

Distrito Escolar de la Ciudad de Bakersfield

Departamento de Servicios Estudiantiles

1300 Baker Street

Bakersfield, CA 93305



Solicitud para cuestionar expedientes estudiantiles

La ley de California otorga al padre o tutor legal el derecho de presentar una solicitud por escrito para corregir o eliminar cualquier información registrada en los registros escritos acerca de su hijo(a) cuando el padre cree que se aplica una de las razones enumeradas a continuación. Después de la inspección y revisión del expediente del estudiante, el padre o tutor legal del estudiante o ex-alumno puede presentar una solicitud por escrito ante el distrito escolar para cuestionar el contenido del expediente del estudiante. **Consulte la Norma de la Mesa Directiva adjunta con respecto a cuestionar la calificación de un(a) estudiante.**

Nombre del estudiante: _____ Fecha de la solicitud: _____

Nombre del padre/tutor legal: _____ Nombre de la escuela: _____

Expediente(s) del estudiante que está siendo cuestionado: _____

Motivo(s) de la solicitud para cuestionar el contenido de los expedientes del estudiante:

- _____ Incorrecto
- _____ Conclusión o inferencia personal sin fundamento
- _____ Conclusión o inferencia fuera del área de competencia del observador
- _____ No se basa en la observación personal de una persona nombrada con la hora y el lugar de la observación anotados
- _____ Erróneo
- _____ En violación de los derechos de privacidad u otros derechos del estudiante

Indique hechos objetivos para respaldar su solicitud de cuestionar el contenido del expediente del estudiante y enumere los cambios propuestos. Puede adjuntar documentación adicional en apoyo de su solicitud a este formulario.

Usted será contactado dentro de los 30 días posteriores a la recepción de su solicitud.

Tenga en cuenta que este proceso es estrictamente para cuestionar el contenido del expediente del estudiante únicamente; comuníquese con la oficina de su escuela o distrito si tiene otras inquietudes.

Firma del padre/tutor legal: _____ Fecha: _____

Dirección: _____ Número de teléfono () _____



Book	BCSD Board Policies
Section	0600 Students
Title	CHALLENGING STUDENT RECORDS
Code	0605.14
Status	Active
Adopted	July 23, 2013

Administrative Regulation

The custodial parent/guardian of any student may submit to the Superintendent or designee a written request to correct or remove from his/her child's records any information concerning the child which he/she alleges to be any of the following (Education Code Section 49070):

1. Inaccurate
2. An unsubstantiated personal conclusion or inference
3. A conclusion or inference outside of the observer's area of competence
4. Not based on the personal observation of a named person with the time and place of the observation noted
5. Misleading
6. In violation of the privacy or other rights of the student

[\(cf. BP 400.12 – Grades/Evaluation of Student Achievement\)](#)
[\(cf. BP 605.7 – Pupil Records\)](#)

When a student grade is challenged, the teacher who gave the grade shall be given an opportunity to state orally, in writing, or both, the reasons for which the grade was given. Insofar as practicable, he/she shall be included in all discussions related to any grade change. In the absence of clerical or mechanical error, fraud, bad faith or incompetency, the student's grade as determined by the teacher shall be final (Education Code Section 49066).

Within 30 days of receiving a request to correct or remove information from a record, the Superintendent or designee shall meet with the parent/guardian and with the employee (if still employed) who recorded the information in question. The Superintendent shall then sustain or deny the allegations (Education Code Section 49070).

If the parent/guardian's allegations are sustained, the Superintendent shall order the correction or removal and destruction of the information (Education Code Section 49070).

If the Superintendent denies the allegations, the parent/guardian may write within 30 days to appeal the decision to the Governing Board. Within 30 days of receiving the written appeal, the Board shall meet in closed session with the parent/guardian and the employee (if still employed) who recorded the information in question. The Board shall then decide whether or not to sustain or deny the allegations. If the Board sustains any or all of the allegations, the Superintendent shall immediately correct or remove and destroy the information from the student's records (Education Code Section 49070).

The decision of the Board shall be final. If the decision of the Superintendent or Board is unfavorable to the parent/guardian, the parent/guardian shall have the right to submit a written statement of objections. This statement shall become a part of the student's record (Education Code Section 49070).

Both the Superintendent and the Board have the option of appointing a hearing panel to assist in making the decision. The hearing panel may be used at the discretion of the Superintendent or the Board provided that the parent/guardian consents to releasing record information to panel members (Education Code Section 49070 and 49071).

The right to challenge a record becomes the sole right of the student when the student becomes 18 or attends a postsecondary institution (Education Code Section 49061).

At the beginning of each school year, parents/guardians shall be notified of the availability of the above procedures for challenging student records (Education Code Section 49063).

[\(cf. BP 300.56 – Parental Notifications\)](#)

Legal Reference: **EDUCATION CODE**

49061	Definitions
49063	Notification of parents of their rights
49066	Grades; change of grade; physical education grade

49070 Challenging content of records
49071 Hearing panel

UNITED STATES CODE, TITLE 20

1232g Family Educational and Privacy Rights Act of 1974

Administratively Approved July 23, 2013