

MEMORANDUM OF UNDERSTANDING
Between
New Hampshire Learning Initiative
And
SAU 8 Concord School District
January 1, 2020 – December 31, 2021

The New Hampshire Learning Initiative (NHLI) is a 501(c)(3) nonprofit organization formed to serve as a catalyst for innovation in education in the State of New Hampshire. NHLI oversees the efforts and supports the scaling of the important work in the state toward a fully integrated, competency-based PreK-20 system that supports all students, families, and educators. The mission of the New Hampshire Learning Initiative is to accelerate innovation in K-12 education to move schools forward in helping NH students become competent and confident adults, able to pursue the futures they seek in college, career and beyond. NHLI has taken an active role in overseeing, organizing, and supporting various efforts in New Hampshire that address the organizational mission, including Performance Assessment for Competency Education (PACE), the NH Department of Education's Innovative Assessment and Accountability System and PACE's various support and development activities. NH DOE is a strong partner, particularly addressing the assessment and accountability requirements under ESSA, within these efforts and will continue to help determine the overall course of this work. A major goal for NHLI is to integrate the various education innovation efforts in New Hampshire for deeper learning tied to educator preparation and development, instructional strategies, assessment, and accountability to eliminate redundancy and to scale successful innovations.

One of NHLI purposes is to facilitate development of competency-based education environments with NH schools and districts and to this end, NHLI partners with the NH DOE regarding PACE assessment measures relative to NH PACE accountability. In all matters pertaining to student accountability data as defined by the NH DOE in its publication *Data Use and Student Privacy, January, 2016 (v. 2.0)*, NHLI adheres to the laws governing student data privacy as set forth by the NH legislature and as defined in the document *Data Use and Student Privacy, January, 2016 (v. 2.0)*. NHLI partners with agencies who commit contractually to abide by the NH education legislation regarding student data privacy in respect to activities that require access to such data.

Security and privacy are critical components of the systems. State and federal laws have been written to ensure the privacy and security of student data. NHLI will not use student data outside of the legal requirements and these requirements are limited to the education of New Hampshire students. The data systems with which NHLI contracts for the management of PACE accountability student data will use encryption to protect the data. PACE Accountability data will only be released publicly in the aggregate and will incorporate cell-size suppression to ensure student privacy.

NHLI shall comply with all New Hampshire and Federal laws and regulations pertaining to data privacy and security, including FERPA, COPPA, PPR, RSA

189:1-e and 189:65 through 69; RSA 186-C; NH Admin. Code Ed. 300; NH Admin. Code Ed. 1100 and all other applicable New Hampshire privacy statutes and regulations.

In addition, NHLI shall require all employees and agents, such as contracted partners, who have access to Student Data to comply with all applicable NH legislation with respect to the data shared for NH PACE accountability. NHLI shall require and maintain an appropriate confidentiality agreement from each employee or contracted partner with access to identifying student accountability data.

School districts may, in addition to this MOU, maintain similar agreements between themselves and NHLI's contracted data partners, independent of NHLI, if they choose.

This MOU between NHLI and Concord School District assures that all parties agree to share student data relative to PACE accountability processes as set forth in NH legislation and NH DOE guidance. Concord School District agrees to use NHLI's contracted data partner as an agent of NHLI for student accountability data, in keeping with state approved PACE processes.

This document has been reviewed and approved by the NHLI Board of Directors and constitutes an agreement between the New Hampshire Learning Initiative and NH PACE Accountability school districts relative to the privacy and security maintained by NHLI and any contracted partners that NHLI employs to manage PACE Accountability student data.

SIGNED:

_____ Date
Ellen Hume-Howard, Executive Director NHLI

Superintendent Name: (please print)

Signature _____

Superintendent, SAU 8, Concord School District Date