

EXHIBIT “B”

DeltaMath’s Data Privacy and Security Plan

DeltaMath shall use the Data solely for the purpose of providing services as set forth in the parties’ Agreement. DeltaMath and its subcontractors shall use the Data only for educational purposes in order to provide the requested services. DeltaMath and its subcontractors will not use the Data for any other purposes. Any Data received by DeltaMath or any of its employees, subcontractors, or assignees shall not be sold or released for any commercial purposes, nor shall it be sold or used for marketing purposes. All employees, subcontractors, or assignees with access to PII will undergo training in federal privacy laws and proper handling of data before receiving access.

In the event that DeltaMath subcontracts with an outside entity or individual in order to fulfill its obligations to the District, DeltaMath ensures that it will only share the Data with such subcontractors if those subcontractors are contractually bound to observe the same obligations to maintain data privacy and security as required by DeltaMath pursuant to the Agreement. DeltaMath will maintain reasonable administrative, technical, and physical safeguards to protect the security, confidentiality, and integrity of the Data in its custody.

Upon written request by the District made before or within thirty (30) calendar days after termination of the Agreement, all Data will be disposed of in a mutually-agreeable format to the parties, and either will be: (a) delivered to the District; (b) de-identified; and/or, (c) deleted from the computer systems of DeltaMath. DeltaMath will provide written confirmation of such disposition to the District.

In the event that a parent or eligible student wishes to challenge the accuracy of the data concerning a student that is maintained by the DeltaMath or its subcontractors, such challenge may be processed through the procedures provided by the applicable educational agency/institution for amendment of education records under the Family Educational Rights and Privacy Act (FERPA). In the event that DeltaMath is notified of the outcome of any such errors made by DeltaMath, it will promptly correct any inaccurate data that it or its subcontractors or assignees maintain. The District or the applicable New York State education agency/institution will use FERPA’s data correction procedures, as applicable, to update any data that is not a result of an error made by DeltaMath or its subcontractors.

All data in DeltaMath’s possession will be securely stored in the United States. DeltaMath represents that security protections, including encryption where applicable, will be in place to ensure that the data is protected. DeltaMath uses SSL / TLS encryption for data in motion. All student PII is also encrypted at rest and at the application level so that it can only be decrypted by authorized accounts (administrators or the students’ teacher, or the student themselves). Only DeltaMath employees with a legitimate educational interest have access to student data.