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AS AMENDED

By: Kannady of the House

David of the Senate

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1 the relationship between the tenant's disability and the need for
2 the requested accommodation. A landlord may not require supporting
3 documentation from a tenant if the tenant's disability or
4 disability-related need for a service animal or assistance animal is
5 readily apparent or already known to the landlord. A landlord shall
6 not be liable for injuries by a person's service animal or
7 assistance animal permitted on the landlord's property as a
8 reasonable accommodation to assist the person with a disability
9 pursuant to the Fair Housing Act, as amended, 42 U.S.C., Section
10 3601 et seq., the Americans with Disabilities Act of 1990, 42
11 U.S.C., Section 12101 et seq., and Section 504 of the Rehabilitation
12 Act of 1973, as amended, 29 U.S.C., Section 701 or any other
13 federal, state or local law.

14 SECTION 2. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 113.3 of Title 41, unless there
16 is created a duplication in numbering, reads as follows:

17 A. It shall be unlawful for an individual, in an attempt to
18 obtain a reasonable housing accommodation under Section 1 of this
19 act, to knowingly make a false claim of having a disability that
20 requires the use of a service animal or assistance animal or
21 knowingly provide fraudulent supporting documentation in connection
22 with such a claim.

23 B. If the individual pleads guilty or is convicted of the
24 offense of providing fraudulent disability documentation under

1 subsection A of this section, a lessor may evict a tenant and be
2 awarded damages and fees associated with eviction. In addition, the
3 lessor is entitled to a damage fee not to exceed One Thousand
4 Dollars (\$1,000.00) from a lessee. Any lessee convicted pursuant to
5 subsection A of this section shall perform thirty (30) hours of
6 community service for an organization that serves individuals with
7 disabilities, or for another entity or organization at the
8 discretion of the court, to be completed not more than six (6)
9 months after the conclusion of the court case.

10 SECTION 3. This act shall become effective November 1, 2018.

11 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY
12 April 10, 2018 - DO PASS AS AMENDED
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