



AP 3441 Animals on District Property

References: *References: Civil Code sections 54 et seq. ;
Penal Code Section 365.5;
The Americans with Disabilities Act of 1990 – 42 U.S.C. § 12101 et seq. ;
28 CFR Part 35; 28 CFR Part 36; 34 CFR Part 104.44(b).*

Approved: July 2013
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Last Reviewed: December 2019

It is prohibited for any person to permit any domestic or livestock animal which is owned, harbored or controlled by such a person to be on the premises of District owned or leased property, unless excepted by this procedure. Animals are not allowed in vehicles unattended pursuant to California Vehicle Code section 21113 and California Penal Code section 597.7

EXEMPTIONS:

- 1) Service Animal
Please reference Board Policy 3440 and Administrative Procedure 3440.

- 2) An Emotional Support Animal (ESA), the use of which is supported by a qualified physician, psychiatrist or other mental health professional based upon a disability-related need. An ESA does not have to be trained to perform any particular task. ESAs do not qualify as service animals under the Americans with Disabilities Act (ADA), but they may be permitted as reasonable accommodations for persons with disabilities. ESA's must be under the control of the handler and housebroken. Prior accommodation approval must be obtained through Human Resources or the Disabled Student Programs & Services office.

- 3) On Duty Police Dog
An "On Duty Police Dog" is a dog owned by a Law Enforcement Agency, and whose handler is currently engaged in the performance of their official duties. Official duties could consist of Law Enforcement actions, demonstrations or Academy Instruction.

- 4) Animals Owned or Cared for by the District
Any animal owned or cared for by the District for instructional purposes will be allowed on District property.

- 5) Animals Used for Instructional Purposes or Special Events
Occasionally instructors, clubs or other campus groups may wish to allow animals not owned or cared for by the district in their class for instructional purposes, or at campus events for a limited time. Written permission must be obtained at least 1 week prior to bringing the animal onto District property. The permission form must be signed by the requesting employee, the Dean or Director that oversees that employee and the Chief of Police, prior to bringing the animal onto District Property. The animal will remain leashed and under immediate control of the owner or handler. Permission will be immediately revoked by the Butte College Police Department if the animal is not leashed, not under control or displays noisy or aggressive behavior.

- 6) Animals Permitted by a Grazing Agreement
The District may enter into grazing agreements with outside parties. Animals covered by such agreements are permitted on District property.

7) Horse Arena

Horses, mules and donkeys may be used in the public Horse Arena if the person in charge of the animal has a current liability waiver on file with the District. They may also be walked or ridden from the parking lot to the Arena. All other regulations, including hours of use shall apply. Permission will be immediately revoked by the Butte College Police Department if the animal is not under control or displays unruly or aggressive behavior.