

An Act

ENROLLED HOUSE
BILL NO. 1309

By: Stark of the House

and

Stanley of the Senate

An Act relating to animals; defining terms; allowing a public accommodation to adopt certain policy; requiring certain signage; requiring certain conformance with federal law; providing for codification; and providing an effective date.

SUBJECT: Animals

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 801 of Title 4, unless there is created a duplication in numbering, reads as follows:

A. For purposes of this section:

1. The terms "place of public accommodation", "public accommodation" and "service animal" shall have the same meaning as such terms are defined in 28 C.F.R., Section 36.104. "Service animal" does not include an emotional support animal or a therapy animal;

2. "Emotional support animal" means an animal selected to reside with an individual with a disability that does not work or perform tasks for the benefit of an individual with a disability and does not accompany at all times an individual with a disability; and

3. "Therapy animal" means a personal pet who is certified to make therapeutic visits with a trained volunteer to places

including, but not limited to, nursing facilities, schools and hospitals to bring therapeutic benefit, comfort and cheer to others.

B. A public accommodation may adopt a policy to prohibit animals, except service animals, from entering the place of public accommodation.

C. A public accommodation which adopts such a policy shall post a sign in a conspicuous location outside the entrance of the place of public accommodation stating which animals or types of animals are prohibited. Such sign shall also state that service animals are permitted.

D. If a public accommodation inquires into the qualification of a service animal, the public accommodation shall comply with 28 C.F.R., Section 36.302(c)(6).

SECTION 2. This act shall become effective November 1, 2019.

Passed the House of Representatives the 7th day of May, 2019.

Presiding Officer of the House
of Representatives

Passed the Senate the 16th day of April, 2019.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____