

Confidentiality Memorandum of Agreement

Pursuant to the Contract between the Sevier County School System and the Tennessee Department of Education, the release of confidential data to any third party (including contractors) shall not occur unless there exists a Memorandum of Agreement with each third party (contractor) to ensure the confidentiality and security of all confidential student, educator, and employee data hereinafter referred to as "Confidential Data".

In consideration for the opportunity to provide services to the Sevier County School System, the Third Party Contractor, Newsela, Inc., (hereinafter "Third Party Contractor") agrees that, in the event it is required to access "Confidential Data," it will:

Comply with all federal laws and regulations governing the Confidential Data, including, but not limited to Family Educational Rights and Privacy Act (FERPA), 20 USC § 1232g; 34 CFR Part 99, the Individuals with Disabilities Education Act (IDEA), 20 USC § 1400, 34 CFR §§ 300.127 and 300.560-300.576, the Protection of Pupil Rights Amendment (PPRA) 20 USC § 1232h; 34 CFR Part 98, and the Richard B. Russell National School Lunch Act, 42 USC § 1757; 7 CFR Part 210.

Comply with all state laws and regulations governing Confidential Data including, but not limited to:

- Tenn. Code Ann. § 4-4-125. Dissemination of social security numbers.
- Tenn. Code Ann. § 10-7-504. Confidential records, including teacher evaluations.
- Tenn. Code Ann. § 47-18-2110. Protecting social security numbers from disclosure.
- Tenn. Code Ann. § 49-1-606. Estimates of teacher effect are not public records.
- Tenn. Code Ann. § 49-6-5105. Identification numbers-Limitations on use-Confidentiality.

Limit access to Confidential Data exchanged with employees, to the extent necessary, for the purposes set forth to ensure functionality for program fidelity or who otherwise are authorized to have access under the above referenced laws.

Maintain all data obtained pursuant to this Agreement in a confidential and secure physical or digital environment. The Third Party Contractor will not copy, reproduce, or transmit any Confidential Data obtained pursuant to this Agreement except as is necessary to fulfill the purpose of the original request. Other than as the result of a merger or acquisition wherein the surviving party assumes all of the obligations hereunder, the ability to access or maintain data under this Agreement shall not, under any circumstances, be assigned or transferred, by any description, from the Third Party Contractor to any other person or entity or any unauthorized person or entity.

AGREED:

THIRD-PARTY CONTRACTOR

DocuSigned by:
Chris Mezzatesta
B4D98E5C0C40438...

9/6/2019

By: Chris Mezzatesta

Date

Its: Chief Revenue officer

SEVIER COUNTY SCHOOL SYSTEM

By: _____

Date

Its: _____