



Parental/Guardian Rights

A parent/guardian shall have the right to play a central role in a child's education, to obtain critical information about what is being taught or provided in the classroom and to make inquiries when a parent feels that the quality or content of a child's education does not align with the values and expectations the parent expects and deserves.

Every parent of a child in Leavenworth USD 453 shall have a right to direct the upbringing, education, care and mental health of the parent's child. The following parental rights are reserved to each parent of a child in this district:

- (1) The right to direct the education and care of such child, ([BOE Policy KPI](#); [BOE Policy IA](#); [BOE Policy IF](#); [KSA – 72-3120](#); [KSA 38-141](#))
- (2) the right to direct the upbringing and the moral or religious training of such child, ([BOE Policy IKDA](#); [KSA – 72-3120](#); [KSA 38-141](#))
- (3) the right to request, access and inspect all written and electronic records maintained by a school relating to such child, ([BOE Policy JR](#), [KSA – 72-6312](#); [Family Education and Privacy Act – FERPA](#); [34 CFR Part 99](#))
- (4) the right to be informed of and {able to} inspect the curriculum, instructional materials and any other materials that are made available or taught to such child in the child's school, ([BOE Policy KPI](#); [BOE Policy IF](#); [20 U.S. Code § 1232h\(c\)\(1\)\(C\)\(i\) – Protection of Pupil Rights Amendment](#); [USD 453 Instructional Resources Technology Web Site](#))
- (5) the right to attend publicly designated meetings of the local school board and the right to question and address school officials during designated public comment periods or through letters, electronic communications or in-person meetings, ([BOE Policy BCBGA](#); [BOE Policy BCBI](#); [BOE Policy BCAC](#); [Kansas Open Meetings Act – KSA 72-1138](#); [KSA 75-4317](#); [KSA 75-4320](#))
- (6) the right to make healthcare and medical decisions for such child, including the right to make decisions regarding vaccinations and immunizations. In accordance to K.S.A 72-6262 as an alternative to the certification required a pupil shall present annual written statement signed by a licensed physician stating the physical condition of the child to be such that the tests or inoculations would seriously endanger the life or health of the child, or a written statement signed by one parent or guardian that the child is an adherent of a religious denomination whose religious teachings are opposed to such tests or inoculations, ([BOE Policy ECA](#); [BOE Policy JGC](#); [BOE Policy JGCB](#); [BOE Policy JGCC](#); [BOE Policy JGFG](#); [BOE Policy JGFGFB](#); - [KSA 72-6267](#); [KSA 38-141](#))
- (7) the right to expect that such child, and each teacher and educator of such child, shall not be compelled to affirm, believe, profess or adhere to any idea that violates the civil rights act of 1964, ([BOE Policy GAAA](#), [BOE Policy GAAB](#), [BOE Policy GBU](#); [2 U.S. Code § 1311 – Civil Rights Act of 1964](#))
- (8) the right to expect that no course of instruction or unit of study shall direct or otherwise compel the child to personally affirm, adopt or adhere to any idea that violates the civil rights act of 1964,



[\(BOE Policy GAHB; BOE Policy IA, BOE Policy IC, BOE Policy ICAA, BOE Policy ID, BOE Policy IF; 2 U.S. Code § 1311 – Civil Rights Act of 1964\)](#)

(9) the right to expect that the child's school shall not contract for teacher professional development with providers that promote racially essentialist doctrines or practices that have been held to violate the civil rights act of 1964, [\(BOE Policy GBRC; 2 U.S. Code § 1311 – Civil Rights Act of 1964\)](#)

(10) the right to expect that each teacher and educator of such child will endeavor to present facts without distortion, bias or personal prejudice, [\(BOE Policy GAAB; BOE Policy ICAA; BOE Policy IKB; Code of Ethics for Educators - Association of American Educators\)](#)

(11) the right to expect that each teacher and educator of such child shall work to eliminate coercion that forces teachers and educators to support actions and ideologies that violate individual professional integrity, [\(BOE Policy GAE; BOE Policy GBU; BOE Policy KN; Code of Ethics for Educators - Association of American Educators\)](#)

(12) the right to expect teachers and administrators will not withhold, either inadvertently or purposely, important information related to a child, including, but not limited to, information relating to health, well-being, and education, [\(BOE Policy JRB; BOE Policy JRD; KSA 38-141; 20 U.S. Code § 1232h – Protection of Pupil Rights Amendment \(PPRA\); 20 U.S.C. § 1232g – Family Educational Rights and Privacy Act \(FERPA\)\)](#)

(13) the right to assert any other inalienable or constitutional right that is reserved to the parent and the child pursuant to state or federal law. [\(KSA 38-141; First Amendment rights see *Tinker v. Des Moines*, 393 U.S. 503 \(1969\); *Mahaoney Area School District v. B.L.*, 594 U.S. \(2021\). FERPA; PPRA; 16 C.F.R. Part 312 – Children’s Online Privacy Protection Act \(COPPA\). Choice of school see *Pierce v. Society of Sisters*, 268 U.S. 510 \(1925\). Due Process Rights under the 14th Amendment see *Washington v. Glucksberg*, 521 U.S. 702 \(1997\)\)](#)

The board of education shall develop and adopt policies to guarantee a parent's right to be involved in a child's education. Such policies shall be developed in consultation with parents, teachers and school administrators and shall include policies and procedures for a parent to:

(1) Be informed of and have the ability to inspect any materials, activities, curriculum, lessons, syllabi, surveys, tests, questionnaires, examinations, books, magazines, handouts, professional development and training materials and any other materials or activities that are provided to the parent's child, [\(Policy IE; House Bill 2567: KSA 72-6316; Family Education Rights and Privacy Act - FERPA; Kansas Open Records Act: KSA 45-215; 20 U.S. Code § 1232h\(c\)\(1\)\(C\)\(i\) – Protection of Pupil Rights Amendment; USD 453 Instructional Resources & Technology Web Site\)](#)

(2) inspect and review any educational or health records maintained by the school that pertain to the parent's child, [\(BOE Policy JR, KSA – 72-6310; FERPA\)](#)

(3) object to any learning material or activity on the basis that such material or activity harms the child or impairs the parent's firmly held beliefs, values or principles and withdraw such child from

the activity, class or program in which the material is used, ([BOE Policy IF](#); [BOE Policy IKDA](#); [KSA – 72-3120](#); [KSA 38-141](#))

