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KENTUCKY COMMISSION ON HUMAN RIGHTS

Matt Bevin
Governor

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June 26, 2019

Connie Marshall

Dear Ms. Marshall,

I have reviewed the information that you have provided to the Kentucky Commission on Human Rights. Based upon a review of this information, it is concluded that your allegations do not state a claim that falls within the jurisdiction of the Kentucky Commission on Human Rights. As you have mentioned in your correspondence, these are federal crimes and should be directed toward the Federal Bureau of Investigations, which you have done.

The Kentucky Commission on Human Rights is a state government agency charged with the enforcement of the Kentucky Civil Rights Act. The Act prohibits discrimination on the basis of race, color, religion, and national origin in the following contexts: (1) employment; (2) sale or lease of real property; (3) public accommodations; (4) financing; (5) credit transactions; and (6) housing insurance. Discrimination on the basis of race, color, religion, and national origin is uniformly prohibited in all of these contexts; however, additional protected classes are identified in the six particular contexts as follows: (1) sex – all six contexts except public accommodations; (2) age – employment and financing; (3) disability – all six contexts except credit transactions; (4) familial status – sale or lease of real property, financing, and housing insurance; and (5) smoking status - employment.

The Commission also has jurisdiction to investigate and prosecute retaliation complaints; however, in this context retaliation is specifically defined as adverse actions taken against a person “because he has opposed a practice declared unlawful by KRS Chapter 344, or because he has made a charge, filed a complaint, testified, assisted, or participated in any manner in any investigation, proceeding, or hearing under KRS Chapter 344.”

Having reviewed all of the information that you have provided, as well as your initial intake interview with our staff, on or around the 23rd of May, 2019, I cannot identify any allegation of discrimination based upon a protected class in any of the following contexts: (1) employment; (2) sale or lease of real property; (3) public accommodations; (4) financing; (5) credit transactions; (6) housing insurance; (7) retaliation against a person who has engaged in an activity protected by the KCRA; (8) unlawful discrimination by a private school; or (9) unlawful discrimination by a private club.