



August 5, 2024

Via Electronic Mail

Elise M. Nodurft
10N391 Prairie Crossing
Elgin, IL 60124

RE: RESPONSE TO FOIA REQUEST

Dear Ms. Nodurft:

Thank you for writing to Central Community Unit School District No. 301 ("the District") with your request for information pursuant to the Illinois *Freedom of Information Act* ("FOIA"), 5 ILCS 140/1 et seq., received on July 22, 2024. The District previously notified you of the need for an extension of time, and we now submit the District's timely response.

Your request is restated below:

"Pursuant to the Freedom of Information Act (5 ILCS 140/4) I request electronic copies of the following documents:

-Any and all email communications between Dave Chapman and/or Kira Gravitt and any of the following: Esther Mongan, Matt Haug, any member of the Central 301 School Board (please include any attachments to those e-mails in the response) January 1, 2024 - June 30, 2024)

The District's compliance with this request in accordance with State law is appreciated."

Your request is granted in part and denied in part. Please see the enclosed documents with the below information withheld or redacted:

- Pursuant to FOIA Sections 7(1)(a), 7(1)(c), and 7.5(r), the *Illinois School Student Records Act* ("ISSRA"), 105 ILCS 10/1 et. seq. and the federal *Family Educational Rights and Privacy Act* ("FERPA"), 20 U.S.C. §1232g, and their rules and regulations, we removed individually identifiable student information prohibited from disclosure to the public. 5 ILCS 140/7(1)(a); 5 ILCS 140/7(1)(c); 5 ILCS 140/7.5(r).
- Pursuant to FOIA Sections 7(1)(a) and 7(1)(c) and the *Americans with Disabilities Act*, 42 U.S.C. 12112(d), we removed medical information about staff members. 5 ILCS 140/7(1)(a); 5 ILCS 140/7(1)(c).
- Pursuant to FOIA Section 7(1)(b), we redacted unique identifiers including a personal email address and a password or access code. 5 ILCS 140/2(c-5); 5 ILCS 140/7(1)(b).
- Pursuant to FOIA Section 7(1)(c), we removed personal information contained within public records, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy. 5 ILCS 140/7(1)(c).

- Pursuant to FOIA Section 7(1)(f), we removed preliminary drafts, notes, recommendations, memoranda, and other records in which opinions are expressed, or policies or actions were formulated. 5 ILCS 140/7(1)(f). *Harwood v. McDonough*, 344 Ill. App. 3d 242, 247 (1st Dist. 2003).
- Pursuant to FOIA Section 7(1)(n), we removed records relating to a public body's adjudication of employee grievances or disciplinary cases. 5 ILCS 140/7(1)(n).
- Pursuant to FOIA Section 7(1)(p), we removed records relating to collective negotiating matters between public bodies and their employees or representatives. 5 ILCS 140/7(1)(p).
- Pursuant to FOIA Sections 7(1)(a) and 7.5(yy) and the *Illinois Educational Labor Relations Act*, 115 ILCS 5/3(d), we removed union membership information. 5 ILCS 140/7.5(yy); *see* Public Access Opinion 22-009.

You have a right to have this response reviewed by the Public Access Counselor (PAC) at the Office of the Illinois Attorney General. 5 ILCS 140/9.5(a). You can file your Request for Review with the PAC by writing to:

Public Access Counselor
Office of the Attorney General
500 South 2nd Street
Springfield, Illinois 62706
Fax: 217-782-1396
E-mail: public.access@ilag.gov

If you choose to file a Request for Review with the PAC, you must do so within 60 calendar days of the date of this letter. 5 ILCS 140/9.5(a). Please note that you must include a copy of your original FOIA request and this letter when filing a Request for Review with the PAC. You also have the right to seek judicial review of any FOIA denial by filing a lawsuit in the State circuit court. 5 ILCS 140/11.

As the District's FOIA Officer, I am responsible for the District's response to your request. If I have misunderstood your request in any way, please clarify your request in writing to me.

Sincerely,

Graydon Engle
Freedom of Information (FOIA) Officer
Director of Grants