

# Child Custody

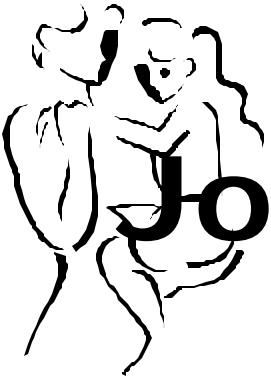


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# Joint Custody

- Joint custody is defined in Family Code Section 3002 as joint legal custody and joint physical custody.
- Joint legal custody is defined as both parents sharing the right and the responsibility to make the decisions relating to the health, education and welfare of the child.





# Joint Custody

- Joint physical custody requires that each of the parents have significant periods of physical custody of the child.
- Joint physical custody shall be shared by the parents in such a way so as to assure a child of frequent and continuing contact with both parents.



# Sole Custody

- Sole legal custody is defined as meaning one parent shall have the right and the responsibility to make the decisions relating to the health, education and welfare of a child.
- Sole physical custody is defined as meaning that a child shall reside with and be under the supervision of one parent, subject to the power of the court to order visitation.



# Interpretation of Custody Orders

- When there is a dispute over custody of a child, the school should request from the parent a copy of the custody order.
- The school should review the custody order to determine if the custody order specifies the type of custody (usually joint legal custody and joint physical custody).



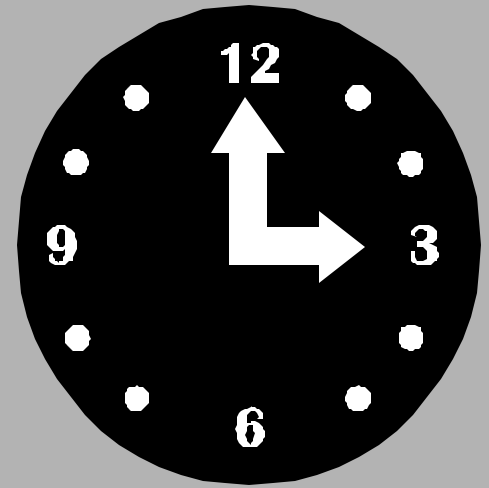
# Interpretation of Custody Orders

- The school should review the custody order to determine if it specifies pick up and drop off at school
- A parent should not be allowed to expand their time with the child in excess of the custody order.



# Interpretation of Custody Orders

- A parent wishing to expand their time with their child should seek to amend the court order or obtain the written permission of the other parent.



# Access to School Records

- Family Code Section 3025 and Education Code Section 49069 state that both parents, regardless of custody, shall have access to records and information pertaining to a minor child's educational records.
- Education Code Section 49061 states that only a parent having legal custody may challenge the contents of the record.