

**WSU POLICY APPROVAL
COVER PAGE**

DATE POLICY REQUEST TO PET:	[INSERT DATE]
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IS THIS A NEW POLICY OR CHANGE TO AN EXISTING POLICY? NEW

	11.23 / Animals on University Premises
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LAST REVISED DATE OF POLICY:	August 1, 2010 (Effective Date)
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INITIATING AUTHORITY:	Office of Student Accommodations and Testing, University Police Department, and Facilities Services
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SUMMARY OF POLICY OR POLICY CHANGE:

This policy is being revised to ensure compliance with both state and federal law, to clarify the requirements for having an animal on campus consistent with current practices, and to update to the WSU standard policy format.

Specific changes made were to the following:

- Updated title and policy to address animals on “university premises” rather than just campus.
- Clarified requirements and limitations for having animals on campus consistent with state and federal laws and current practices.
- Defined the different types of animals, including Service Animals, Professional Therapy Dogs, and Assistance Animals consistent with governing laws, including the ADA, the Fair Housing Act, and State laws.
- Clarified what type of animals are permitted inside University buildings, including the residence halls.
- Clarified that Pets and Assistance Animals are not permitted at organized athletic events, consistent with current practice.

REASON OR NEED FOR POLICY / SUMMARY OF CHANGES MADE TO EXISTING POLICY:

U p d a t e s
and Assistance Animals, and Project Therapy Dogs are in compliance with federal and state laws

[Fair Housing Act, 42 U.S.C. § 3601, et seq.](#)

[ADA Regulations, 28 C.F.R. § 35.104 Definitions](#)

[ADA Regulations, 28 C.F.R. § 35.136 Service animals](#)

OTHER RELEVANT WSU POLICIES:

[WSU Policy 8.10 / Students with Disabilities](#)

THE FOLLOWING UNIVERSITY STAKEHOLDERS WERE INCLUDED IN THE REVIEW AND APPROVAL OF THIS POLICY DRAFT / REVISION:

Office of General Counsel – Stacia Boden,

Office of Student Accommodations and Testing – Isabel Medina

emotional support, well-

be asked to produce an identification card provided by a recognized training center that identifies the Handler as a professional trainer, in accordance with KSA 39-1111.

8. **Care or Supervision.** The University is not responsible for the care or supervision of a Service Animal.

C. **Professional Therapy Dogs**

1. **Defined.** Professional therapy dogs are dogs that are selected, trained and tested to provide specific physical or therapeutic functions, under the direction and control of a Qualified Dog Handler who works with the dog as a team, and as a part of the Qualified Dog Handler's occupation or profession. Such dogs, with their Qualified Dog Handlers, perform such functions in institutional settings, community-based group settings, or when providing services to specific persons who have disabilities. Dogs, certified or not, which are used by volunteers for pet visitation therapy do not qualify as Professional Therapy Dogs.
2. **Professional Therapy Dogs Permitted Locations.** Professional Therapy Dogs accompanied by their Qualified Dog Handler shall be permitted on or in all University Premises, subject to the requirements and limitations of this policy.
3. **Status Inquiries.** The Handler of a Professional Therapy Dog on University Premises shall not be required to provide proof that the animal is trained or certified as a Professional Therapy Dog. However, if the Handler of a dog indicates that the dog is a Professional Therapy Dog, the Handler may be required to provide documentation showing that they are a Qualified Dog Handler in accordance with KSA 39-1111.
4. **Additional Requirements and Limitations.** Professional Therapy Dogs shall be treated as Service Animals for purposes of applying Sections III.B.4-6 of this policy.

D. **Assistance Animals**

1. **Defined.** Assistance Animals are domestic animals that work, assist and/or perform tasks and seruerfourcorarfas()1 (s ans(r)-2 (puud)-2 (dg pc)-1 (um)-2 (e)1

2. **Examples of Work and Tasks Performed by Assistance Animals.**
Examples of assistance and tasks performed by Assistance Animals may include a dog or a cat who alleviates a person's stress-induced pain, a bird who alerts their hard

2. **Pets Inside University Buildings.** With the exception of the following, Pets are not permitted inside University buildings:
 - a) Pets that are also Service Animals and/or Professional Therapy Dogs are permitted inside all University buildings, subject to the requirements and limitations of this policy;
 - b) Pets that are also

approval of the University's [Institutional Animal Care and Use Committee](#), and in accordance with [Policy 9.18 / Animal Use](#) and [Policy 10.01 / Environmental Health and Safety Guidelines](#).

