

Subject: RE: VFOIA-9510/23 Extension
Date: Monday, February 5, 2024 at 2:29:31 PM Eastern Standard Time
From: FOIA <FOIA@fcps.edu>
To: FOIA <FOIA@fcps.edu>, AO Records <records@americanoversight.org>
Attachments: VA-FAIRFAX-23-1200[2].pdf

EXTERNAL SENDER

Dylan Winters and Heather Sawyer,

Thank you for submitting your Virginia Freedom of Information Act (VFOIA) request, which was received by Fairfax County Public Schools (FCPS) on January 17, 2024. On January 24, 2024, FCPS invoked a seven working day extension. Please see attached for reference.

In your request you seek:

1. All formal or informal guidance, assessments, recommendations, or planning documents prepared by your office or otherwise provided by another government office or by independent experts, related to identifying curriculum materials prohibited by [Executive Order 1.1](#) **Please provide all responsive records from January 15, 2022, to present.**
2. Records sufficient to identify any changes made or proposed by your office to any curriculum materials to address concepts prohibited by executive order
3. Records sufficient to identify any completed investigations, either conducted by your agency or in your agency's possession, into any individual for using educational materials containing concepts prohibited by Executive Order 1.

For the purposes of this Executive order "inherently divisive concepts" means advancing any ideas in violation of Title IV and Title VI of the Civil Rights Act of 1964, including, but not limited to of the following concepts (i) one race, skin color, ethnicity, sex, or faith is inherently superior to another race, skin color, ethnicity, sex, or faith; (ii) an individual, by virtue of his or her race, skin color, ethnicity, sex or faith, is racist, sexist, or oppressive, whether consciously or subconsciously, (iii) an individual should be discriminated against or receive adverse treatment solely or partly because of his or her race, skin color, ethnicity, sex or faith, (iv) members of one race, ethnicity, sex or faith cannot and should not attempt to treat others as individuals without respect to race, sex or faith, (v) an individual's moral character is inherently determined by his or her race, skin color, ethnicity, sex, or faith, (vi) an individual, by virtue of his or her race, skin color, ethnicity, sex, or faith, bears responsibility for actions committed in the past by other members of the same race, ethnicity, sex or

faith, (vii) meritocracy or traits, such as a hard work ethic, are racist or sexist or were created by a particular race to oppress another race.

Please be advised that FCPS does not have records responsive to your specific request. FCPS does not maintain or deliver a curriculum that advances inherently divisive topics.

However, as a courtesy we are providing you with publicly available information related to curriculum approval/guidance. Those links are provided below:

[Regulation 3004](#) Adopted Basal Instructional Materials

[Regulation 3005](#) Program and Supplemental Instructional Print Materials Identification, Evaluation, and Approval

[Regulation 3011](#) Treatment of Women and Minority Groups in Instructional Materials

The public may access an overview of what FCPS students are learning on the [Family Facing Curriculum](#) webpage.

Thank you,

[FOIA Office](#)

Office of Communications & Community Relations

Fairfax County Public Schools

8115 Gatehouse Road

Falls Church, VA 22042

[Submit a FOIA Request](#)

***END

From: FOIA <FOIA@fcps.edu>

Sent: Wednesday, January 24, 2024 2:47 PM

To: 'AO Records' <records@americanoversight.org>

Cc: FOIA <FOIA@fcps.edu>

Subject: VFOIA-9510 Extension

Dylan Winters and Heather Sawyer,

Thank you for submitting your Virginia Freedom of Information Act (VFOIA) request, which was received by Fairfax County Public Schools (FCPS) on January 17, 2024. Please see attached for reference.

In your request you seek:

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responsive records from January 15, 2022, to present.”

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Due to limited staffing and the amount of time that will be required to process your request, FCPS requires an additional seven working days to respond. Va. Code § 2.2-3704(B)(4). FCPS will respond to your request by or before February 5, 2024.

Thank you,

[FOIA Office](#)

Office of Communications
Fairfax County Public Schools
8115 Gatehouse Road
Falls Church, VA 22042

[Submit a FOIA Request](#)