

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005**

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**HOUSE BILL 2402**

Short Title: Durham Fair Housing Complaints. (Local)

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Sponsors: Representatives Wilkins, Michaux, Miller, and Luebke (Primary Sponsors).

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Referred to: Local Government II.

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May 24, 2006

A BILL TO BE ENTITLED

1 AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW  
2 FAIR HOUSING ORGANIZATIONS TO FILE COMPLAINTS WITH THE  
3 CITY'S HUMAN RELATIONS COMMISSION.  
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5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** Section 121 of the Charter of the City of Durham, being  
7 Chapter 671 of the 1975 Session Laws, as amended by Chapter 715 of the 1985 Session  
8 Laws, Chapter 379 of the 1991 Session Laws, and Chapter 658 of the 1993 Session  
9 Laws, reads as rewritten:

10 "Sec. 121. Equal Housing. (a) The City Council may adopt ordinances prohibiting  
11 discrimination on the basis of race, color, sex, religion, national origin, age, familial  
12 status, or handicap in real estate transactions. Such ordinances may regulate or prohibit  
13 any act, practice, activity or procedure related, directly or indirectly to the sale or rental  
14 of public or private housing, which affects or may tend to affect the availability or  
15 desirability of housing on an equal basis to all persons; may provide that violations  
16 constitute a misdemeanor, and shall be punishable under G.S. 14-4; may subject the  
17 offender to civil penalties; and may provide that the City may enforce the ordinances by  
18 application to the General Court of Justice, Superior Court Division, for appropriate  
19 legal and equitable remedies, including but not limited to, mandatory and prohibitory  
20 injunctions and orders of abatement, attorney's fees and punitive damages, and the court  
21 shall have jurisdiction to grant such remedies.

22 (b) A fair housing enforcement organization, as defined in regulations adopted  
23 under 42 U.S.C. § 3602 (1968), may file a complaint with a committee established or  
24 designated by the City Council under Section 123 of this charter on behalf of a person  
25 who claims to have been injured by or reasonably believes he or she will be irrevocably  
26 injured by an unlawful discriminatory housing practice."

27 **SECTION 2.** This act is effective when it becomes law.