules
22 certify, and the Legislative Secretary attest to, the adoption hereof, and that copies of the
23 same be thereafter transmitted to the Guam Association of REALTORS®; to the National
24 Association of REALTORS®; and to the Honorable Edward J.B. Calvo, *I Maga'låhen*
25 *Guåhan*.

**DULY AND REGULARLY ADOPTED BY THE COMMITTEE ON RULES OF
I MINA'TRENTAI KUATTRO NA LIHESLATURAN GUÅHAN ON THE DAY OF
MAY 2018.**

Benjamin J. F. Cruz
Speaker

Regine Biscoe Lee
Chairperson, Committee on Rules

Regine Biscoe Lee
Legislative Secretary