

Weakley County Board of Education



Monitoring:

Descriptor Term:

Service Animals

Descriptor Code:

3.700

Issued Date:

10/6/2022

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2 Weakley County Schools does not discriminate on the basis of disability, and complies with all
3 state and federal laws, regulations, and rules regarding the use of service animals by students or
4 employees with disabilities under appropriate circumstances.
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6 A service animal means any dog that is individually trained to do work or perform tasks for the
7 benefit of an individual with a disability, including a physical, sensory, psychiatric, intellectual,
8 or other mental disability.¹ Other species of animals, whether wild or domestic, trained or
9 untrained, are not service animals.²
10

11 WCS may ask if the service animal is required because of a disability and what work or task the
12 animal has been trained to perform.
13

14 Exceptions: WCS may ask an individual with a disability to remove a service animal from the
15 premises if:

- 16 (1) The animal is out of control and the animal's handler does not take effective action to
17 control it; or
18 (2) The animal is not housebroken.³
19

20 Animal under handler's control: A service animal shall be under the control of its handler. A
21 service animal shall have a harness, leash, or other tether, unless either the handler is unable
22 because of a disability to use a harness, leash, or other tether, or the use of a harness, leash, or
23 other tether would interfere with the service animal's safe, effective performance of work or
24 tasks, in which case the service animal must be otherwise under the handler's control (e.g., voice
25 control, signals, or other effective means).⁴
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27 Care or Supervision: WCS is not responsible for the care or supervision of a service animal.⁵
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29 Regarding students with disabilities, parents must submit a written request for the use of a
30 service animal to the principal of the school. The request must be made no less than three weeks
31 prior to the proposed use of the service animal at school.
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33 Regarding employees with disabilities, the employee must submit a written request for the use of
34 a service animal to the Director of Schools. The request must be made no less than three weeks
35 prior to the proposed use of the service animal at school.
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¹ 28 C.F.R. 35.136 and 28 C.F.R. 35.104

² 42 U.S.C.A. 12134, 28 C.F.R. 35.104, 35.136 and T.C.A. 62-7-112.

³ 28 C.F.R. 35.136 (b).

⁴ 28 C.F.R. 35.136 (d).

⁵ 28 C.F.R. 35.136 (e).