

## ANIMALS AT SCHOOL

The Governing Board recognizes the use of service animals by individuals with disabilities. Except for service animals as defined (Ed. Code 39839 and 13CCR 1216) all other animals are prohibited on school sites and on transportation services.

The Superintendent or designee shall develop rules and procedures to ensure that when animals are brought to school, the health, safety, and welfare of students, staff, and the animals are protected. However, the district assumes no liability for the safety of animals allowed on district property.

### Legal Reference:

#### EDUCATION CODE

233.5	Instruction in kindness to pets and humane treatment of living creatures
39839	Transportation of guide dogs, signal dogs, service dogs
51202	Instruction in personal and public health and safety
51540	Safe and humane treatment of animals at school

#### CIVIL CODE

54.1	Access to public places
54.2	Guide, signal, or service dogs, right to accompany

#### GOVERNMENT CODE

810-996.6	California Tort Claims Act, especially:
815	Liability for injuries generally; immunity of public entity
835	Conditions of liability

#### VEHICLE CODE

21113	Public grounds
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#### CODE OF REGULATIONS, TITLE 13

1216	Transportation of property
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#### UNITED STATES CODE, TITLE 20

1400-1482	Individuals with Disabilities Education Act
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#### UNITED STATES CODE, TITLE 29

794	Rehabilitation Act of 1973, Section 504
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#### CODE OF FEDERAL REGULATIONS, TITLE 28

35.104	Definitions
35.136	Service animals

#### COURT DECISIONS

Sullivan v. Vallejo City USD, (1990) 731 F.Supp. 947

Management Resources:

#### FEDERAL REGISTER

Rules and Regulations, September 15, 2010, Vol. 75, Number 178, pages 56164-56236

### CSBA PUBLICATIONS

Indoor Air Quality: Governing Board Actions for Creating Healthy School Environments,  
Policy Brief, July 2008

Asthma Management in the Schools, Policy Brief, March 2008

### WEB SITES:

CSBA: <http://www.csba.org>

American Society for the Prevention of Cruelty to Animals: <http://www.aspca.org>

Humane Society of the United States: <http://www.hsus.org>

U.S. Department of Education, Office of Civil Rights: <http://www.ed.gov/about/offices/list/ocr>