

1 to the premises by the ~~guide or hearing~~ service dog.

2 (3) A person who is training a service dog is entitled to the same rights granted to a physically
3 disabled person in this section."

4 -END-

1 HOUSE BILL NO. 184

2 INTRODUCED BY PECK, GILLAN, MASOLO, ROSE, WYATT

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING THE LAWS RELATING TO GUIDE OR
5 HEARING DOGS; DEFINING THE TERM "SERVICE ~~DOG~~ ANIMAL"; ALLOWING A ~~PHYSICALLY DISABLED~~
6 PERSON WITH A DISABILITY TO BE ACCOMPANIED BY A SERVICE ~~DOG~~ ANIMAL IN A PUBLIC PLACE;
7 ALLOWING A SERVICE ~~DOG~~ ANIMAL IN TRAINING IN A PUBLIC PLACE; ALLOWING FULL ACCESS TO
8 HOUSING ACCOMMODATIONS TO A PERSON TRAINING A SERVICE ~~DOG~~ ANIMAL; AND AMENDING
9 SECTIONS 49-4-203 AND 49-4-214, MCA."

10
11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:12
13 **Section 1.** Section 49-4-203, MCA, is amended to read:

14 **"49-4-203. ~~Definition~~ Definitions.** (1) "Housing accommodation" means any real property or
15 portion ~~thereof which~~ of real property that is used or occupied or is intended, arranged, or designed to be
16 used or occupied as the home, residence, or sleeping place of one or more human beings ~~but.~~ The term
17 does not include any single-family residence the occupants of which furnish for compensation not more
18 than one room ~~therein~~ within the residence.

19 (2) "Service ~~dog~~" ANIMAL" means a dog OR OTHER ANIMAL OR A BIRD individually trained to
20 provide assistance to an individual with a physical disability, including total or partial blindness or
21 deafness."

22
23 **Section 2.** Section 49-4-214, MCA, is amended to read:

24 **"49-4-214. Right to be accompanied by a ~~guide or hearing~~ service dog ANIMAL --**
25 **IDENTIFICATION FOR SERVICE ANIMALS IN TRAINING.** (1) ~~Every A~~ totally or partially blind or deaf
26 physically disabled person WITH A DISABILITY has the right to be accompanied by a ~~guide or hearing~~
27 service dog ANIMAL, especially trained for the purpose, or a service ~~dog~~ ANIMAL in training WITH
28 IDENTIFICATION COMPLYING WITH SUBSECTION (4) in any of the places mentioned in 49-4-211(2)
29 without being charged extra for the ~~guide or hearing~~ service dog ANIMAL. ~~He~~ The physically disabled
30 person WITH A DISABILITY is liable for any damage done to the premises or facilities by ~~such the dog~~

1 ANIMAL.

2 (2) ~~Every A totally or partially blind or deaf physically disabled~~ person WITH A DISABILITY who
3 has a ~~guide or hearing service dog~~ ANIMAL or who obtains a ~~guide or hearing service dog~~ ANIMAL is
4 entitled to full and equal access to all housing accommodations as provided in 49-2-305 and 49-4-212. ~~He~~
5 The physically disabled person WITH A DISABILITY may not be required to pay extra compensation for the
6 ~~guide or hearing service dog~~ ANIMAL but is liable for any damage done to the premises by the ~~guide or~~
7 ~~hearing service dog~~ ANIMAL.

8 (3) A person who is training a service dog ANIMAL is entitled to the same rights granted to a
9 physically disabled person WITH A DISABILITY in this section.

10 (4) FOR THE PURPOSES OF THIS SECTION, A SERVICE ANIMAL IN TRAINING MUST WEAR
11 IDENTIFICATION IDENTIFYING THE ANIMAL AS A SERVICE ANIMAL IN TRAINING."

12 -END-

1 HOUSE BILL NO. 184

2 INTRODUCED BY PECK, GILLAN, MASOLO, ROSE, WYATT

3

4 A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING THE LAWS RELATING TO GUIDE OR
 5 HEARING DOGS; DEFINING THE TERM "SERVICE ~~DOG~~" ANIMAL"; ALLOWING A ~~PHYSICALLY DISABLED~~
 6 PERSON WITH A DISABILITY TO BE ACCOMPANIED BY A SERVICE ~~DOG~~ ANIMAL IN A PUBLIC PLACE;
 7 ALLOWING A SERVICE ~~DOG~~ ANIMAL IN TRAINING IN A PUBLIC PLACE; ALLOWING FULL ACCESS TO
 8 HOUSING ACCOMMODATIONS TO A PERSON TRAINING A SERVICE ~~DOG~~ ANIMAL; AND AMENDING
 9 SECTIONS 49-4-203 AND 49-4-214, MCA."

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11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

12

13 Section 1. Section 49-4-203, MCA, is amended to read:

14 "49-4-203. Definition Definitions. (1) "Housing accommodation" means any real property or
 15 portion thereof which of real property that is used or occupied or is intended, arranged, or designed to be
 16 used or occupied as the home, residence, or sleeping place of one or more human beings but, The term
 17 does not include any single-family residence the occupants of which furnish for compensation not more
 18 than one room therein within the residence.

