

# ARC-ISP 641

## Service Animal Policy

### PURPOSE

To establish guidelines for services animals in class or other campus areas.

### SUMMARY

Clackamas Community College is committed to reasonably accommodating people with disabilities in compliance with applicable state and federal laws who require the assistance of a service animal to access college courses, programs, and activities. This policy complies with the [Americans with Disabilities Act \(ADA\)](#) of 1990 as amended; Section 504 of the Rehabilitation Act of 1973 (P.L. 93-11) and [45 CFR Part 84](#); ORS 346.610; and ORS 346.640.

A service animal as defined by Oregon Statute is 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 task a dog has been trained to provide must be directly related to the person's disability.

Dogs that are not trained to perform tasks that mitigate the effects of a disability, including dogs that are used purely for emotional support e.g. comfort, therapeutic benefit, companionship, etc. are not service animals and are not permitted access to college courses, programs, or activities.

### STANDARD

As a general rule, Clackamas Community College will modify policies, practices, and procedures to permit the use of a service animal by an individual with a disability with in guidance of the following definitions and guidelines;

- a. Service Animal is defined as the following a dog (or miniature horse) that has been individually trained to do work or perform tasks for the benefit of an individual with a disability.
- b. Other animals, whether wild or domestic, do not qualify as service animals.
- c. Individuals with mental disabilities may use service animals that are individually trained to perform a specific task.
- d. Individuals must keep the service animal under their direct control at all times, such as by a harness, leash, or other tether; however, if the use of a harness, leash, or other tether interferes with the service animal's safe, effective performance of work or tasks, or if the owner's disability prevents the use of

such devices, then the service animal must be under the owner's control through voice control, signals, or other effective means.

- e. A “service animal trainee” means any animal undergoing training to assist a person with a physical impairment and has the same rights as a fully trained dog when accompanied by a trainer.

### **1. Conflicting Disabilities**

If an individual with a disability and a service animal is registered in a course or present in a college area and another person arrives with serious allergies to animals, the first person cannot be removed to accommodate the second person. Individuals with serious allergies or respiratory medical issues are encouraged to meet with the Disability Resource Center Coordinator to discuss possible solutions to the situation.

### **2. Threat to Safety**

If a service animal is determined to be out of control or threatening others as reported by students, staff, or administration, the infraction will be referred to Public Safety and B.I.T. Consequences may include but not be limited to muzzling a barking dog, refresher training for both the animal and individual with a disability, or exclusion of the service animal from college facilities.

### **3. Access to College Premises**

An individual with a disability shall be permitted to be accompanied by a service animal in all areas of the college where members of the public, participants in services, programs, or activities, are allowed to go. The Disability Resource Center Coordinator can be contacted and will review any situations on a case by case basis where there is anticipation of potential risk for the individual with the disability, service animal, other students, etc.

END OF POLICY

### **APPROVALS**

|                                      |                 |
|--------------------------------------|-----------------|
| ARC Committee - if appropriate       | Date 04/10/2017 |
| ISP Committee - if appropriate       | Date 04/28/2017 |
| General Council                      | Date            |
| College Council - first reading      | Date 05/05/2017 |
| College Council - second reading     | Date            |
| President’s Council - if appropriate | Date            |