

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 57th Legislature (2019)

4 HOUSE BILL 1309

By: Stark of the House

5 and

6 **Stanley** of the Senate

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8
9 AS INTRODUCED

10 An Act relating to disabled persons; prohibiting
11 intentional misrepresentation of qualified service
12 animals; providing penalty; providing definitions;
 providing for codification; and providing an
 effective date.

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

16 SECTION 1. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 20 of Title 7, unless there is
18 created a duplication in numbering, reads as follows:

19 A. No person shall knowingly present any animal or therapy
20 animal as a qualified service animal or intentionally misrepresent
21 entitlement to an animal in his or her possession as a qualified
22 service animal for the purpose of obtaining any of the rights or
23 privileges set forth in state or federal law for an individual with
24 a disability.

1 B. Any person who violates the provisions of subsection A of
2 this section shall be guilty of a misdemeanor.

3 C. For purposes of this section:

4 1. "Qualified service animal" shall mean any dog individually
5 trained to do work or perform tasks for the benefit of an individual
6 with a disability, including a physical, sensory, psychiatric,
7 intellectual or other mental disability. Other species of animals,
8 whether wild or domestic, trained or untrained, are not service
9 animals for purposes of this definition; and

10 2. "Therapy animal" shall mean an animal selected to accompany
11 an individual with a disability that does not work or perform tasks
12 for the benefit of an individual with a disability and does not
13 accompany at all times an individual with a disability.

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

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16 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY, dated 02/27/2019 - DO
17 PASS, As Coauthored.