

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).