

Adopted: November 10, 2010

Revised: March 19, 2014

BLUESKY CHARTER SCHOOL POLICY No. 5.3.4 TRANSFER OF EDUCATIONAL RECORDS

I. PURPOSE

The purpose of this policy is to set forth BlueSky Charter School's intention to transmit educational records to a student's new school as required by law.

II. POLICY STATEMENT

It is the policy of BlueSky Charter School to establish a policy of transferring educational records that complies with the requirements of state law.

II. TRANSFER OF RECORDS TO SCHOOL OF ENROLLMENT

- A. Upon request, BlueSky Charter School will transmit a student's educational records, within ten business days of the request, to the school district, charter school, or nonpublic school in which the student is enrolling.
- B. The transmitted records will include information about any formal suspension, expulsion, and exclusion action under the Minnesota Pupil Fair Dismissal Act. If the school has received from the court any disposition order which adjudicates the student as delinquent for committing an illegal act on school district property or for certain other illegal acts as set forth in Minn. Stat. §260B.171, subd. 3, the disposition order must also be included in the transmitted records.
- C. As part of its annual notice under the Family Educational Rights and Privacy Act (FERPA), BlueSky Charter School will notify parents that formal disciplinary records will be included in the records sent to the new school.
- D. Upon request, BlueSky Charter School will provide the parent with a copy of the education records which have been transmitted and provide an opportunity for a hearing to challenge the content of those records.

Legal References: Minn. Stat. §124D.10 (Charter School Law)
Minn. Stat. Ch. 13 (Government Data Practices Act)
Minn. Stat. §120A.22, subd. 7 (Compulsory Instruction – Transfer of Educational Records)
Minn. Stat. §§121A.40-121A.56 (Pupil Fair Dismissal Act)
Minn. Stat. §121A.75 (Sharing Disposition Order and Peace Officer Records)

This policy does not constitute legal advice; any questions regarding this policy should be directed to your attorney.

Minn. Stat. §260B.171, subs. 3 and 5 (Disposition Order and Peace Officer Records of Children)
Minn. Rules Parts 1205.0100-1205.2000
20 U.S.C. §1232g *et seq.* and 34 C.F.R. Part 99 (Family Educational Rights and Privacy Act)
20 U.S.C. §6301 *et seq.* (No Child Left Behind)