

# A-Engrossed Senate Bill 599

Ordered by the Senate March 17  
Including Senate Amendments dated March 17

Sponsored by Senator CAMPOS; Senators BROADMAN, FREDERICK, GELSER BLOUIN, GOLDEN, MANNING JR, MEEK, PATTERSON, PHAM K, Representatives CHAICHI, GAMBA, GRAYBER, HUDSON, MARSH, NERON, NOSSE, RUIZ, SOSA (Pre-session filed.)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure. The statement includes a measure digest written in compliance with applicable readability standards.

**Digest: This Act bans a landlord from biases in renting a home based on immigration status. (Flesch Readability Score: 61.8).**

*[Digest: This Act bans biases in the rent or sale of property based on immigration status. (Flesch Readability Score: 61.8).]*

Prohibits landlords from inquiring about or *[disclosing]* **discriminating on the basis of a tenant's or applicant's immigration or citizenship status, [or] rejecting an applicant *[due to immigration status. Prohibits discrimination based on immigration status for real property transactions.] based on the type of identifying documentation or disclosing or threatening disclosure of an applicant's or a tenant's immigration or citizenship status for improper purposes. Authorizes statutory penalties.***

**Becomes operative 30 days after the effective date.**

**Declares an emergency, effective on passage.**

## A BILL FOR AN ACT

1  
2 Relating to immigration status discrimination in real estate transactions; creating new provisions;  
3 amending ORS 90.303; and declaring an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1. Sections 2 and 3 of this 2025 Act are added to and made a part of ORS**  
6 **chapter 90.**

7 **SECTION 2. Except as required by a federal program that provides rent subsidies or af-**  
8 **fordable rents:**

9 (1) **A landlord may not inquire about the immigration or citizenship status of an appli-**  
10 **cant, a tenant or a member of an applicant's or a tenant's household.**

11 (2) **If a landlord requires verification of the identity of an applicant or tenant, the land-**  
12 **lord shall accept any of the following, or any combination thereof, necessary to verify an**  
13 **applicant's name, date of birth and physical appearance:**

14 (a) **A Social Security card or evidence of a Social Security number;**

15 (b) **A certified copy of a record of live birth;**

16 (c) **A permanent resident card issued by the United States Citizenship and Immigration**  
17 **Services;**

18 (d) **An immigrant or nonimmigrant visa;**

19 (e) **An individual taxpayer identification number card issued by the Internal Revenue**  
20 **Service;**

21 (f) **A passport, driver license or other government-issued identification, regardless of**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 expiration date; or

2 (g) Any nongovernment identification or combination of identifications that would permit  
3 a reasonable verification of identity.

4 (3) A landlord may not discriminate against an applicant, a tenant or a member of an  
5 applicant's or a tenant's household on the basis of actual or perceived immigration or citi-  
6 zenship status.

7 **SECTION 3.** (1) A landlord may not, with the intent or purpose of harassing, retaliating  
8 against or intimidating, disclose or threaten to disclose the immigration or citizenship status  
9 of an applicant, a tenant or a member of an applicant's or a tenant's household.

10 (2) A violation of this section or section 2 of this 2025 Act is:

11 (a) Considered a violation of ORS 90.390 (1) and subject to ORS 90.390 (2) and (3); and

12 (b) Only for purposes of ORS 659A.885, considered an unlawful practice and subject to  
13 remedies under ORS 659A.885.

14 **SECTION 4.** ORS 90.303 is amended to read:

15 90.303. (1) When evaluating an applicant, a landlord may not consider a previous action to re-  
16 cover possession pursuant to ORS 105.100 to 105.168 if the action:

17 (a) Was dismissed or resulted in a general judgment for the applicant before the applicant sub-  
18 mits the application.

19 (b) Resulted in a general judgment against the applicant that was:

20 (A) Entered five or more years before the applicant submits the application; or

21 (B) Entered on claims that arose on or after April 1, 2020, and before March 1, 2022.

22 (2) When evaluating the applicant, a landlord may consider a previous arrest of the applicant  
23 only if the arrest resulted in charges for criminal conduct as described in subsection (3) of this  
24 section and:

25 (a) The applicant was convicted of the charges; or

26 (b) The charges are pending and the applicant is not presently participating in a diversion,  
27 conditional discharge or deferral of judgment program on the charges.

