

Blackboard

This Blackboard Order Form ("Order Form") by and between **Blackboard Inc.** ("Blackboard") and **Yonkers Public Schools** ("Customer") details the terms of Customer's use of the products and services set forth below ("Product and Pricing Summary"). This Order Form, together with the Blackboard Master Agreement dated February 1, 2016 and incorporated by this reference, form the entire agreement between the parties in respect of the products and services set forth in the Product and Pricing Summary. Notwithstanding anything to the contrary in any purchase order or other document provided by Customer, any product or service provided by Blackboard to Customer in connection with a purchase order related to this Order Form is conditioned upon Customer's acceptance of this Order Form and the Blackboard Master Agreement. Any additional, conflicting or different terms proffered by Customer in a purchase order or otherwise shall be deemed null and void. Each of the individuals executing this Order Form represent and warrant that he or she is authorized to execute the Agreement on behalf of Customer or Blackboard, as applicable.

In consideration of the promises set forth herein, and other good and valuable consideration, the receipt of which are hereby acknowledged, the parties hereby agree as follows:

A. Software & Services Product and Pricing Summary

Qty	Product Code	Product or Service	Renewal Term Period #1 Effective Dates	Renewal Term Period #1 (USD)	Renewal Term Period #2 08/01/2020-07/31/2021 (USD)	Renewal Term Period #3 08/01/2021-07/31/2022 (USD)
27000	BC-MN	BLACKBOARD MASS NOTIFICATIONS	07-01-2019 07-31-2020	\$47,250.00	\$47,250.00	\$47,250.00
42	WCM-ESSN	BLACKBOARD WCM ESSENTIAL, 1 - 2,000 Users		\$37,800.00	\$37,800.00	\$37,800.00
1	MCA-APPI	BLACKBOARD MOBILE COMMUNICATIONS APP INTEGRATED	08-01-2019	\$13,500.00	\$13,500.00	\$13,500.00
41	WCM-PREMSUP	SUPPORT PREMIUM+ SUPPORT PLAN PER SCHOOL	07-31-2020	\$6,150.00	\$6,150.00	\$6,150.00
1	WCM-CRT-TP-MNT	CREATIVE TEMPLATE REGULATORY MAINTENANCE		\$975.00	\$975.00	\$975.00
1	MCA-APPI-SIS	MCA INTEGRATED NEW SIS INTEGRATION	07-01-2019	\$4,500.00		
1	MCA-IMPL-SIS	IMPLEMENTATION SIS INTEGRATION	07-31-2020	\$0.00		
			Total	\$110,175.00	\$105,675.00	\$105,675.00

B. Terms

- The Renewal Term of this Order Form shall be as specified in the Product and Services Pricing Summary above.
- The term of the Agreement, as approved by the Board of Education, shall be commencing as of July 1, 2019 through June 30, 2022. This Order Form may be renewed for successive periods of one (1) year (each a "Renewal Term") after the expiration of the Initial Term and any subsequent Renewal Terms upon mutual agreement by the Parties sixty (60) days prior to the end of the Initial Term or Renewal Term, as applicable.
- Effective Date: As indicated in the Products and Pricing table above.

C. Payment Terms

1. All initial and subsequent payments shall be due Net 30. Unless otherwise stated, all prices are in United States currency.
2. Sales Tax: If applicable, a copy of your Sales Tax Direct Pay Certificate or your Sales Tax Exemption Certificate must be returned with this Order Form.


D. Special Provisions

1. Parents Bill of Rights is attached as an exhibit A and incorporated herein.

Sales Approved:

Initial:

Customer: Yonkers Public Schools

Signature:


Name:
Dr. Edwin M. Quezada

Title:
Superintendent

Date:
8/22/19

Is a Purchase Order (PO) required for the purchase or payment of the products on this Order Form?

No

Yes - Please complete below


PO Number:

PO Amount:

Attach PO :

Attach Tax Exemption:

Blackboard Inc.

Signature:


Name: Bill Jones

Title: Deputy General Counsel

Date: April 26, 2019

Approved as to form

Assistant Corporation Counsel

Exhibit A
Parents' Bill of Rights for Data Privacy and Security

In accordance with New York State Education Law Section 2-d, the Yonkers Public School District hereby sets forth the following Parents' Bill of Rights for Data Privacy and Security, which is applicable to all students and their parents and legal guardians. New York State Education Law Section 2-d and the Family Educational Rights and Privacy Act ("FERPA") protect the confidentiality of personally identifiable information. The following is the Yonkers Public Schools Bill of Rights for Data Privacy and Security.

1. A student's personally identifiable information cannot be sold or released for any commercial purposes.
2. Parents have the right to inspect and review the complete contents of their child's education record.
3. The District must have safeguards in place to protect your child's personally identifiable data when it is stored or transferred. These safeguards must meet industry standards and best practices to protect student data. Examples include encryption, firewalls and password protection.
4. You have the right to make complaints about possible breaches of student data and to have complaints addressed.
 - a. Complaints to Yonkers Public Schools should be directed to: Deputy Superintendent, Division of Teaching and Learning, Yonkers Public Schools, One Larkin Center, Yonkers NY 10701 or send an email to BOEComplaints@yonkerspublicschools.org.
 - b. Complaints to NYSED should be directed to: Chief Privacy Officer, New York State Education Department, 89 Washington Avenue, Albany NY 12234 or send an email to CPO@mail.nysed.gov.
5. New York State, through the New York State Education Department, collects a number of student data elements for authorized uses. A complete list of all student data elements collected by the State is available online through <http://www.p12.nysed.gov/irs/sirs/documentation/NYSEDstudentData.xlsx> for public review online. You may obtain a copy by writing to: Office of Information & Reporting Services, New York State Education Department, Room 863 EBA, 89 Washington Avenue, Albany NY 12234.
6. For purposes of further ensuring confidentiality and security of student data, as an appendix to the Parents' Bill of Rights each contract Yonkers Public schools enters into with a third party contractor shall include the following supplemental information:
 - a. the exclusive purposes for which the student, principal or teacher data will be used;
 - b. how the third party contractor will share the student, principal or teacher data with, if any, will abide by data protection and security requirements;
 - c. agreement expiration and what happens to the student, principal or teacher data after the expiration of the agreement;
 - d. if and how a parent, eligible student, teacher or principal may challenge the accuracy of the student, principal or teacher data that is collected; and e. where the student, principal or teacher data will be stored (described in such a manner as to protect data security), and the security protections taken to ensure such data will be protected, including whether such data will be encrypted.

The Yonkers Public Schools Parents' Bill of Rights for Data Privacy and Security reflects information available as of this document's creation. The District Bill of Rights is subject to revision and is projected for revision in accordance with further guidance received, including guidance through NYSED.

Additional information is available on the New York State Education Department website.
<http://www.p12.nysed.gov/docs/parents-bill-of-rights.pdf>