

Students

**SUBJECT: RELEASE OF STUDENTS TO CUSTODIAL/NONCUSTODIAL PARENTS
AND RIGHTS OF NONCUSTODIAL PARENTS**

When parents of a student are separated, involved in divorce proceedings, or are divorced, the Building Principal will consider the rights of custodial and noncustodial parents to be equal with respect to access to their children, and information about their children, except when a court order or other legally binding document exists which contains special restrictions.

Unless restricted by a legally binding document (e.g., a final divorce decree which includes specific denial of visitation and/or access rights or a restraining order denying visitation and/or access rights), both parents have the right to access their child; to view their child's school records; to receive school progress reports; and to participate in parent-teacher conferences, although not necessarily together in the same conference.

Certified copies of all legally binding documents pertaining to child custody and visitation including, but not limited to, Judgments of Divorce and Separation, temporary and permanent court orders, and legally enforceable written agreements between the parties will be maintained in the appropriate school office. It is the responsibility of the custodial parent to provide the Building Principal with a certified copy of such court order or other legally binding document, if restricted access to the student or student information is requested.

Rights of Noncustodial Parents

The District attempts to maintain current family information to help ensure student safety, proper communication with parents, and appropriate educational programming. Parents who are divorced, legally separated, or otherwise live apart should supply the District with relevant information and documentation, including custody orders, regarding who is responsible for the custody and care of their child, and who is permitted to make educational decisions for that child.

A noncustodial parent's participation in his or her child's education will be governed by the terms of any custody order. As a general matter, however, the District encourages noncustodial parents to participate in their child's education. Unless prohibited from doing so by a court order, noncustodial parents may request information about their child, inspect and review their child's records in accordance with the Family Educational Rights and Privacy Act (FERPA) and District policy, and otherwise remain interested in their child's education.

The Board of Education directs the Superintendent or his/her designee to develop administrative regulations to provide guidance in releasing children to the custodial and noncustodial parents.

NOTE: Refer also to Policies #3210 -- Visitors to the School
#7124 -- Entitlement to Attend -- Age and Residency
#7240 -- Student Records: Access and Challenge

Education Law Section 3210

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