

Andrews University

Office of Campus Safety

4. Compliance

4.5. Animals On Campus

4.5.1. Administration

- 4.5.1.1. This policy was adopted by the Campus Safety Committee on 03/14/17 and is administered by the Offices of Campus Safety and Disabilities office. This policy is for public dissemination.
- 4.5.1.2. This policy applies to the entire campus, affecting employees, students, and any non-employee/student who accesses University owned private property.
- 4.5.1.3. Violations of this policy will be reported to the Campus Safety Committee.
- 4.5.1.4. This policy does not apply to:
 - Animals involved in University operations such as research or dairy milking.
 - K-9 animal (police dog)
 - Fish contained in aquariums
- 4.5.1.5. Variances to this policy may be made by the President, Provost, and Vice President for Finance.

4.5.2. Purpose

Andrews University supports the use of service and emotional support animals on campus in accordance with the Americans with Disabilities Act (ADA), the State of Michigan Human Rights Law and in other situations subject to the rules outlined in this policy. This policy offers information regarding what constitutes a service animal, service animal in training, an emotional support animal, domestic animal; the rights and responsibilities of the owner and/or trainer; and animal access throughout campus, including within campus housing and the cohabitant conditions of non-threatening wild animals.

4.5.3. Definitions

Specific terms in this policy are defined as follows:

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- 4.5.3.1. Campus Wide - All members of the University community, including faculty, staff, students, and visitors.
 - 4.5.3.2. Disability - A physical or mental impairment that substantially limits one or more of the major life activities of such individual; a record of such an impairment; or being regarded as having such an impairment as described in paragraph (f) of section § 35.108 of the American with Disability Act.
 - 4.5.3.3. Domestic animals – Any of various animals (such as cats or dogs) domesticated to live alongside an individual in their residence in a tamed condition.
 - 4.5.3.4. Emotional/Therapy animal - An Emotional Support/Therapy animal is an animal whose sole function is to provide emotional support, comfort, therapy, companionship, therapeutic benefits, or to promote emotional well-being. An Emotional Support/Therapy animal is not a service animal under the ADA.
 - 4.5.3.5. Miniature horse – The ADA defines a Miniature horse to “generally range in height from 24 inches to 34 inches measured to the shoulders and generally weigh between 70 and 100 pounds.”
 - 4.5.3.6. Service animals – A service animal is defined by the ADA to mean “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.” “Examples of work or tasks include, but are not limited to, assisting individuals who are blind or have low vision with navigation and other tasks, alerting individuals who are deaf or hard of hearing to the presence of people or sounds, providing non-violent protection or rescue work, pulling a wheelchair, assisting an individual during a seizure, alerting individuals to the presence of allergens, retrieving items such as medicine or the telephone, providing physical support and assistance with balance and stability to individuals with mobility disabilities, and helping persons with psychiatric and neurological disabilities by preventing or interrupting impulsive or destructive behaviors.”
 - 4.5.3.7. Wild Animal - Any animal living in a state of nature and not domesticated
- 4.5.4. Policy Procedures**
- 4.5.4.1. General Procedures
 - 4.5.4.1.1. Wild animals that are not a threat to the community or deemed to cause damage to property or become a nuisance to the community and do not involve human intervention, are allowed to dwell on campus grounds.

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- 4.5.4.1.2. Wild animals that are a risk, represent a hazard, cause property damage, create a nuisance, or in any other way cannot cohabit with the community, will be responded to in accordance with all applicable laws and regulations.
 - 4.5.4.1.3. Any non-wild animal (Service, Emotional Support, Domestic) must be under control while on campus grounds, and restrained by a leash, chain or harness that does not exceed 6 feet in length and that is in control of a responsible person who is physically capable of controlling the animal. Certain exceptions may apply to service animals. See 4.5.4.2.4.
 - 4.5.4.1.4. Animals that are brought on campus must comply with state and local licensure and vaccination requirements, with the burden of proof on the owner.
 - 4.5.4.1.5. Domestic animals are not allowed in University owned buildings, unless authorized through a lease agreement or approved by the Facilities Director.
 - 4.5.4.1.6. Animals found unattended or abandoned may be turned over to Berrien County Animal Control.
 - 4.5.4.1.7. Fecal matter deposited by animals brought to campus must be removed immediately and disposed of properly by the owner.
 - 4.5.4.1.8. The owner of any non-wild animal (Service, Emotional Support, Domestic) must have an emergency care procedure in place for the support and care of the non-wild animal in the event of an emergency that could result in the owner's inability to care for the non-wild animal. If an animal is required to be registered, the owner must provide proof of their emergency care procedure at the time of registration.
- 4.5.4.2. Service Animal Procedures
- 4.5.4.2.1. Under the ADA, State and local government regulations, service animals are allowed to accompany a disabled person in all public places on campus, except where the service animal's presence interferes with legitimate safety requirements of the facility, such as where a sterile field is required.
 - 4.5.4.2.2. The University will not ask that a service animal be removed from the premises due to allergies or fear of the animal but will, instead, offer accommodations to those persons affected by the service animal. University employees may require an individual with a disability to remove their service animal from the premises if:

