ANIMALS AT SCHOOL

The Governing Board recognizes that animals can be an effective teaching aid to students and by assisting individuals with disabilities to access District programs and activities. In addition, instruction related to the care and treatment of animals teaches students a sense of responsibility and promotes the humane treatment of living creatures.

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 voluntarily brought to school.

Animals, insects and/or reptiles of any kind are not permitted on District property and/or facilities, unless the owner, sponsor, or responsible parties have followed the rules and procedures developed by the Superintendent or designee.

See: AR 6163.2 – Service Animals at School
AR 6163.20 – Service Animals in Training at School
AR 6163.21 – Non-Service Animals at School
AR 6163.22 – Live Animals at School for Instructional Purposes

Legal Reference:
EDUCATION CODE
233.5 Instruction in kindness to pets and humane treatment of living creatures
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

CODE OF REGULATIONS, TITLE 2
7293.6(a) Definitions
7294.0(e) Interactive process

CODE OF REGULATIONS, TITLE 13
1216 Transportation of property

UNITED STATES CODE, TITLE 20
1400-1482 Individuals with Disabilities Education Act

UNITED STATES CODE, TITLE 29
794 Rehabilitation Act of 1973, Section 504

CODE OF FEDERAL REGULATIONS, TITLE 28
35.104 Definitions
35.130 General prohibitions against discrimination
35.136 Service animals
35.139 Direct threat

COURT DECISIONS

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
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

Policy
adopted: September 20, 2001
revised: June 14, 2018

SAN JOSE UNIFIED SCHOOL DISTRICT
San Jose, California