19 (2) "Service ~~dog~~" ANIMAL" means a dog OR OTHER ANIMAL OR A BIRD individually trained to
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23 Section 2. Section 49-4-214, MCA, is amended to read:

24 "49-4-214. Right to be accompanied by a ~~guide or hearing~~ service dog ANIMAL --
 25 IDENTIFICATION FOR SERVICE ANIMALS IN TRAINING. (1) Every A totally or partially blind or deaf
 26 physically disabled person WITH A DISABILITY has the right to be accompanied by a guide or hearing
 27 service dog ANIMAL, especially trained for the purpose, or a service dog ANIMAL in training WITH
 28 IDENTIFICATION COMPLYING WITH SUBSECTION (4) in any of the places mentioned in 49-4-211(2)
 29 without being charged extra for the ~~guide or hearing~~ service dog ANIMAL. He The physically disabled
 30 person WITH A DISABILITY is liable for any damage done to the premises or facilities by each the dog

1 ANIMAL.

2 (2) ~~Every A totally or partially blind or deaf physically disabled~~ person WITH A DISABILITY who
3 has a ~~guide or hearing service dog~~ ANIMAL or who obtains a ~~guide or hearing service dog~~ ANIMAL is
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5 ~~The physically disabled person~~ WITH A DISABILITY may not be required to pay extra compensation for the
6 ~~guide or hearing service dog~~ ANIMAL but is liable for any damage done to the premises by the ~~guide or~~
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8 (3) A person who is training a service dog ANIMAL is entitled to the same rights granted to a
9 physically disabled person WITH A DISABILITY in this section.

10 (4) FOR THE PURPOSES OF THIS SECTION, A SERVICE ANIMAL IN TRAINING MUST WEAR
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12 -END-

HOUSE BILL NO. 184

INTRODUCED BY PECK, GILLAN, MASOLO, ROSE, WYATT

A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING THE LAWS RELATING TO GUIDE OR HEARING DOGS; DEFINING THE TERM "SERVICE ~~DOG~~ ANIMAL"; ALLOWING A ~~PHYSICALLY DISABLED~~ PERSON WITH A DISABILITY TO BE ACCOMPANIED BY A SERVICE ~~DOG~~ ANIMAL IN A PUBLIC PLACE; ALLOWING A SERVICE ~~DOG~~ ANIMAL IN TRAINING IN A PUBLIC PLACE; ALLOWING FULL ACCESS TO HOUSING ACCOMMODATIONS TO A PERSON TRAINING A SERVICE ~~DOG~~ ANIMAL; AND AMENDING SECTIONS 49-4-203 AND 49-4-214, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 49-4-203, MCA, is amended to read:

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(2) "~~Service dog~~" ANIMAL" means a dog ~~OR OTHER ANIMAL OR A BIRD~~ individually trained to ~~provide assistance to an individual with a physical disability, including total or partial blindness or deafness.~~

Section 2. Section 49-4-214, MCA, is amended to read:

"49-4-214. ~~Right to be accompanied by a guide or hearing service dog~~ ANIMAL -- IDENTIFICATION FOR SERVICE ANIMALS IN TRAINING. (1) ~~Every~~ A ~~totally or partially blind or deaf physically disabled~~ person WITH A DISABILITY has the right to be accompanied by a ~~guide or hearing service dog~~ ANIMAL, ~~especially trained for the purpose, or a service dog~~ ANIMAL in training WITH IDENTIFICATION COMPLYING WITH SUBSECTION (4) in any of the places mentioned in 49-4-211(2) without being charged extra for the ~~guide or hearing service dog~~ ANIMAL. ~~He~~ The physically disabled person WITH A DISABILITY is liable for any damage done to the ~~premises or facilities~~ PROPERTY by such

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8 (3) A person who is training a service dog ANIMAL is entitled to the same rights AND ASSUMES
9 THE SAME RESPONSIBILITIES granted to a physically disabled person WITH A DISABILITY in this section.

10 (4) FOR THE PURPOSES OF THIS SECTION, A SERVICE ANIMAL IN TRAINING MUST WEAR
11 IDENTIFICATION IDENTIFYING THE ANIMAL AS A SERVICE ANIMAL IN TRAINING. A SERVICE ANIMAL
12 IN TRAINING THAT IS A DOG SHALL WEAR A LEASH, COLLAR, CAPE, HARNESS, OR BACKPACK THAT
13 IDENTIFIES IN WRITING THAT THE DOG IS A SERVICE ANIMAL IN TRAINING. OTHER SERVICE ANIMALS
14 IN TRAINING MUST ALSO BE IDENTIFIABLE BY WRITTEN IDENTIFICATION AS A SERVICE ANIMAL IN
15 TRAINING. THE WRITTEN IDENTIFICATION FOR SERVICE ANIMALS IN TRAINING MUST BE VISIBLE AND
16 LEGIBLE FROM A DISTANCE OF AT LEAST 20 FEET."

17 -END-

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15 TRAINING. THE WRITTEN IDENTIFICATION FOR SERVICE ANIMALS IN TRAINING MUST BE VISIBLE AND
16 LEGIBLE FROM A DISTANCE OF AT LEAST 20 FEET."

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