

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

SENATE CHAMBER

STATE OF OKLAHOMA

DISPOSITION

FLOOR AMENDMENT

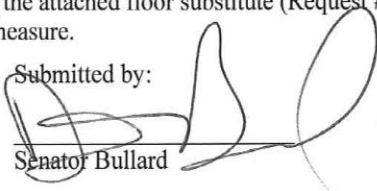
No. 1

COMMITTEE AMENDMENT

(Date)

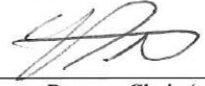
I move to amend **Senate Bill No. 1223**, by substituting the attached floor substitute (Request # 3617) for the title, enacting clause and entire body of the measure.

Submitted by:

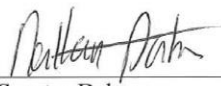


Senator Bullard

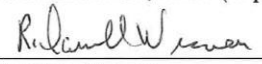
I hereby grant permission for the floor substitute to be adopted.



Senator Paxton, Chair (required)




Senator Dahm



Senator Weaver

Senator David



Senator Allen



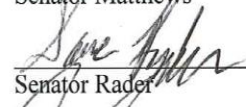
Senator Jech

Senator Bergstrom

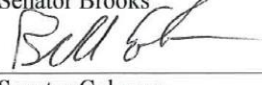
Senator Matthews



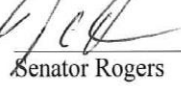
Senator Brooks



Senator Rader



Senator Coleman



Senator Rogers

Senator Treat, President Pro Tempore

Senator McCortney, Majority Floor Leader

Note: Public Safety committee majority requires seven (7) members' signatures.

Bullard-JES-FS-SB1223
2/18/2022 4:47 PM

1

(Floor Amendments Only)

Date and Time Filed: 2-21-22

2:02 PM *gd*

Untimely

Amendment Cycle Extended

Secondary Amendment

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 FLOOR SUBSTITUTE
4 FOR

5 SENATE BILL NO. 1223

By: Bullard of the Senate

and

6 Roberts (Dustin) of the
7 House

8
9 FLOOR SUBSTITUTE

10 An Act relating to service animals; amending 4 O.S.
11 2021, Section 801, which relates to public
12 accommodations; creating misdemeanor for improper use
of service animal; stating penalty; authorizing
certain signage; and providing an effective date.

13
14
15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

16 SECTION 1. AMENDATORY 4 O.S. 2021, Section 801, is
17 amended to read as follows:

18 Section 801. A. For purposes of this section:

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

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

5 3. "Therapy animal" means a personal pet who is certified to
6 make therapeutic visits with a trained volunteer to places
7 including, but not limited to, nursing facilities, schools and
8 hospitals to bring therapeutic benefit, comfort and cheer to others.

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

12 C. A public accommodation which adopts such a policy shall post
13 a sign in a conspicuous location outside the entrance of the place
14 of public accommodation stating which animals or types of animals
15 are prohibited. Such sign shall ~~also~~ state that service animals are
16 permitted and may also include a statement pursuant to subparagraph
17 a of paragraph 2 of subsection E of this section.

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

21 E. 1. Any person who is not an individual with a disability or
22 is not trained to assist individuals with disabilities, who uses a
23 service animal in an attempt to gain treatment or benefits as an
24 individual with a disability shall, upon conviction, be guilty of a

1 misdemeanor punishable by a fine not more than Five Hundred Dollars
2 (\$500.00).

3 2. A public accommodation may post a sign inside or outside of
4 the place of public accommodation stating:

5 a. it is a crime under state law to misrepresent an
6 animal as a service animal, and

7 b. the penalty provided by paragraph 1 of this
8 subsection.

9 SECTION 2. This act shall become effective November 1, 2022.

10

11 58-2-3617 JES 2/21/2022 3:45:11 PM

12

13

14

15

16

17

18

19

20

21

22

23

24