

## ANIMALS AT SCHOOL

The Governing Board recognizes that animals can be an effective teaching aid. 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.

Animals may be brought to school for educational purposes, subject to rules and precautions specified in administrative regulations related to health, safety and sanitation, and subject to the administrative capacity to institute such controls and safeguards. Teachers shall ensure that these rules and precautions are observed so as to protect both the students and animals.

Guide dogs and service dogs may accompany students and staff at school as needed.

*(cf. 0410 – Nondiscrimination)*

The District assumes no liability for the safety of animals voluntarily brought to school.

*(cf. 5140 – Welfare)*

*(cf. 5141.22 – Infectious Diseases)*

### 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

#### 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

35.136 Service animals

#### COURT DECISIONS

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

**ANIMALS AT SCHOOL** (continued)

*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:

*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>*

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