

SERVICE ANIMALS

The Board of Education does not permit discrimination against individuals with disabilities, including those who require the assistance of a service animal. The District adopts this policy and accompanying regulation to ensure that individuals with disabilities are able to participate in and benefit from District services, programs and activities, and to comply with federal and state laws, regulations and rules.

“Service Animal” means any dog that is individually trained to do work or perform tasks for the benefit of an individual with a disability, including a physical, sensory, psychiatric, intellectual, or other mental disability. The work or tasks performed by a Service Animal must be directly related to the employee, student or visitor’s disability.

“Service Animal in training” means a dog that is being trained as a Service Animal.

In accordance with federal law, a miniature horse may be treated the same as or similar to a Service Animal. But, under no circumstances, may a miniature horse be considered to be or treated the same as or similar to a Service Animal in training.

In accordance with law, individuals with disabilities, or trainers of Service Animals may be accompanied by Service Animals and Service Animals in training in school buildings, on district property, or when being transported in vehicles dispatched by the District or one of its schools.

The Superintendent will develop regulations to implement this policy.

ADOPTED: 11/09/2016

LEGAL REFS.: 20 U.S.C. § 1400, *et seq.*, 34 C.F.R. part 300 (Individuals with Disabilities Education Act)
29 U.S.C. § 794, 34 C.F.R. part 104 (Section 504 of Rehabilitation Act of 1973)
42 U.S.C. § 12101, *et seq.*, 28 C.F.R. §§ 35.104, 35.136 (Americans with Disabilities Act)
C.R.S. § 22-36-101 (Public Schools of Choice)
C.R.S. § 24-34-803 (Rights of Persons with Assistance Dogs)

CROSS REFS.: AC, Nondiscrimination/Equal Opportunity
AC-R-1, Nondiscrimination/Equal Opportunity (Complaint and Compliance Process) -- Regulation
JLIF-R, Service Animals
JFBA, Intra-District Choice/Open Enrollment