

TENNESSEE PUBLIC CHARTER SCHOOL COMMISSION		
CHILD CUSTODY AND PARENTAL ACCESS		6209
ADOPTED: April 9, 2021	REVISED:	MONITORING: Review: Annually

The Commission presumes that the person who enrolls a student in school is the student's custodial parent or guardian. Unless a Tennessee court specifies otherwise, the custodial parent or guardian shall be the one whom the school district holds responsible for the education and welfare of that child. Parents or guardians shall have the right to receive information contained in school records concerning their minor child.¹

The Commission, unless informed otherwise, assumes there are no restrictions regarding a non-custodial parent's right to be kept informed of a student's progress and activities. If restrictions are made relative to the rights of a non-custodial parent, the custodial parent shall submit a certified copy of the court order, which curtails these specific rights to the authorized charter school. Unless there are specific court-imposed restrictions, the non-custodial parent, upon request to the school, shall receive a copy of the child's report card, notice of school attendance, names of teachers, class schedules, standardized test scores, and any other records customarily available to parents.²

No school official shall permit a change in the physical custody of a child at school unless:

- (1) The person seeking custody of the child presents the school official with a certified copy of a valid court order from a Tennessee court designating the person who has custody of the child; and
- (2) The person seeking custody shall give the school official reasonable advance notice of his/her intent to take custody of the child at school.³

Legal References:

¹ 20 U.S.C. § 1232g (Family Educational Rights and Privacy Act of 1974)

² T.C.A. § 49-6-902

³ T.C.A. § 36-6-105

Cross References:

LEA Policy 1801 Special Education

LEA Policy 1802 ADA and Section 504