

Amendment No. 3

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>    </u>	(Y/N)
ADOPTED AS AMENDED	<u>    </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>    </u>	(Y/N)
FAILED TO ADOPT	<u>    </u>	(Y/N)
WITHDRAWN	<u>    </u>	(Y/N)
OTHER	<u>    </u>	

1 Committee/Subcommittee hearing bill: Judiciary Committee  
 2 Representative Smith offered the following:

4 **Amendment (with title amendment)**

5 Remove lines 160-222 and insert:

6 discretion of the court, to be completed in not more than six  
 7 months.

8 (5) It is the policy of this state that an individual with  
 9 a disability be employed in the service of the state or  
 10 political subdivisions of the state, in the public schools, and  
 11 in all other employment supported in whole or in part by public  
 12 funds, and an employer may not refuse employment to such a  
 13 person on the basis of the disability alone, unless it is shown  
 14 that the particular disability prevents the satisfactory  
 15 performance of the work involved.

16 (6) An individual with a disability is entitled to rent,  
 17 lease, or purchase, as other members of the general public, any

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18 housing accommodations offered for rent, lease, or other  
19 compensation in this state, subject to the conditions and  
20 limitations established by law and applicable alike to all  
21 persons.

22 (a) This section does not require any person renting,  
23 leasing, or otherwise providing real property for compensation  
24 to modify her or his property in any way or provide a higher  
25 degree of care for an individual with a disability than for a  
26 person who is not disabled.

27 (b) An individual with a disability who has a service  
28 animal or an emotional support animal or who obtains a service  
29 animal or an emotional support animal is entitled to full and  
30 equal access to all housing accommodations provided for in this  
31 section, and such a person may not be required to pay extra  
32 compensation for such ~~the service~~ animal. However, such a person  
33 is liable for any damage done to the premises or to another  
34 person on the premises by the ~~such an~~ animal. A housing  
35 accommodation may request proof of compliance with vaccination  
36 requirements.

37 (c) Except when the disability and the need for the  
38 service or emotional support animal is readily apparent, such as  
39 when it is observed guiding, pulling, or providing physical  
40 assistance to an individual who is blind, has low vision, uses a  
41 wheelchair, or needs the animal for stability, a housing  
42 accommodation may request medical documentation that an  
43 individual with a disability has a qualifying disability and how

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44 the service or emotional support animal benefits the individual  
45 with a disability.

46 (7) An employer covered under subsection (5) who  
47 discriminates against an individual with a disability in  
48 employment, unless it is shown that the particular disability  
49 prevents the satisfactory performance of the work involved, or  
50 any person, firm, or corporation, or the agent of any person,  
51 firm, or corporation, providing housing accommodations as  
52 provided in subsection (6) who discriminates against an  
53 individual with a disability, commits a misdemeanor of the  
54 second degree, punishable as provided in s. 775.082 or s.  
55 775.083.

56 (8) Any trainer of a service animal, while engaged in the  
57 training of such an animal, has the same rights and privileges  
58 with respect to access to public facilities and the same  
59 liability for damage as is provided for those persons described  
60 in subsection (3) accompanied by service animals.

61 (9) A person who knowingly and willfully misrepresents  
62 herself or himself, through conduct or verbal or written notice,  
63 as using a service animal and being qualified to use a service  
64 animal or as a trainer of a service animal commits a misdemeanor  
65 of the second degree, punishable as provided in s. 775.082 or s.  
66 775.083 and must perform 30 hours of community service for an  
67 organization that serves individuals with disabilities, or for  
68 another entity or organization at the discretion of the court,  
69 to be completed in not more than six months.

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**T I T L E   A M E N D M E N T**

Remove line 14 and insert:

conditions under which a housing accommodation may request