

CHESTER COUNTY  
 INTERMEDIATE  
 UNIT 24

SECTION: PROPERTY  
 TITLE: SERVICE ANIMALS IN SCHOOLS  
 ADOPTED: April 27, 2011  
 REVISED: April 15, 2016

718. SERVICE ANIMALS IN SCHOOLS	
<p>1. Purpose</p>	<p>The Board adopts this policy to ensure that individuals with disabilities are permitted to participate in and benefit from Intermediate Unit programs, activities and services, and to ensure that the Intermediate Unit does not discriminate on the basis of disability.</p>
<p>2. Definition                      28 CFR                      Sec. 36.104</p>	<p><b>Service animal</b> means any guide dog, signal dog, or other animal individually trained to do work or perform tasks for the benefit of an individual with a disability.</p>
<p>3. Authority                      29 U.S.C.                      Sec. 794                      42 U.S.C.                      Sec. 12101 et seq                      43 P.S.                      Sec. 953</p>	<p>The Board shall permit individuals with disabilities to use service animals in Intermediate Unit buildings; on Intermediate Unit property; and on vehicles that are owned, leased or controlled by the Intermediate Unit, upon request and submission of required documentation.</p>
<p>4. Guidelines</p>	<p><u>Admission Of Service Animals To Schools</u></p> <p>A student or an employee with a disability may submit a request to bring a service animal to school for educational or employment purposes. However, there is no automatic right to be accompanied by a service animal in the school setting.</p>
<p>Pol. 103.1, 113</p>	<p>Parents/Guardians of students with disabilities who believe the student needs to bring a service animal to school in order to receive a free and appropriate public education, shall notify the program administrator or the Section 504 or IEP team. The appropriate team shall evaluate the request to use the service animal in school, gather necessary information and determine whether the student requires the service animal during the school day or at school activities. Any service animal accompanying a student with a disability to school or school activities shall be handled and cared for in a manner detailed in the student’s IEP or Section 504 Service Agreement.</p>

Trained service animals shall be permitted in Intermediate Unit buildings and on Intermediate Unit property and vehicles for noneducational reasons under the following circumstances:

1. Totally or partially blind individuals may be accompanied by a trained guide animal.
2. Deaf or hearing impaired individuals may be accompanied by a trained hearing animal.
3. Mobility impaired or other disabled individuals may be accompanied by a trained service animal.
4. Individuals conducting training of a service animal may be accompanied for the purpose of school business by a service animal in training, but training shall not normally occur in the classroom during instructional time.

Before a service animal shall be allowed in an Intermediate Unit building, or on Intermediate Unit property or vehicles, the owner or handler of the animal shall submit to the building administrator a written request and the following documentation from a certified professional:

1. Diagnosis of the specific disability.
2. Verification of the need for a service animal.
3. Description of the function(s) the service animal is expected to perform in relation to the individual's disability.
4. Current license.
5. Current veterinary health certificate.
6. Proof of current vaccinations and immunizations of the service animal.

Admission Of Service Animals To Public Events

Individuals with disabilities may be accompanied by their service animals while on Intermediate Unit property for events that are open to the general public. This right of access does not extend to the schools generally or to other activities that are not open to the general public.

<p>5. Delegation of Responsibility</p>	<p>School administrators may inquire of the owner or handler of an animal whether the animal is a trained service animal and the specific tasks that the animal has been trained to perform, but shall not ask questions about an individual's disability.</p> <p>The Intermediate Unit shall not require an owner or handler of a service animal to pay an extra charge for the animal to attend events for which a fee is charged.</p> <p>The owner or handler of a service animal shall be solely responsible for:</p> <ol style="list-style-type: none"><li>1. Supervision and care of the animal, including any feeding, exercising, clean up and stain removal, provided, however, that if the owner or handler is a child with a disability who requires accommodations or assistance with such duties, such accommodations or assistance shall be implemented in accordance with the Individualized Educational Program ("IEP") or Chapter 15 Service Agreement of the child.</li><li>2. Leashing and properly restraining the animal at all times, provided, however, that if the owner or handler is a child with a disability who requires accommodations or assistance with such duties, such accommodations or assistance shall be implemented in accordance with the IEP or Chapter 15 Service Agreement of the child.</li><li>3. Damages to Intermediate Unit buildings, property and vehicles caused by the animal.</li><li>4. Injuries to students, employees, volunteers and visitors caused by the animal.</li><li>5. Annual submission of documentation of vaccinations and immunizations.</li></ol> <p>The program administrator shall receive and forward to the Executive Director or designee each completed request by an individual with a disability to be accompanied by a service animal. The Executive Director or designee shall respond to the request.</p> <p>Intermediate Unit administrators may exclude a service animal from Intermediate Unit buildings, property and vehicles under the following circumstances:</p> <ol style="list-style-type: none"><li>1. Presence of the animal poses a direct threat to the health and safety of others.</li><li>2. Owner or handler is unable to control the animal, unless the owner or handler is a child with a disability and the inability to control the animal was a direct result of the failure to provide appropriate accommodations or assistance in accordance with the IEP or Chapter 15 Service Agreement of the child.</li></ol>
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3. Presence of the animal significantly disrupts or interferes with the educational process.

4. Presence of the animal would require a fundamental alteration to the program.

The Executive Director or designee shall develop and disseminate administrative regulations to implement Board policy and accommodate individuals with disabilities requesting use of a service animal in Intermediate Unit buildings and on Intermediate Unit property and vehicles.

The designated administrator shall ensure that all individuals involved in a situation where a service animal will regularly accompany an owner or handler in Intermediate Unit buildings or on Intermediate Unit property or vehicles are informed of the Board policy and administrative regulations governing this issue. Involved individuals can include administrators, appropriate employees, student and parent/guardian.

References:

Pennsylvania Human Relations Act – 43 P.S. Sec. 953

Section 504 of the Rehabilitation Act – 29 U.S.C. Sec. 794

Americans With Disabilities Act – 42 U.S.C. Sec. 12101 et seq.

Nondiscrimination on the Basis of Disability, Title 28, Code of Federal Regulations – 28 CFR Part 35, Part 36

Federal Equal Employment Opportunity Commission Regulations, Title 29, Code of Federal Regulations – 29 CFR Part 1630

Board Policy – 000, 103, 103.1, 104, 113, 707, 904