

Data Sharing & Research Permission California

To further legitimate educational interest, La Habra City School District grants permission to Northwest Evaluation Association (NWEA), an Oregon non-profit organization that provides MAP® assessment services to District, to conduct a linking study between MAP scores and state summative assessment scores for the purpose of updating the California linking study. These state test alignment studies examine the correspondence between the performance of students taking NWEA's Measures of Academic Performance Assessments with their performance on the California state tests. The studies provide a gauge or metric for school teachers and administrators to predict their students' likely performance on the state test. In order to complete these studies, we require a sample of students who complete both assessments during the same testing season, and then NWEA completes a series of statistical analyses that permit NWEA to estimate cut scores on our assessment that correspond to the various performance levels on the state test.

The District agrees to release its state summative assessment student level scores for all available grades and tests (Smarter Balanced Assessment for grades 3-8 & 11; California Modified Assessment in Science for grades 5, 8, and 10; and CAHSEE) for 2014-15 academic year for each of its students, along with student names, their associated student ID numbers and birth dates to NWEA. Further, District grants permission to NWEA to use personally identifiable student MAP scores from 2014-15 academic year in the performance of the linking study on behalf of the District. Pursuant to federal and state laws, NWEA as contractor performing work that otherwise would be performed by District and that is under the direct control of District for purposes of that work, may have access to this educational data. See 34 C.F.R. § 99.31(a). District acknowledges that it complies with its state student data privacy laws by either having (i) the necessary parental consents on file to authorize redisclosure of personally identifiable student records to NWEA or (ii) notified students' parents and/or guardians of District's intention to redisclose personally identifiable student records to NWEA for the purpose of the linking study between MAP assessments and state assessments.

All personally identifiable student data under this permission will be shared and maintained by both parties in a secure electronic format consistent with industry standards. Once data is received, recipient will be responsible for safekeeping the data and for compliance with all federal and state laws.

The following shall also apply to this permission:

- NWEA shall only disclose District's personally identifiable student data disclosed under this permission to NWEA employees required to perform the services outlined in this permission.
- Any NWEA employees having access to District's personally identifiable student data under this permission will be under a confidentiality and non-disclosure agreement with NWEA.
- NWEA will not sell or use any District personally identifiable student data for marketing or targeted advertising purposes.
- Personally identifiable student data shared under this permission shall remain

the property of the District.

- In the event of a confirmed security breach of personally identifiable student data, NWEA will notify District as soon as practicable in accordance with applicable laws.

NWEA has established technological, internal policies and practices and appropriate safeguards to help prevent unauthorized access to or misuse of personally identifiable student data. To protect confidentiality, NWEA employs policies and procedures around segregation of duties and personnel management to ensure personally identifiable student data and other sensitive data remains secure. This includes practices around recruiting and hiring involving security clearance and background checks. All employees complete orientation and training regarding appropriate use of communications and software systems and foundational information security policies. NWEA audits these controls regarding access, confidentiality and integrity yearly via an SSAE 16 audit, done by an outside independent auditing firm.

This permission is governed by applicable state and federal data practices laws, including the Family Educational Rights and Privacy Act of 1974 (FERPA), 20 U.S.C. § 1232g, and related regulations at 34 C.F.R. Chapter 99.

This permission is effective from the date of the last signature until NWEA receives written notice of termination of this permission from the District or 5 years, whichever earlier. At that time, NWEA shall destroy all personally identifiable student data disclosed under this permission.