AN ORDINANCE
BY COUNCIL MEMBER CATHY WOOLARD

00- O -1982

AN ORDINANCE TO AMEND ARTICLE II SECTION 10-223 AND 10-224 OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA SO AS TO DELETE THE WORDS "RACE, SEX, SEXUAL ORIENTATION OR NATIONAL ORIGIN;" AND TO INSERT THE FOLLOWING WORDS IN LIEU THEREOF: "RACE, COLOR, CREED, RELIGION, SEX, DOMESTIC RELATIONSHIP STATUS, PARENTAL STATUS, FAMILIAL STATUS, SEXUAL ORIENTATION, NATIONAL ORIGIN, POLITICAL AFFILIATION, GENDER IDENTITY, DISABILITY OR AGE , EXCEPT THAT NOTHING IN THIS PROVISION SHALL PROHIBIT IMPOSITION OF AGE LIMITS UP TO 21;" TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta has a rich history in the civil rights movement and is rightfully considered one of the most progressive cities in the country regarding its policies ensuring equal rights for all its citizens; and

WHEREAS, there has never been a comprehensive review of the City's existing human rights ordinances, resulting in inconsistencies in coverage and definitions in various code sections.

THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS AS FOLLOWS:

ARTICLE II SECTION 10-223 OF THE CODE OF ORDINANCES which currently reads as follows:

Sec. 10-223. Nondiscrimination in admission or service.

(a) It shall be unlawful for any holder of a license to sell alcoholic beverages in the city who serves the public or for any private club who serves persons in addition to the members or guests of members or any employee or agent thereof to discriminate against any person insofar as admission to the premises or in the sale of products in an establishment licensed to sell alcoholic beverages because of such person's race, sex, sexual orientation or national origin. For purposes of this section, any private club claiming exemption under this subsection must be incorporated as a nonprofit corporation under the laws of the state or officially certified as a nonprofit association by the United States Internal Revenue Service. For purposes of this subsection, the term "licensed alcoholic beverages establishment" means the premises for which the subject license was issued.

(b) A finding by the board of such discriminatory admission or service practice as forbidden in subsection (a) of this section shall constitute sufficient grounds for the nonrenewal, revocation or suspension of such

license by the mayor in accordance with section 10-109.
(Code 1977, §§ 14-2145)
State law reference(s)--Underaged persons on premises that sell alcohol, O.C.G.A. §§ 3-3-24.1.

ARTICLE II SECTION 10-224 OF THE CODE OF ORDINANCES which currently reads as follows:

Sec. 10-224. Discrimination in admission fees or membership fees; notice of admission charges or membership fees.

(a) No retail licensee, licensed for the sale of alcoholic beverages for on-premises consumption, who requires an admission fee or periodic membership fee before permitting any person to enter the licensed premises shall discriminate as to the amount of such fees because of any person's race, sex, sexual orientation, color or national origin.

(b) Any retail licensee, licensed for the sale of alcoholic beverages for on-premises consumption, who requires an admission fee or periodic membership fee as a condition of admission of any person to the licensed premises shall prominently display, unobstructed in a place clearly visible at the point of entry, a sign setting forth the amount of the admission fee or periodic membership applicable to all patrons, as well for the time at which application for any membership may be required.
(Code 1977, §§ 14-2146)
Cross reference(s)--Discrimination generally, §§ 94-66 et seq.

Be amended by deleting the foregoing words " race, sex, sexual orientation, or national origin" and inserting the following in lieu thereof:

Sec. 10-223. Nondiscrimination in admission or service.

(a) It shall be unlawful for any holder of a license to sell alcoholic beverages in the city who serves the public or for any private club who serves persons in addition to the members or guests of members or any employee or agent thereof to discriminate against any person insofar as admission to the premises or in the sale of products in an establishment licensed to sell alcoholic beverages because of such person's **race, color, creed, religion, sex, domestic relationship status, parental status, familial status, sexual orientation, national origin, gender identity, disability or age, except that nothing in this provision shall prohibit the imposition of age limits up to 21.** For purposes of this section, any private club claiming exemption under this subsection must be incorporated as a nonprofit corporation under the laws of the state or officially certified as a nonprofit association by the United States Internal Revenue Service. For purposes of this subsection, the term "licensed alcoholic beverages establishment" means the premises for which the subject license was issued.

(b) A finding by the board of such discriminatory admission or service practice as forbidden in subsection (a) of this section shall constitute sufficient grounds for the nonrenewal, revocation or suspension of such

license by the mayor in accordance with section 10-109.

(Code 1977, §§ 14-2145)
State law reference(s)--Underaged persons on premises that sell alcohol, O.C.G.A. §§ 3-3-24.1.

Be amended by deleting the foregoing words " race, sex, sexual orientation, or national origin" and inserting the following in lieu thereof:

Sec. 10-224. Discrimination in admission fees or membership fees; notice of admission charges or membership fees.

(a) No retail licensee, licensed for the sale of alcoholic beverages for on-premises consumption, who requires an admission fee or periodic membership fee before permitting any person to enter the licensed premises shall discriminate as to the amount of such fees because of any person's **race, color, creed, religion, sex, domestic relationship status, parental status, familial status, sexual orientation, national origin, gender identity, disability or age, except that nothing in this provision shall prohibit the imposition of age limits up to 21.**

(b) Any retail licensee, licensed for the sale of alcoholic beverages for on-premises consumption, who requires an admission fee or periodic membership fee as a condition of admission of any person to the licensed premises shall prominently display, unobstructed in a place clearly visible at the point of entry, a sign setting forth the amount of the admission fee or periodic membership applicable to all patrons, as well for the time at which application for any membership may be required.
(Code 1977, §§ 14-2146)
Cross reference(s)--Discrimination generally, §§ 94-66 et seq.