

STATE OF OKLAHOMA

2nd Session of the 57th Legislature (2020)

HOUSE BILL 3013

By: Gann

AS INTRODUCED

An Act relating to disabilities; amending 7 O.S. 2011, Section 19.1, which relates to public conveyances and public accommodations; updating terminology; providing for service animals; modifying definitions; and providing an effective date.

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

SECTION 1. AMENDATORY 7 O.S. 2011, Section 19.1, is amended to read as follows:

Section 19.1 A. Any ~~blind, physically handicapped, deaf or hard-of-hearing person~~ physically or mentally handicapped person who is a passenger on any common carrier, airplane, motor vehicle, railroad train, motorbus, streetcar, boat, or any other public conveyance or mode of transportation operating within this state or any ~~dog~~ animal trainer from a recognized training ~~center~~ organization when in the act of training ~~guide, signal, or service dogs~~ animals shall be entitled to have with him or her a ~~guide, signal, or service dog~~ animal specially and individually trained or being specially and individually trained for that purpose to do work

1 or perform tasks for a person with a disability, without being
2 required to pay an additional charge therefor, but shall be liable
3 as hereafter set forth in subsection B of this section.

4 B. A ~~blind, physically handicapped, deaf or hard-of-hearing~~
5 physically or mentally handicapped person and his or her ~~guide,~~
6 ~~signal, or service dog~~ animal or a ~~dog~~ an animal trainer from a
7 recognized training ~~center~~ organization in the act of training
8 ~~guide, signal, or service dogs~~ animals shall not be denied
9 admittance to or refused access to any of the following because of
10 such ~~dog~~ animal: Any street, highway, sidewalk, walkway, any common
11 carrier, airplane, motor vehicle, railroad train, motor bus,
12 streetcar, boat, or any other public conveyance or mode of
13 transportation, hotel, motel, or other place of lodging, public
14 building maintained by any unit or subdivision of government,
15 building to which the general public is invited, college dormitory
16 ~~and or any~~ other educational facility to which the public may only
17 have limited public access for safety reasons, restaurant or other
18 place where food is offered for sale to the public, or any other
19 place of public accommodation, amusement, convenience, or resort to
20 which the general public or any classification of persons from the
21 general public is regularly, normally, or customarily invited within
22 the State of Oklahoma. Such ~~blind, physically handicapped, deaf or~~
23 ~~hard-of-hearing person~~ physically or mentally handicapped persons or
24 ~~dog trainer~~ animal trainers from a recognized training ~~center~~

1 organization in the act of training ~~guide, signal, or service dogs~~
2 animals shall not be required to pay any additional charges for his
3 or her ~~guide, signal, or service dog~~ animal, but shall be liable for
4 any damage done to the premises by such ~~dog~~ animal.

5 C. A dog used by a deaf or hard-of-hearing person shall be
6 required to wear an orange identifying collar.

7 D. For the purposes of this section and Section 113.1 of Title
8 41 of the Oklahoma Statutes:

9 1. "Physically or mentally handicapped person" means any person
10 ~~who has a physical impairment which severely and permanently~~
11 ~~restricts mobility of two or more extremities, or who is so severely~~
12 ~~disabled as to be unable to move without the aid of a wheelchair as~~
13 defined by Title 42, Chapter 126, of the United States Code,
14 otherwise known as the Americans with Disabilities Act (ADA) or any
15 subsequent versions of the law or regulations; and

16 2. "Service ~~dog~~ animal" means any ~~dog~~ animal individually
17 trained to the physically or mentally handicapped person's
18 requirements; ~~and~~

19 ~~3. "Signal dog" means any dog trained to alert a deaf or hard-~~
20 ~~of-hearing person to intruders or sounds as defined by the ADA.~~

21 SECTION 2. This act shall become effective November 1, 2020.

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