2. **Approved Academic Programs.** Animals used as part of an academic program may be permitted inside buildings on University Premises, subject to prior approval of appropriate Leadership.

G. **Wild Animals.** With the exception of wild animals that exist on University Premises because that is their natural habitat, wild animals are not permitted on University Premises. Concerns regarding the management or removal of a wild animal should be submitted to Facilities Services through a [Work Order Request](#). In the case of an emergency, individuals should contact the University Police Department.

H. **General Responsibilities of Care**

1. For purposes of this subsection H, all references to “animal” shall include all types of animals, including, without limitation, Service Animals, Professional Therapy Dogs, Assistance Animals, and Pets.
2. Handlers are responsible for the control and care of their animals at all times

2. **Employee:** An individual who provides services to the University on a

- C. Students with questions regarding the presence or use of Service Animals and Professional Therapy Dogs on University Premises may contact the

Human Resources
Human Resources Center
316-978-3065
totalrewards@wichita.edu

- H. Concerns regarding a determination to exclude or remove a Service or Assistance Animal or a Professional Therapy Dog from University Premises, may be(r)-22ALn8 (s)1 1 (7sU

II. PURPOSE

- A. The purpose of this statement policy is to set forth University policy with regard to the requirements and limitations regarding the presence of animals on campus. University Premises.

~~II. PREAMBLE~~

III. POLICY

disabilities by preventing or interrupting impulsive or destructive behaviors. The crime deterrent effects of an animal's presence and the provision of emotional support, well-being, comfort, or companionship do not constitute work or tasks for the purposes of this definition.

3. **Service Animals Permitted Locations.** The University permits the use of a Service Animal by an individual with a Disability on or in all University Premises, subject to the requirements and limitations of this policy.

4. **Service Animals in Training.** Dogs that are in training to become Service Animals shall be treated as Service Animals while on University Premises, so long as they are in the company of a professional trainer.

5. **Leash or Harness Required.** Service Animals must be leashed or harnessed at all times while on University Premises unless:

a) The Handler is unable to leash or harness the Service Animal because of a Disability to use a leash or harness, or the use of a leash or harness would interfere with the Service Animal's safe, effective performance of work or tasks, in which case the Service Animal must be otherwise under the Handler's control (e.g., voice control, signals, or other effective means); or

b) The animal is securely located in the Handler's dorm, suite, or apartment within a University Residence Hall.

6. **Limitations.** Service Animals may be excluded from University Premises if the animal:

a) Is not housebroken;

b) Is out of control and the Handler does not take effective action to control it; or

c) Would fundamentally alter the nature of a program or activity.

7. **Status Inquiries**

a) **Service Animal.** The Handler of a Service Animal on University Premises shall not be required to provide a safe and healthy learning environment. The uncontrolled and unsupervised presence of proof that the animal is trained or certified as a Service Animal or to provide information regarding the individual's Disability. However, if it is not readily apparent, the Handler of a Service Animal on

services, including providing emotional support, that alleviate or improve the symptoms of a person with a Disability who is residing in a University Residence Hall. An Assistance Animal can include a dog, cat, or any other type of companion animal, and does not need to be trained to perform a service.

2. Examples of Work and Tasks Performed by Assistance Animals.

Examples of assistance and tasks performed by Assistance Animals may include a dog or a cat who alleviates a person’s stress-induced pain, a bird who alerts their hard-of-hearing companion when someone has come to the door, or a cat who can detect and alerts their companion of oncoming seizures.

3. Assistance Animals Inside University Buildings. Assistance Animals are not permitted inside University buildings, except for the University’s Residence Halls with prior approval by the Office of Student Accommodations and Testing in coordination with the Housing and Residence Life office.

4. Assistance Animals Permitted Outdoors. With the exception of venues where an organized athletic event is being held, Assistance Animals are generally permitted at outdoor locations on University Premises.

