

NWEA Data Sharing
Texas

To further legitimate educational interest, Ector County ISD (District) grants permission to NWEA®, an Oregon non-profit organization that provides MAP® Growth™ assessment services to District, to conduct a study between MAP Growth scores and state assessment scores to create the NWEA Texas linking study. This study will examine the correspondence between the performance of student's taking NWEA's MAP Growth assessments with their performance on the State of Texas Assessments of Academic Readiness (STAAR). The study will provide a gauge or metric for school teachers and administrators to determine students' likely performance on STAAR state test. To complete this study, NWEA requires a sample of students who complete the assessments during the same testing season, and then NWEA completes a series of statistical analyses that permit NWEA to establish cut scores on MAP Growth that correspond to the various performance levels on STAAR.

For the purposes of the studies referenced above, the District agrees to release its STAAR student level scores for all available grades and subjects, for the 2021–2022 academic year for each of its students, along with student names, their associated student ID numbers and birth dates to NWEA along with the data field set forth in Appendix A.

District shall transmit data using an NWEA secure file transfer portal (SFTP). NWEA shall provide District with a District-specific SFTP folder with unique username and password. NWEA will delete files from the SFTP folder after downloading and storing files on a secure database. Further, District grants permission to NWEA to use personally identifiable student longitudinal MAP scores beginning with the 2021–2022 academic year. 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 will comply with applicable federal and state privacy laws and regulations regarding the disclosure of personally identifiable information under this permission.

Each party shall maintain the necessary and appropriate privacy and data security controls to secure all personally identifiable student data in a commercially reasonable manner. Once data is received, recipient is responsible for safekeeping the data and for compliance with applicable law.

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

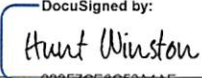
- marketing or targeted advertising purposes.
- Personally identifiable student data shared under this permission shall remain the property of the District.
- In the event of a confirmed security breach of personally identifiable student data, NWEA will notify District as soon as practicable in accordance with applicable laws.

NWEA shall have policies and practices to secure and keep personally identifiable student data confidential.

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.

District
Signed: _____
Printed Name: _____
Title: _____
Date: _____

NWEA
By: 
Hunt Winston
Title: COO
Date: 7/28/2022

Appendix A: Data for linking study

District will share the following data for these studies in a data template NWEA provides.

- State
- District Name
- School Name
- Local Student ID
- State Student ID
- Student Last Name
- Student First Name
- Student Middle Name
- Student Date of Birth
- Sex (e.g., Female or Male)
- Ethnicity (e.g., Hispanic or Not Hispanic)
- Race (e.g., American Indian, Black, Hispanic, White, etc.)
- Student Grade @ Time of Test
- Testing Term (e.g., Spring 2022)
- STAAR English 1 Scale Score (any applicable grades)
- STAAR English 1 Performance Level (any applicable grades)
- STAAR English 1 Test Date
- STAAR English 1 Retest (Yes/No)
- STAAR English 2 Scale Score (any applicable grades)
- STAAR English 2 Performance Level (any applicable grades)
- STAAR English 2 Test Date
- STAAR English 2 Retest (Yes/No)
- STAAR Biology Scale Score (any applicable grades)
- STAAR Biology Performance Level (any applicable grades)
- STAAR Biology Test Date
- STAAR Biology Retest (Yes/No)
- SPED (Yes/No)
- 504 (Yes/No)
- IEP (Yes/No)
- ELL (Yes/No)
- Free/Reduced lunch (Yes/No)