

SERVICE ANIMALS IN SCHOOLS

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The School District of Phillips acknowledges its responsibility to permit students and/or adults with disabilities to be accompanied by a “service animal” in its school buildings, in classrooms, and at school functions, as required by the Americans with Disabilities Act, 28 CFR Part 35, subject to the following:

- 1) All requests for an individual with a disability to be accompanied by a service animal must be addressed in writing to the Superintendent of Schools at P.O. Box 70, Phillips, WI 54555, and must contain required documentation of vaccinations. This written request must be delivered to the Superintendent of Schools’ Office at least 10 business days prior to bringing the service animal to school or a school function.
- 2) Owners of a service dog must provide annual proof of the following vaccinations pursuant to Wisconsin Stat. 95.21(2)(a) and 95.21(2)(f): Rabies. Vaccinations for DHLPPC (Distemper, Hepatitis, Leptospirosis, Parainfluenza, Parvovirus, Corona Virus) and Bordetella are highly recommended by the Wisconsin State Veterinarian’s Office.
- 3) The Wisconsin State Veterinarian’s Office highly recommends that owners of service miniature horses provide annual proof of the following vaccinations: Equine Infectious Anemia (Coggins Test), Rabies, Tetanus, Encephalomyelitis, Pneumonia, Influenza, and Strangles.
- 4) Owners of a service dog must provide annual proof of licensing as required by the local municipality where the dog resides, as well as proof of licensing with the City of Phillips.
- 5) Owner of service animals must provide proof of insurance against any liability for any actions, accidents, or property damage caused by the service animal.
- 6) Owners of a service dog shall remain liable for damage or injury caused by the dog pursuant to Wisconsin Stat. 174.02(1)(a).
- 7) All service dogs must be spayed or neutered.
- 8) All service animals must be treated for, and kept free of, fleas and ticks.
- 9) All service animals must be kept clean and groomed to avoid shedding and dander.
- 10) Owners of service animals are liable for any harm or injury caused by the animal to other students, staff, visitors, and/or property.
- 11) The animal must be “required” for the individual with a disability.
- 12) The animal must be “individually trained” to do work or a task for the individual with a disability.

- 13) Special Provisions/Miniature Horses: Requests to permit a miniature horse to accompany a student or adult with a disability in school buildings, in classroom, or at school functions, will be handled on a case-by-case basis, considering:
 - a) The type, size, and weight of the miniature horse and whether the facility can accommodate these features.
 - b) Whether the handler has sufficient control of the miniature horse.
 - c) Whether the miniature horse is housebroken.
 - d) Whether the miniature horse's presence in a specific facility compromises legitimate safety requirements that are necessary for safe operation.

- 14) Removal of a Service Animal: A school administrator may ask an individual with a disability or his/her parents/guardians to remove a service animal from a school building, a classroom, or from a school function if any one of the following circumstances occurs:
 - a) The animal is out of control and the animal's handler does not take effective action to control it.
 - b) The animal is not housebroken.
 - c) The animal's presence would "fundamentally alter" the nature of the service, program, or activity.

- 15) A service animal must have a harness, leash, or other tether, unless either the handler is unable because of a disability to use a harness, leash, or other tether, or the use of a harness, leash, or other tether would interfere with the service animal's safe, effective performance of work or tasks, in which case the service animal must be otherwise under the handler's control.

- 16) The school system is not responsible for the care or supervision of a service animal, including walking the animal or responding to the animal's need to relieve itself.

- 17) The school district is not responsible for providing a staff member to walk the service animal or to provide any other care or assistance to the animal.

- 18) Students with service animals are expected to care and supervise their animal. In the case of a young child or a student with disabilities who is unable to care for or supervise his/her service animal, the parent/guardian is responsible for providing care and supervision of the animal. Issues related to the care and supervision of service animals will be addressed on a case-by-case basis in the discretion of the building administrator.

Ref: Wisconsin Statute 95.21(2)(a)&(f)
Wisconsin Statute 174.02(1)(a)
Americans with Disabilities Act 28 CFR Part 35

Approved: March 21, 2011