

## SECOND AMENDMENT TO DATA PRIVACY AGREEMENT

THIS SECOND 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 The DBQ Project, with its principal place of business located at 1234 Sherman Avenue, Suite 100, Evanston, IL 60202 (hereinafter "Provider").

WHEREAS, The Parties have entered into a Data Privacy Agreement between JCPS and Contractor dated April 17, 2024, which provided for the sharing of data between JCPS and Contractor (the "Agreement"); and

WHEREAS, the Parties wish to amend the services and compensation sections of the agreement;

THEREFORE, the Parties wish to amend the Agreement to alter the term of the agreement and Exhibit "A".

This Amendment hereby amends Exhibit A Description of Services to read "Provider shall provide software licenses and support for the following products at prices equal or below Provider's standard pricing rates for the products:  
DBQ Online Subscription – 1 Yr, Online binders

**This Amendment hereby amends Exhibit A Compensation to read "Purchase orders shall be entered by each participating school or department. Funds for purchase shall come from individual school or department budgets. Total payments under this DPA shall not exceed \$134,000 per fiscal year, running from July 1 to June 30."**

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 on the dates below to be effective as of January 29, 2025.

**Jefferson County Public Schools:**

The DBQ Project

By: \_\_\_\_\_  
Dr. Martin A. Pollio  
Superintendent

By: Amy Chubner  
Amy Chubner  
Director of Operations

Date: \_\_\_\_\_  
\_\_\_\_\_

Date: 1/6/2025



## JEFFERSON COUNTY BOARD OF EDUCATION

September 24, 2024, Board Work Session

Agenda Item: **VII.P.11. Recommendation for Approval of Amendment to Data Privacy Agreement with DBQ**

Recommendation: Superintendent Martin Pollio recommends the Board of Education approve the attached Amendment to the Data Privacy Agreement with DBQ and authorize the superintendent to sign the same.

Rationale: The purpose of this agreement is to delineate the operational guidelines for sharing data between DBQ and JCPS and define the respective roles and responsibilities of each party. Data sharing will begin upon acceptance of this agreement. All procedures and processes will be FERPA compliant. Period, scope, and protections are also outlined in the attached agreement. Exhibit A is being amended to allow for a one-year license subscription and a correction to the account code. This Amendment is in addition to, and does not replace, the Data Privacy Agreement, all terms and provisions of which remain in full force and effect except as specifically provided herein This work supports *Vision 2020* strategy 1.1.3 Provide Equitable Access.

Submitted by: Dr. Terra Greenwell

Attachment



AMEND TO POL  
AMH 9-5-2024

AMENDMENT TO DATA PRIVACY AGREEMENT

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WHEREAS, The Parties have entered into a Data Privacy Agreement between JCPS and Provider dated April 17, 2024, which provided for the sharing of data between JCPS and Provider (the "Agreement"); and

WHEREAS, the Parties wish to amend the services and compensation sections of the agreement;

THEREFORE, the Parties wish to amend the Agreement to alter the term of the agreement and Exhibit "A".

This Amendment hereby amends Article I, section 2 "Term": "This DPA shall be effective as of April 17, 2024 (the "Effective Date") and shall be shall continue for 18 months, terminating on **October 17, 2025.**"

This Amendment hereby amends Exhibit A Description of Services to "remove it in its entirety and replace it with the following: "Provider shall provide software licenses and support for the following products at prices equal or below Provider's standard pricing rates for the products: DBQ Online Subscription – 1 Yr., Online binders

This Amendment hereby amends Exhibit A Compensation to "remove it in its entirety and replace it with the following: Funds for purchase shall come from account code T112170-0322-552KW. Total payments under this DPA shall not exceed \$134,000 FY 25."

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 on the dates below to be effective as of September 25, 2024.

**Jefferson County Public Schools:**

By:   
Dr. Martin A. Pollio  
Superintendent

Date: 9/25/24

**The DBQ Project**

By:   
Amy Chubner  
Director of Operations

Date: 9/9/2024