

# Willamette Education Service District

Code: **KBBA**  
Adopted: 7/8/03  
Readopted: 10/11/05; 8/10/10  
Orig. Code(s): None

## **Custodial and Noncustodial Parents' Rights and Responsibilities**

When parents of a student are estranged, separated, or divorced, building personnel will uphold the parents' rights.

1. Both parents have the right to:
  - a. View the student's school records;
  - b. Receive school progress reports;
  - c. Visit the student briefly at school;
  - d. Participate in parent teacher conferences.

The only exception to a - d is when a court order (provided by the custodial parent) restricts any of the above listed rights for the noncustodial parent.

### **Definition of Custodial Parent**

The parent with whom the student resides is known as the custodial parent unless a legal document or signed parental agreement indicates otherwise. Verification may be required from the custodial parent.

### **Release of Student to Parent**

While both parents can visit the student at school, only the custodial parent has the right to remove the student from ESD/school property. Only a verified note from the custodial parent will be cause for exception to this provision. If ESD/school personnel anticipate a possible abduction (by the noncustodial parent or any other parent), law enforcement personnel are to be notified immediately.

### **Parent Responsibilities**

1. The custodial parent has the responsibility to:
  - a. Keep the ESD/school informed as to the address of residence and how he/she may be contacted at all times.
  - b. Provide a copy of any legal document which restricts the rights of the noncustodial parent.

2. The noncustodial parent is to inform the ESD/school of phone number and/or address where he/she may be contacted regarding student progress/problems.

END OF POLICY

---

**Legal Reference(s):**

[ORS 107.154](#)

[ORS 109.056](#)

[ORS 163.245 - 163.257](#)

Family Educational Rights and Privacy Act, 20 U.S.C. Section 1232g; 34 CFR Part 99 (2000).

Protection of Pupil Rights, 20 U.S.C. Section 1232h; 34 CFR Part 98 (2000).