

AM H 7-22-2024

AMENDMENT TO DATA PRIVACY AGREEMENT

THIS AMENDMENT TO DATA PRIVACY AGREEMENT (hereinafter "Amendment") is entered by and between the Jefferson County Board of Education, a political subdivision of the Commonwealth of Kentucky doing business as the Jefferson County Public Schools (hereinafter "JCPS") with its principal place of business located at 3332 Newburg Road, Louisville, Kentucky 40218, and PresenceLearning, Inc. with its principal place of business located 530 Seventh Avenue Suite M1 New York, NY 10018 (hereinafter "Provider").

WHEREAS, The Parties have entered into a Data Privacy Agreement between JCPS and Provider dated November 15, 2023, which provided for the sharing of data between JCPS and Provider and provision of services by Provider (the "Agreement"); and

WHEREAS, the Parties wish to amend the scope of services and to update the attached Service Order to reflect those modified services;

THEREFORE, the Parties wish to amend the Agreement to alter the Description of Services.

This Amendment hereby amends Exhibit A to remove the existing Description of Services section in its entirety and replace it with the following:

Description of Services

Provider shall provide software licenses and support for the following products at prices equal or below Provider's standard pricing rates for the products: Psychoeducational Educational Assessments.

Provider will obtain prior written approval from Contract Administrator before assigning former JCPS employees to perform work under this contract.

This Amendment hereby removes the previously attached Service Order and replaces it with the attached 24-25 Service Order.

All other provisions of the Agreement shall remain unchanged. This Amendment is the entire agreement of the parties regarding modifications of the Agreement provided herein, supersedes all prior agreements and understandings regarding such subject matter, may be modified only by a writing executed by the parties and their respective successors, legal representatives and assigns. The Agreement is ratified and confirmed in full force and effect in accordance with its terms, as amended hereby. In the event of any conflict between the terms of the Agreement and this Amendment, the provisions of this Amendment shall control.


IN WITNESS WHEREOF, the parties hereto have executed this Amendment to be effective as of July 26, 2024.

Jefferson County Public Schools:

By: _____
Dr. Martin A. Pollio
Superintendent

Date: _____

PresenceLearning, Inc.

DocuSigned by:

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By: _____
Anthony K. Alejandre
VP Customer Success - West

Date: 2024-07-17
