

NONINSTRUCTIONAL OPERATIONS

1 Service Animals

2
3 For the purposes of this policy, state law defines a service animal as a dog or any other animal
4 that is individually trained to do work or perform tasks for the benefit of an individual with a
5 disability. Federal law definition of a disability includes a physical, sensory, psychiatric,
6 intellectual, or other mental disability.

7
8 The District shall permit the use of a miniature horse by an individual with a disability,
9 according to the assessments factors as outlined in Policy 8425P, if the miniature horse has been
10 individually trained to do work or perform tasks for the benefit of the individual with a disability.

11
12 The Jefferson High School District will permit the use of service animals by an individual with a
13 disability according to state and federal regulations. The School District will honor requests for
14 service animals in accordance with the applicable Section 504 or Special Education policy
15 adopted by the Board of Trustees. The work or tasks performed by a service animal must be
16 directly related to the handler's disability.

17
18 Examples of work or tasks performed by the service animal to accommodate an identified
19 disability include, but are not limited to, assisting individuals who are blind or have low vision
20 with navigation and other tasks, alerting individuals who are deaf or hard of hearing to the
21 presence of people or sounds, providing nonviolent protection or rescue work, pulling a
22 wheelchair, assisting an individual during a seizure, alerting individuals to the presence of
23 allergens, retrieving items such as medicine or the telephone, providing physical support and
24 assistance with balance and stability to individuals with mobility disabilities, and helping persons
25 with psychiatric and neurological disabilities by preventing or interrupting impulsive or
26 destructive behaviors.

27
28 The crime deterrent effects of an animal's presence and the provision of emotional support, well-
29 being, comfort, or companionship do not constitute work or tasks for the purposes of this
30 definition.

31
32 The District may ask an individual with a disability to remove a service animal from the
33 premises if:

- 34 • The animal is out of control and the animal's handler does not take effective action to
35 control it;
- 36 or
- 37 • The animal is not housebroken

38
39 The District is not responsible for the care or supervision of the service animal.

40
41 Individuals with disabilities shall be permitted to be accompanied by their service animals in all
42 areas of the District's facilities where members of the public, participants in services, programs
43 or activities, or invitees, as relevant, are allowed to go.

44

NONINSTRUCTIONAL OPERATIONS

1 Cross Reference: Policy 8425P Procedure for allowance of service animals
2 Policy 2161 Special Education
3 Policy 2162 Section 504 of the Rehabilitation Act of 1973
4

5
6 Legal Reference: 28 CFR 35.136 Service Animals
7 28 CFR 35.104 Definitions
8 49-4-203(2), MCA Definitions
9

10
11 Policy History:

12 Adopted on: October 2011
13 Revised on: May 2019

14
15 *Revision Note:*