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- 4.5.4.2.2.1. The animal is out of control and the handler does not take effective action to control it; or
- 4.5.4.2.2.2. The animal is not housebroken.
- 4.5.4.2.3. When University employees determine that a person with a disability is required to remove a service animal, employees will offer the person with the disability the opportunity to obtain goods, services, or accommodations without the animal's presence.
- 4.5.4.2.4. The owner or handler must be in full control of the service animal at all times. As stated earlier under the domestic animal section of this policy, the service animal must be restrained, unless the restraining device would interfere with the service animal's work or the individual's disability prevents the use of a device. In that case, the individual must maintain control of the animal through voice, signal, or other effective controls.
- 4.5.4.2.5. Service animals do not have to register with the Disabilities Office, unless living in campus housing. The Disability Coordinator will notify the Residence Dean/Director and Campus Safety about the animal in housing/dormitory.
- 4.5.4.2.6. Questions will not be asked if service rendered by the animal is obvious. When it is not readily apparent, faculty or staff can ask if the service animal is required because of a disability, and what service it is trained to perform. Persons who use a service animal may, but are not required to, register their animal with the State of Michigan under the free voluntary system to receive their identification card, tags and vest for their animal, which would make this process easier.
- 4.5.4.2.7. A service dog in training can go where a service dog goes if it is at least one-year-old, is wearing an identifying harness, cape, or backpack, and is accompanied by a trainer with trainer ID from the US Department of Labor list of trainers.
- 4.5.4.2.8. Reasonable accommodations will be made for persons who have allergies to the service animal. Requests for accommodations shall be made to the Disability Coordinator.
- 4.5.4.2.9. Reasonable behavior and proper hygiene are expected from the service animal while on campus. If the animal exhibits unacceptable behavior, the owner is expected to employ proper training techniques and correct the

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situation to the satisfaction of all parties involved. Service animals with hygiene issues will be denied access to campus until the problem is dealt with effectively.

- 4.5.4.2.10. Reasonable accommodations will be made to facilitate the use of miniature horses as service animals in accordance with the guidelines established by the ADA and the State of Michigan, Public Act No. 145.
 - 4.5.4.2.11. Persons using service animals on campus are responsible for their care and any damage to property by the animal.
 - 4.5.4.2.12. Service animals and their handler should be kept together during an emergency as best as possible.
 - 4.5.4.2.13. Service animal etiquette for faculty, staff and students includes:
 - Do not touch or feed service animal unless invited to do so
 - Do not deliberately distract or startle a service animal
 - Do not separate a service animal from the person using its service.
- 4.5.4.3. Emotional/Therapy Support Animals
- 4.5.4.3.1. A person requiring an emotional support/therapy animal in any University housing must register with the Disability Office thirty days before housing for the animal is needed, and should provide documentation of the need for such an animal. Documentation can be provided by a signed letter, on professional letterhead, from the individual's health care provider stating:
 - 4.5.4.3.1.1. The nature of the disabling condition or impairment
 - 4.5.4.3.1.2. The health care provider's professional opinion regarding the relationship between the disability and the need for the animal. If there is no relationship between a specific disability and the need for the animal, it will be regarded as a domestic animal, and will not be allowed in University buildings.
 - 4.5.4.3.1.3. If the support animal size/type is not conducive to the living environment, the University reserves the right to require additional documentation from the health care provider detailing the required specific size/type of the support animal.

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- 4.5.4.3.2. Approved emotional support/therapy animals are only allowed in a building when they are in the owner's assigned living space, or in transit to and from. They are not allowed in other areas of the building such as commons, lobbies, or classrooms.
 - 4.5.4.3.3. Reasonable behavior and proper hygiene are expected from the emotional support animal while on campus. If the animal exhibits unacceptable behavior, the owner is expected to employ proper training techniques and correct the situation to the satisfaction of all parties involved. Emotional support animals with hygiene issues will be denied access to campus until the issue is mitigated.
 - 4.5.4.3.4. The University reserves the right to request additional clarification or documentation.
 - 4.5.4.3.5. If there is an allergy/fear to an emotional animal, the University may ask the owner to remove the animal.
 - 4.5.4.3.6. The individual using the animal is responsible for cleanup of animal waste.
- 4.5.4.4. **Special Events**
- 4.5.4.4.1. In special circumstances, approval may be obtained from the Director of Campus Safety for animals to be brought on campus for a singular event involving the display or demonstration of specialized skills or natural behaviors.

4.5.5. **Resources**

- 4.5.5.1. Americans with Disabilities Act
- 4.5.5.2. Michigan Public Act 145 of 2015

4.5.6. **Policy Revisions**

The following revisions/modifications were made to this policy: N/A

- 11/14/17 Section 4.5.4.2: Updated from ADA on when a service animal may be asked to be removed.