

Hello [Name],

We are asking all vendors to sign the Utah National Data Privacy Agreement or Utah NDPA (attached) which meets all Federal and Utah state privacy laws. Utah state law, 53E-9-309, requires schools to include student data privacy provisions in all third-party agreements that receive student personally-identifiable information (PII).

Due to the extensive process in developing the NDPA and its wide acceptance by states and providers, the Utah NDPA is now recognized as the de facto privacy agreement for public education in Utah. Vendors are encouraged to sign the "General Offer of Privacy Terms", Exhibit E, making the Utah NDPA essentially a piggy-backable or umbrella agreement, requiring only the signature of any additional LEAs to make it binding and eliminating any further privacy negotiations with the vendor. It further eliminates the need for a provider specific contract that will require further vetting and analysis by districts and providers.

In collaboration with the Utah State Board of Education, LEAs will publicly post whether a vendor has signed the agreement or has declined to sign in the Student Data Privacy Consortium. This will assist LEAs in determining which vendors meet both FERPA and Utah state privacy laws. Vendors who sign the Utah NDPA will be included in the [Utah Student Privacy Alliance \(USPA\)](#), a statewide registry searchable by K-12 stakeholders, and will receive an electronic badge stating they are Utah Privacy compliant. If your company is not willing to agree, it will also be listed on the Consortium website with a note indicating the non-agreement.

This is a great time to agree because your company will be listed on the new Consortium website and receive recognition in multiple settings. For any questions, please feel free to email [Contact Name].

Thank you,