

Examples of Jurisdictions that Protect Tenants and Applicants from Discrimination Based on Immigration or Citizenship Status

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California

[Cal. Com. Code §1940.3](#)

Prohibits a landlord, or any agent of the landlord from making any inquiry regarding or based on the **immigration or citizenship status** of a tenant, prospective tenant, occupant, or prospective occupant of residential rental property.

A landlord, or any agent of the landlord, shall not do any of the following:

- (1) **Make any inquiry** regarding or based on the immigration or citizenship status of a tenant, prospective tenant, occupant, or prospective occupant of residential rental property.
- (2) **Require** that any tenant, prospective tenant, occupant, or prospective occupant of the rental property **disclose** or make any statement, representation, or certification concerning his or her immigration or citizenship status.
- (3) **Disclose to** any person or entity information regarding or relating to the immigration or citizenship status of any tenant, prospective tenant, occupant, or prospective occupant of the rental property **for the purpose of, or with the intent of**, harassing or intimidating a tenant, prospective tenant, occupant, or prospective occupant, retaliating against a tenant or occupant for the exercise of his or her rights, influencing a tenant or occupant to vacate a dwelling, or recovering possession of the dwelling.

Illinois -

<https://www.ilga.gov/legislation/publicacts/fulltext.asp?Name=103-0232>

Public Act 103-0232 effective Jan 1, 2024 SB 1817 Enrolled

Makes it a civil rights violation for an owner or any other person, or for a real estate broker or salesman, to discriminate based on familial status, **immigration status**, source of income, or an arrest record.

New York

[New York U.C.C. Law § 296 \(5\)\(a\)](#)

Makes it an unlawful discriminatory practice for the owner, lessee, sub-lessee, assignee, or managing agent of, or other person having the right to sell, rent or lease a housing accommodation, constructed or to be constructed, or any agent or employee to refuse to sell, rent, lease or otherwise to deny to or withhold from any person or group of persons such a housing accommodation because of the race, creed, color, national origin, citizenship or **immigration status**, sexual orientation, gender identity or expression, military status, sex, age, disability, marital status, status as a victim of domestic violence, lawful source of income or familial status of such person or persons, or to represent that any housing accommodation or land is not available for inspection, sale, rental or lease when in fact it is so available.

Washington

[Wash. Rev. Code §49.60.222](#)

Makes it an unfair practice for any person, whether acting for himself, herself, or another, to discriminate in a real estate transaction because of sex, marital status, sexual orientation, race, creed, color, national origin, **citizenship or immigration status**, families with children status, honorably discharged veteran or military status, the presence of any sensory, mental, or physical disability, or the use of a trained dog guide or service animal by a person with a disability.

Portland, Oregon

City Code Section 30.01.086 (D)

<https://www.portland.gov/code/30/01/086>

A landlord must comply with the following general screening process:

1. Applicant identification. A landlord may not reject an application as incomplete because an applicant or member of the applicant's household does not produce a Social Security number or prove lawful presence in the U.S. A landlord may not inquire about the immigration status of a member of the Applicant's household or require proof of their lawful presence in the U.S. A Landlord must accept any of the following, or a combination thereof, to verify the name, date of birth and photo of the applicant:
 - a. Evidence of Social Security number (SSN Card);
 - b. Valid Permanent Resident Alien Registration Receipt Card;
 - c. Immigrant visa;
 - d. Individual Taxpayer Identification Number (ITIN);
 - e. Nonimmigrant visa;
 - f. Any government-issued identification regardless of expiration date; or
 - g. Any nongovernmental identification or combination of identifications that would permit a reasonable verification of identity.