

Section J:

Knox County Board of Education

Students

Descriptor Term:

**Child Custody/Parental
Access**

Descriptor Code:

J-390

Issued:

10/96

Reviewed:

5/26

Revised:

1/22

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2 The Board presumes that the person who enrolls a student in school is the student's custodial parent or
3 legal guardian. Unless a Tennessee court, or other recognized state court of competent jurisdiction,
4 specifies otherwise, the custodial parent/legal guardian shall be the one whom the school district holds
5 responsible for the education and welfare of that child.¹

6
7 Parents or legal guardians shall have the right to receive information contained in school records
8 concerning their minor child.² The Board, unless informed otherwise, assumes there are no restrictions
9 regarding the noncustodial parent's right to be kept informed of the student's progress through educational
10 records. If restrictions are made relative to the rights of the non-custodial parent, the custodial parent shall
11 be requested to submit a certified copy of the court order which curtails these specific rights. With regard
12 to parents/legal guardians who are divorced, separated, and/or parents who have never been married, it
13 shall be the responsibility of both parents/legal guardians to provide the school an accurate copy of the
14 current applicable Parenting Plan.

15
16 Unless there are specific court-imposed restrictions, the non-custodial parent, upon request, shall be given
17 access to all of the student's educational records including but not limited to the student's cumulative file
18 and the student's special education file, if applicable.³

19
20 No principal or teacher shall permit a change in the physical custody of a child at school unless:

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22 1. The person seeking custody of the child presents the school official with a certified copy of a valid
23 court order from a Tennessee court, or other recognized state court of competent jurisdiction,
24 designating the person who has custody of the child;¹ and
25
26 2. The person seeking custody gives the school official reasonable advance notice of his/her intent
27 to take custody of the child at school⁴

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37 Legal References:

- 38 1. T.C.A. § 36-6-201, et seq.
39 2. 20 U.S.C. § 1232g (Family Educational Rights and Privacy Act of 1974).
40 3. T.C.A. § 49-6-902.
41 4. T.C.A. § 36-6-105.