

Custodial and Noncustodial Parent Rights and Responsibilities

The Board presumes that the person who enrolls a student in school is the student's custodial parent. Unless a currently effective Colorado court order provides otherwise, the custodial parent shall be the one whom the District holds responsible for the education and welfare of that child. Where the court order specifies that the parents shall share custody and jointly make decisions relative to the care and education of their child, school officials will consult with both parents regarding educational matters affecting the child. Where the parents disagree in such matters and the court order does not provide a mechanism for resolving their differences, school officials shall follow the instructions of the parent with whom the child primarily resides during a normal school week.

If the rights of the noncustodial parent are restricted by a Colorado court order, the custodial parent shall provide the school with a certified copy of the currently effective court order curtailing these specific rights. Unless informed through the submission of such a court order, the District assumes there are no restrictions regarding a noncustodial parent's rights, including the right to access the student's educational records.

Education conferences with a noncustodial parent shall be permitted only upon the consent of the custodial parent.

The student shall not be permitted to visit with or be released to anyone, including the noncustodial parent, without the approval of the custodial parent.

Adopted July 19, 1995
Revised May 12, 2010

LEGAL REFS.: 20 U.S.C. §1232g (Family Educational Rights and Privacy Act of 1974) (FERPA)
20 U.S.C § 1401 et seq. (Individuals with Disabilities Education Improvement Act of 2004)
34 C.F.R. § 99.1 *et seq.* (FERPA regulations)
34 C.F.R. § 300.30 (b)(2) (IDEIA regulation)
C.R.S. 14-10-123.8 (access to school records)

CROSS REF.: JLIB, Student Dismissal Precautions
JRA/JRC, Student Records/Release of Information on Students
KFA, Public Conduct on School Property

St. Vrain Valley School District RE-1J, Longmont, Colorado