1	HOUSE OF REPRESENTATIVES - FLOOR VERSION
2	STATE OF OKLAHOMA
3	1st Session of the 59th Legislature (2023)
4	HOUSE BILL 1570 By: Stark of the House
5	and
6	Bullard of the Senate
7	
8	AS INTRODUCED
9	An Act relating to service animals; 4 O.S. 2021, Section 801 which relates to public accommodations
10	for service animals; making certain acts unlawful; providing penalty; and providing an effective date.
11	providing penalty, and providing an effective date.
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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;
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- 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).
- E. Any person who is not an individual with a disability or is not trained to assist individuals with disabilities, who uses a service animal in an attempt to gain treatment or benefits as an individual with a disability shall, upon conviction, be guilty of a misdemeanor.

SECTION 2. This act shall become effective November 1, 2023. COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY - CRIMINAL, dated 02/22/2023 - DO PASS, As Coauthored. 

HB1570 HFLR BOLD FACE denotes Committee Amendments.