

Montana Data Privacy Agreement For use with vendors providing student record management services and online applications utilized to deliver services to students.

I. PARTIES:

The parties to this Agreement are the Helena Public Schools School District (hereinafter "District") and IXL Learning, Inc. (hereinafter "Contractor" or "Contractor").

II. PURPOSE:

District retains Contractor to provide the following services on behalf of the District: The IXL Service pursuant to the IXL Terms of Service (www.ixl.com/termservice) and as set forth in one or more quotes or sales contracts. Contractor shall be free from control and direction over the performance of the services, both under this Agreement and in fact. Except as limited herein, Contractor shall have and exercise full professional discretion as to the details of performance.

III. TERM OF AGREEMENT, NO GUARANTEE OF WORK, NON-

EXCLUSIVITY: This Agreement shall begin on the date of signature and shall run for 5 years and shall expire on August 1, 2026, unless terminated earlier by mutual agreement of the parties. This Agreement shall not be construed as any guarantee of work or assignments to Contractor. Contractor shall be contacted on an "as-needed" basis by District, with no obligation by District to use Contractor for any specified number of projects. Contractor shall have no expectation of renewal of this Agreement and shall not be entitled to continue to contract with or perform services for the District beyond the expiration of this Agreement. This Agreement is non-exclusive, meaning that both Contractor and District may contract with any other party for the procurement or provision of investigative services without interference.

The Subscribing LEA and the Provider IXL Learning, Inc. shall therefore be bound by the same terms of this DPA

By: Matthew Torix

Printed Name: Matthew Torix

Date: 2024-10-02

Title/Position: Superintendent

SCHOOL DISTRICT NAME: Laurel Public Schools

DESIGNATED REPRESENTATIVE OF LEA

Name: Administrator

Title: Technology Staff

Address: 410 Colorado Laurel, MT

Telephone Number: 4066283333ext3345

Email: admin@laurel.k12.mt.us

COUNTY OF LEA: Montana