28 (3) When evaluating the applicant, the landlord may consider criminal convictions or pending  
29 charges only for conduct that is presently illegal in this state and is:

30 (a) A drug-related crime, but not including convictions based solely on the use or possession of  
31 marijuana;

32 (b) A person crime;

33 (c) A sex offense;

34 (d) A crime involving financial fraud, including identity theft and forgery; or

35 (e) Any other crime if the conduct for which the applicant was convicted or charged is of a  
36 nature that would adversely affect:

37 (A) Property of the landlord or a tenant; or

38 (B) The health, safety or right to peaceful enjoyment of the premises of residents, the landlord  
39 or the landlord's agent.

40 (4) When evaluating an applicant, a landlord may not consider the possession of a medical  
41 marijuana card or status as a medical marijuana patient.

42 (5) When evaluating an applicant, a landlord may not consider an applicant's unpaid rent, in-  
43 cluding rent reflected in judgments or referrals of debt to a collection agency, that accrued on or  
44 after April 1, 2020, and before March 1, 2022.

45 (6) When evaluating an applicant, a landlord may not:

1       **(a) Inquire about the immigration or citizenship status of an applicant or a member of**  
2 **the applicant’s household; or**

3       **(b) Reject an application because an applicant or a member of the applicant’s household**  
4 **does not produce a Social Security number or prove lawful presence in the United States,**  
5 **provided that the applicant agrees to provide identification as provided in section 2 of this**  
6 **2025 Act.**

7       **SECTION 5.** ORS 90.303, as amended by section 10, chapter 39, Oregon Laws 2021, is amended  
8 to read:

9       90.303. (1) When evaluating an applicant, a landlord may not consider a previous action to re-  
10 cover possession pursuant to ORS 105.100 to 105.168 if the action:

11       (a) Was dismissed or resulted in a general judgment for the applicant before the applicant sub-  
12 mits the application.

13       (b) Resulted in a general judgment against the applicant that was entered five or more years  
14 before the applicant submits the application.

15       (2) When evaluating the applicant, a landlord may consider a previous arrest of the applicant  
16 only if the arrest resulted in charges for criminal conduct as described in subsection (3) of this  
17 section and:

18       (a) The applicant was convicted of the charges; or

19       (b) The charges are pending and the applicant is not presently participating in a diversion,  
20 conditional discharge or deferral of judgment program on the charges.

21       (3) When evaluating the applicant, the landlord may consider criminal convictions or pending  
22 charges only for conduct that is presently illegal in this state and is:

23       (a) A drug-related crime, but not including convictions based solely on the use or possession of  
24 marijuana;

25       (b) A person crime;

26       (c) A sex offense;

27       (d) A crime involving financial fraud, including identity theft and forgery; or

28       (e) Any other crime if the conduct for which the applicant was convicted or charged is of a  
29 nature that would adversely affect:

30       (A) Property of the landlord or a tenant; or

31       (B) The health, safety or right to peaceful enjoyment of the premises of residents, the landlord  
32 or the landlord’s agent.

33       (4) When evaluating an applicant, a landlord may not consider the possession of a medical  
34 marijuana card or status as a medical marijuana patient.

35       **(5) When evaluating an applicant, a landlord may not:**

36       **(a) Inquire about the immigration or citizenship status of an applicant or a member of**  
37 **the applicant’s household; or**

38       **(b) Reject an application because an applicant or a member of the applicant’s household**  
39 **does not produce a Social Security number or prove lawful presence in the United States,**  
40 **provided that the applicant agrees to provide identification as provided in section 2 of this**  
41 **2025 Act.**

42       **SECTION 6.** Sections 2 and 3 of this 2025 Act and the amendments to ORS 90.303 by  
43 section 4 of this 2025 Act become operative 30 days after the effective date of this 2025 Act.

44       **SECTION 7.** This 2025 Act being necessary for the immediate preservation of the public  
45 peace, health and safety, an emergency is declared to exist, and this 2025 Act takes effect

1 **on its passage.**

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