

Corinne Ryan*Chief Information Officer**T: 914.777.4885**Email: cryan@ryeneck.org***Mary Lanza***Data Privacy Officer**T: 914.777.4724**Email: mlanza@ryeneck.org*

Privacy and Security Practices

- Formative agrees to limit internal access to education records to those individuals that are determined to have legitimate educational interests.
- Formative agrees not to use education records for any other purposes than those explicitly authorized in this contract.
- Except for authorized representatives of Formative, to the extent they are carrying out the contract, Formative agrees not to disclose any personally identifiable information to any other party: a) without the prior written consent of the parent or eligible student; or b) unless requested by statute or court order and the party provides notice to Rye Neck Schools that the information was disclosed, unless such disclosure is expressly prohibited by statute or court order.
- Formative shall notify Rye Neck Schools of any breach of security resulting in an unauthorized release of such data in violation of the law or this agreement within 7 days of discovery.
- Formative agrees to maintain reasonable administrative, technical and physical safeguards to protect the security, confidentiality and integrity of personally identifiable student information in its custody.
- Formative will use technologies, safeguards, and practices that align with the NIST Cybersecurity Framework.
- Formative agrees to comply with additional rules and regulations with respect to the confidentiality of education records, to the extent promulgated by Part 121 of the New York State Commissioner of Education's Regulations or as specified under Section 2-d of the New York Education Law.
- A signed copy of Rye Neck School's Parents' Bill of Rights for Data Privacy and Security, as promulgated by the Commissioner of Education of the New York State Education Department, is incorporated into this Agreement.

Signature 

Print Name Lauren Sprowl

Title/Organization Business Manager - SMARTEST EDU, INC dba Formative

Date 01/22/2021