



THE UNIVERSITY OF UTAH

**UTAH EDUCATION
POLICY CENTER**

Data Sharing Agreement

This Data Sharing Agreement (“Agreement”) is entered into by and between the Utah Education Policy Center (“UEPC”) and Provo School District (“you” or “your”) for the purpose of the evaluation and/or analysis of data described herein. UEPC is a research-based Center housed within the College of Education at the University of Utah, a body politic and corporate of the State of Utah. UEPC has been contracted by the Department of Workforce Services and the Utah State Board of Education to perform an evaluation and/or analysis involving data described on **Exhibit A**, attached hereto and incorporated herein by reference (the items of data and/or other information set forth on Exhibit A are collectively referred to herein as “Data”). UEPC is an authorized representative of the Department of Workforce Services and the Utah State Board of Education pursuant to the evaluation exception of the Family Educational Rights and Privacy Act (“FERPA”) (34 CFR §99.35(a)(3)).

Data Privacy

UEPC recognizes the importance of maintaining privacy and confidentiality of Data and Personally Identifiable Information (PII). UEPC adheres to security procedures and protocols standard in the industry, including maintaining encrypted data in a secure physical location and the University of Utah Institutional Review Board (“UIIRB”) approval for research. A de-identified copy of Data files will be created for the evaluation team. Only personnel with appropriate authorization will be granted access to the de-identified data. This evaluation has the approval of the UIIRB.

UEPC will use the Data only for the purpose of fulfilling its duties described herein and will not share the Data or disclose it to any third party without your prior written consent, except as provided for herein or as required by law. The Data will not be stored outside of the United States without your prior written consent. UEPC will provide access to the Data only to its employees on a need to know basis and will ensure that its employees understand and are appropriately instructed as to how to comply with UEPC’s security procedures and protocols.

If the Data includes PII from education records that are subject to FERPA and its implementing regulations, UEPC will be considered a “School Official”, as that term is used in FERPA, with “legitimate educational interests” in the Data and will comply with FERPA.

Your organization may be subject to confidentiality and privacy laws and regulations