

Policy 3580: Relations with Non-Custodial Parents

Status: DRAFT - 2nd
Reading

Original Adopted Date: Pending

MULTIPLE ALTERNATIVES

There is more than one alternative version of this policy. Please review all options before selecting one. Once the Board has selected one, all other options should be deleted.

Whenever possible and legal, the Caldwell School District recognizes the value of providing information to non-custodial parents regarding school purposes and activities pertaining to their child. The District also recognizes that many divorced parents continue to share caregiving and custody and that each parent, under legal and practical circumstances, should have equal access to information regarding their child's school progress and activities.

SECTION 1. ACCESS TO STUDENTS

1.1 The parent with whom the student primarily resides shall be recognized by the District as the custodial parent unless a current legal document or signed parental agreement indicates otherwise. Unless there are specific court-imposed restrictions on custody or visitation, such as:

1. A final divorce decree;
2. Interim orders, in the case that the parents are separated; or
3. A restraining order,

the non-custodial parent, upon written request, may visit the child briefly at school. If restrictions are made relative to these rights, the custodial parent will be required to submit a certified copy of all relevant court orders to the Superintendent, which curtails these specific rights.

1.2 While both parents, absent a court document described above, can visit the student at school, only the custodial parent has the right to remove the student from school property. Only a verified note from the custodial parent will be cause for exception to this provision. If school personnel anticipate possible student abduction, law enforcement personnel are to be notified immediately.

SECTION 2. ACCESS TO STUDENT RECORDS

2.1 Unless informed otherwise, the District assumes that there are no restrictions regarding the non-custodial parent's right to be kept informed of the student's school progress and activities. If restrictions are made relative to these rights, the custodial parent will be required to submit to the Superintendent a certified copy of all relevant court orders which curtail these specific rights. Otherwise, the non-custodial parent, upon written request, may view the student's educational, medical, or similar records maintained in such a student's cumulative record, receive school progress reports, and have an opportunity to conference with the student's teacher(s).

2.2 The custodial parent has the responsibility to keep the school office informed as to the address of the student's primary residence, in a manner determined by the school, and how he or she may be contacted at all times. The School District reserves the right to request verification in the form of a certified court document from any party presenting legal documents.

CFR - Code of Federal Regulations References

34 CFR § Part 99

Description

Family Educational Rights and Privacy Act Regulations (FERPA) -
<https://simbli.eboardsolutions.com/SU/5HdnVg4DiEGFMJIISAV86A==>

Idaho Code § References

32-717A

Description

Parents' Access to Records and Information -
<https://simbli.eboardsolutions.com/SU/YegzmCJtEruppluxHvEkBTKQ==>

USC - United States Code References

Description

20 USC § 1232g, et seq.

Family Education Right to Privacy Act (FERPA) -
<https://simbli.eboardsolutions.com/SU/0NDOrHJoAJa6VE9HxB1qEw==>