

Introduced by _____

First Reading _____

Second Reading _____

Ordinance No. _____

Council Bill No. B 338-12

AN ORDINANCE

amending Chapter 12 of the City Code to add a new section on service animals in places of public accommodation; and fixing the time when this ordinance shall become effective.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBIA, MISSOURI, AS FOLLOWS:

SECTION 1. Chapter 12 of the Code of Ordinances of the City of Columbia, Missouri, is hereby amended as follows:

Material to be deleted in ~~strikeout~~; material to be added underlined.

Section 12-35.1. Service animals in places of public accommodation.

(a) As used in this section, "service animal" means any dog that is individually trained to do work or perform tasks for the benefit of an individual with a disability, including a physical, sensory, psychiatric, intellectual, or other mental disability.

(b) It shall be unlawful for any person owning or operating a place of public accommodation to prohibit the use of a service animal by an individual with a disability.

(c) A person owning or operating a place of public accommodation may ask an individual with a disability to remove a service animal from the premises if the animal is out of control and the animal's handler does not take effective action to control it or if the animal is not housebroken. If a service animal is properly excluded, the individual with a disability shall be given the opportunity to obtain goods, services and accommodations without having the service animal on the premises.

SECTION 2. This ordinance shall be in full force and effect from and after its passage.

PASSED this _____ day of _____, 2012.

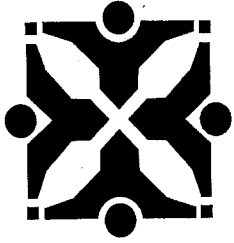
ATTEST:

City Clerk

Mayor and Presiding Officer

APPROVED AS TO FORM:

City Counselor



Source: Law

Agenda Item No:

To: City Council

From: City Manager and Staff

Council Meeting Date: Nov 19, 2012

Re: Service Animals

EXECUTIVE SUMMARY:

The Disabilities Commission and the Human Rights Commission recommend that the Council amend Chapter 12 of the City Code to specifically provide that service animals be allowed in places of public accommodation. Staff has drafted an ordinance that would add this provision to Chapter 12.

DISCUSSION:

The Disabilities Commission requested that the City's Human Relations Ordinance, Chapter 12 of the City Code, be amended to specifically provide that service animals be allowed in places of public accommodation. Staff drafted such an amendment based on the 2010 U.S. Department of Justice regulations implementing the Americans with Disabilities Act.

"Service animal" is defined as any dog that is individually trained to do work or perform tasks for the benefit of an individual with a disability, including a physical, sensory, psychiatric, intellectual, or other mental disability.

The proposed ordinance would make it unlawful for any person owning or operating a place of public accommodation to prohibit the use of a service animal by an individual with a disability. The person owning or operating a place of public accommodation may ask an individual with a disability to remove a service animal from the premises if the animal is out of control or is not housebroken.

Both the Disabilities Commission and the Human Rights Commission have reviewed the ordinance and recommend that the Council pass it.

FISCAL IMPACT:

None.

VISION IMPACT:

<http://www.gocolumbiamo.com/Council/Meetings/visionimpact.php>

4.2 Goal: Columbia will be an inclusive community where people from all walks of life hear, appreciate, understand, respect, and trust each other, and where positive relationships are fostered and human rights are advanced.

SUGGESTED COUNCIL ACTIONS:

Passage of the ordinance.

FISCAL and VISION NOTES:					
City Fiscal Impact Enter all that apply		Program Impact		Mandates	
City's current net FY cost	\$0.00	New Program/ Agency?	No	Federal or State mandated?	No
Amount of funds already appropriated	\$0.00	Duplicates/Expands an existing program?	No	Vision Implementation impact	
Amount of budget amendment needed	\$0.00	Fiscal Impact on any local political subdivision?	No	Enter all that apply: Refer to Web site	
Estimated 2 year net costs:		Resources Required		Vision Impact?	Yes
One Time	\$0.00	Requires add'l FTE Personnel?	No	Primary Vision, Strategy and/or Goal Item #	4.2
Operating/ Ongoing	\$0.00	Requires add'l facilities?	No	Secondary Vision, Strategy and/or Goal Item #	
		Requires add'l capital equipment?	No	Fiscal year implementation Task #	