5. Leases for Assistance Animals.

Handler

F. **Animals in Research and Approved Academic Programs**

1. **Research Animals.** Research Animals are animals used in authorized research projects or experiments by the University. Research Animals may be permitted inside buildings on University Premises, subject to prior approval of the University's Institutional Animal Care and Use Committee, and in accordance with Policy 9.18 / Animal Use and Policy 10.01 / Environmental Health and Safety Guidelines.
2. **Approved Academic Programs.** Animals used as part of an academic program may be permitted inside buildings on University Premises, subject to prior approval of appropriate Leadership.

G. **Wild Animals.** With the exception of wild animals that exist on University Premises because that is their natural habitat, wild animals are not permitted on University Premises. Concerns regarding the management or removal of a wild animal should be submitted to Facilities Services through a Work Order Request. In the case of an emergency, individuals should contact the University Police Department.

H. **General Responsibilities of Care**

1. For purposes of this subsection H, all references to "animal" shall include all types of animals, including, without limitation, Service Animals, Professional Therapy Dogs, Assistance Animals, and Pets.
2. Handlers are responsible for the control and care of their animals at all times while on University Premises, including ensuring the immediate clean-up and proper disposal of all animal waste.
3. Animals shall not be tied or secured to trees, posts, shrubs, or otherwise left unattended, or at-large. A control agency may be called to remove or impound unattended or at-large animals.
4. Handlers of an animal may be charged for any damage caused by such animal brought onto University Premises, including any costs associated with damage to University property caused by the animal, regardless of whether it is attended, unattended, or at-large.
5. Handlers of an animal must comply with all applicable laws and regulations, including vaccination, licensure, animal health and leash laws, as well as all applicable University policies, procedures, or rules, including Residence Hall rules.

IV. DEFINITIONS

A. For the purpose of this policy only, the following definitions shall apply:

1. **Disability:** A disability that is legally recognized under the federal law applicable to the circumstance.
2. **Employee:** An individual who provides services to the University on a regular basis in exchange for compensation and receives a W-2 for such services. ~~This policy is intended to provide guidance regarding the presence of such animals on the campus of~~ includes temporary and part-time Employees.
3. **Leadership:** University Department Chairs, Directors, Deans or any other individual designated by the University with authority to supervise an Employee.
4. **Handler:** An individual who owns or who is responsible for the care, custody or control of the animal on University Premises.
5. **Qualified Dog Handler:** A Handler that is identified as the Qualified Dog Handler of a Professional Therapy Dog by the training facility, school or trainer who trained the Professional Therapy Dog.
6. **University:** Wichita State University, ~~including the West Campus, South Campus, Old Town and~~ .
7. **University Premises:** University Premises includes University owned land, buildings and vehicles; buildings and land leased by the University from an affiliated corporation or a third party; and any other property controlled by the University that is set forth by agreement that the University may restrict access. University Premises may change from time to time, but they are designated annually in the University's Annual Security Report and on its website here.
8. **University Residence Halls:** University Residence Halls include Shocker Hall, The Suites, and The Flats.

V. INFORMATION AND APPEALS

A. General questions or complaints regarding animals on University Premises should be directed to the University Police Department.

Wichita State University Police Department
Police Department Building

316-978-3450
police@wichita.edu

- B. Concerns regarding management or the removal of a wild animal may be directed to Facilities Services.

Facilities Services
Gaddis Physical Plant Complex
(316) 978-3444
Work Order Request

- C. Students with questions regarding the presence or use of Service Animals and Professional Therapy Dogs on University Premises may contact the Office of Student Accommodations and Testing.

Office of Student Accommodations and Testing
Grace Wilkie Hall, Room 203
(316) 978-6970
OSAT@wichita.edu

- D. Visitors with questions regarding the presence or use of Service Animals and Professional Therapy Dogs on University Premises may contact the ADA/504 Coordinator in the Office of Civil Rights, Title IX & ADA Compliance.

Office of Civil Rights, Title IX & ADA Compliance
Lindquist Hall, 208
(316) 978-3186
CTAC@wichita.edu

- E. Students with questions regarding the presence or use of Service or Assistance Animals or Professional Therapy Dogs in the University's Residence Halls may contact the Housing and Residence Life office.

Housing and Residence Life
Shocker Hall
316-978-3693
housing.wsu@wichita.edu

- F. Requests to hold an event that involves animals on University Premises should be directed to Rhatigan Student Center Event Services for events at the Rhatigan Student Center, CAC Theater, and Grace Memorial Chapel, 1 (m)3 8188/H2 MCID 85 BOC E

