

# Davis Technical College

## Animals on Campus

Effective Date: 02 December 2022

### 1. Purpose

The College provides this Policy to establish standards for animals being allowed on campus as reasonable accommodations to individuals with documented disabilities.

### 2. References

- 2.1. Section 504 of the Rehabilitation Act of 1973
- 2.2. Title II of the Americans with Disabilities Act of 2010 §35.136
- 2.3. United States Dog Registry

**3. Definitions** - For the purpose of this policy, Service Animals, Emotional Support Animals, and Therapy Animals will be assumed to be dogs, as defined by law. Other species are not considered Service Animals.

**3.1. Pet** – a domesticated animal, generally kept for companionship.

**3.2. Service Animal** – an animal that performs specific tasks for individuals with disabilities, such as navigation for the blind, warning for the deaf, seizure intervention, etc. The service performed must be directly related to the individual's disability.

**3.3. Emotional Support Animal** – an animal that provides emotional and mental support. These animals do not perform a specific task but are kept for emotional stability.

**3.4. Therapy Animal** – an animal that brings comfort to individuals under adverse conditions, such as illness. These animals do not perform a specific task but are kept for happiness and well-being.

### 4. Policy

**4.1.** In accordance with the Americans with Disabilities Act, reasonable accommodations that do not fundamentally change the activity or setting of the classroom or work environment will be extended to individuals with documented disabilities. These individuals may be accompanied by a Service Animal on the College campus in any place where the public may congregate provided:

- 4.1.1. The animal is current with licensing and vaccinations.
- 4.1.2. The animal is harnessed or restrained by the individual for whom it is providing service at all.
- 4.1.3. The animal does not pose a threat or danger to the health or safety of others.
- 4.1.4. The activity or setting is not fundamentally changed by the presence of the animal.
- 4.1.5. Handlers must properly dispose of the service animal's waste or other debris.

**4.2** Service animal owners may be asked to remove their service animal from the college. Determinations regarding the removal of service animals will be made on a case-by-case basis. The reasons for a service animal removal are as follows:

- 4.2.1. A handler may be directed to remove an animal if it is out of control and the handler does not take effective action to control it. If the out-of-control behavior happens repeatedly, the handler may be prohibited from bringing the animal onto campus until the handler can demonstrate they have taken significant steps to mitigate the behavior.

**4.2.2.** A handler may be directed to remove an animal that is not housebroken.

**4.2.3.** A handler may be directed to remove an animal that is determined to be a substantial and direct threat to the health and safety of individuals. This may occur because of an animal exhibiting aggressive behavior or a substantial lack of cleanliness of the animal.

**4.2.4.** Any animal with signs of illness, including but not limited to a known zoonotic disease (such as rabies or psittacosis, that can be transmitted to humans), severe diarrhea, severe vomiting, fever, or open sores, should not be on campus until deemed non-infectious/contagious by the written statement of a veterinarian.

**4.3.** Emotional Support Animals and Therapy Animals will generally not be permitted on campus.

**4.4.** Pets are not permitted in campus buildings. Care and supervision of the animal, as well as the costs of any damage caused by the animal, are the sole responsibility of the animal's owner.

## **5. Procedures**

**5.1.** The College may ask two questions to determine the category of the animal being requested for campus:

**5.1.1.** Is the animal required to be on campus due to a documented disability?

**5.1.2.** What work or task has the animal been trained to perform?

**5.2.** The College may not inquire about the nature or extent of the individual's disability.

**5.2.1.** The College may not require documentation of certification, licensure, or training of Service Animals; however, it is the stated preference of the institution that Service Animals be marked or vested.

**5.3.** Students wishing to bring a Service Animal, Emotional Support Animal, or Therapy Animal must work with the college's ADA Disability Coordinator and provide the required documentation. Employees wishing to bring a Service Animal, Emotional Support Animal, or Therapy Animal must work with the Human Resources ADA Coordinator and provide the required documentation

**5.4.** Students who wish to appeal a decision regarding a Service Animal, Emotional Support Animal, or Therapy Animal on campus may do so in accordance with the College Policy on Student Grievances. Employees who wish to appeal a decision regarding a Service Animal, Emotional Support Animal, or Therapy Animal on campus may do so through the Human Resources ADA Coordinator.

## **6. Approval and Notes**

Board Approval: 01 December 2022

President's Council Approval: 28 November 2022