

**BILL OF RIGHTS FOR DATA PRIVACY AND SECURITY -****SUPPLEMENTAL INFORMATION FOR CONTRACTS THAT UTILIZE PERSONALLY IDENTIFIABLE INFORMATION**

Pursuant to Education Law § 2-d and Section 121.3 of the Commissioner's Regulations, the educational Agency (EA) is required to post information to its website about its contracts with third-party contractors that will receive Personally Identifiable Information (PII).

<b>Name of Contractor</b>	Anthology
<b>PII Declaration</b>	<p><b>Does your organization/software collect student personally identifiable information (PII) or staff PII?</b></p> <p>Examples of student PII:</p> <ul style="list-style-type: none"><li>a. The student's name;</li><li>b. The name of the student's parent or other family members;</li><li>c. The address of the student or student's family;</li><li>d. A personal identifier, such as the student's social security number, student number, or biometric record;</li><li>e. Other indirect identifiers, such as the student's date of birth, place of birth, and Mother's Maiden Name;</li></ul> <p>Examples of staff APPR PII:</p> <ul style="list-style-type: none"><li>a. Teacher ID</li><li>b. Name</li><li>c. Birthdate</li><li>d. Gender</li><li>e. Race</li><li>f. Salary</li></ul> <p><input type="checkbox"/> IF YOUR ORGANIZATION/SOFTWARE DOES NOT COLLECT PII, CHECK THIS BOX AND SKIP TO THE BOTTOM, SIGN AND SUBMIT.</p>
<b>Description of the</b> [REDACTED]	<p>The nature of the service requires Anthology to process PII for its delivery. Anthology only uses customer data for the delivery of the services and as explicitly permitted in the contracts with our clients. Please see our Privacy Statement: <a href="https://www.anthology.com/trust-center/privacy-statement">https://www.anthology.com/trust-center/privacy-statement</a>.</p>
<b>Type of PII that Contractor will receive/access</b>	<p>Check all that apply:</p> <p><input checked="" type="checkbox"/> Student PII</p> <p><input checked="" type="checkbox"/> APPR PII</p>

<b>Contract Term</b>	Contract Start Date <u>07/01/2023</u> Contract End Date <u>06/30/2024</u>
<b>Subcontractor Written Agreement Requirement</b>	<p>Contractor will not utilize subcontractors without a written contract that requires the subcontractors to adhere to, at a minimum, materially similar data protection obligations imposed on the contractor by state and federal laws and regulations, and the Contract. (check applicable option)</p> <p> <input type="radio"/> Contractor will not utilize subcontractors.  <input checked="" type="radio"/> Contractor will utilize subcontractors. </p>
<b>Data Transition and Secure Destruction</b>	<p>Upon expiration or termination of the Contract, Contractor shall:</p> <ul style="list-style-type: none"> <li>• Securely transfer data to EA, or a successor contractor at the EA's option and written discretion, in a format agreed to by the parties.</li> <li>• Securely delete and destroy data.</li> </ul>
<b>Challenges to Data Accuracy</b>	<p>Parents, teachers or principals who seek to challenge the accuracy of PII will do so by contacting the EA. If a correction to data is deemed necessary, the EA will notify Contractor. Contractor agrees to facilitate such corrections within 21 days of receiving the EA's written request.</p>
<b>Secure Storage and Data Security</b>	<p>Please describe where PII will be stored and the protections taken to ensure PII will be protected: (check all that apply)</p> <p> <input checked="" type="checkbox"/> Using a cloud or infrastructure owned and hosted by a third party.  <input type="checkbox"/> Using Contractor owned and hosted solution  <input type="checkbox"/> Other: </p> <p>Please describe how data security and privacy risks will be mitigated in a manner that does not compromise the security of the data:</p> <p style="text-align: center;">         Anthology ensures that only authorized personnel have access to information systems and client data, and that client data is only accessed and used in a manner consistent with Anthology's privacy policies, security </p>
<b>Encryption</b>	<p>Data will be encrypted while in motion and at rest.</p>

# Western Suffolk BOCES - CONTRACTOR'S DATA PRIVACY AND SECURITY PLAN

## CONTRACTOR'S DATA PRIVACY AND SECURITY PLAN


The Educational Agency (EA) is required to ensure that all contracts with a third-party contractor include a Data Security and Privacy Plan, pursuant to Education Law § 2-d and Section 121.6 of the Commissioner's Regulations. For every contract, the Contractor must complete the following or provide a plan that materially addresses its requirements, including alignment with the NIST Cybersecurity Framework, which is the standard for educational agency data privacy and security policies in New York state. **While this plan is not required to be posted to the EA's website, contractors should nevertheless ensure that they do not include information that could compromise the security of their data and data systems.**

1	Outline how you will implement applicable data security and privacy contract requirements over the life of the Contract.	We have a dedicated Global Data Privacy Program that uses the high EU GDPR standards as a global baseline to ensure we can meet our obligations and can assist our clients with their obligations under applicable data privacy laws. Good data privacy practices require a solid governance model. At Anthology, data privacy and security are a Board priority, and our data privacy governance model ensures that senior management oversees and supports our data privacy and security efforts through the Compliance Committee and the Security and Privacy Risk Council, a subcommittee of the Compliance Committee. A network of Data Privacy Champions supports our Global Privacy Officer and the privacy team. Staff are made aware of the importance of data privacy and their responsibilities under our internal data privacy
2	Specify the administrative, operational and technical safeguards and practices that you have in place to protect PII.	Admin: employees and contractors must acknowledge the information security policies at the start of employment, and undergo a mandatory security awareness program at hire and complete annual re-training. Anthology has a documented Vendor Risk Management Policy and framework. Anthology performs a third party risk assessment prior to engaging new partners/subprocessors which includes a Vendor Security Assessment Questionnaire and annually thereafter. Operational: we use internal resources and third-party contractors to perform audits and vulnerability assessments, network audits are performed regularly, we have an access control policy that outlines roles and responsibilities, different types of accounts and their duties, role-based privileges, separation of duties
3	Address the training received by your employees and any subcontractors engaged in the provision of services under the Contract on the federal and state laws that govern the confidentiality of PII.	All employees and contractors are required to review and acknowledge the information security policies at the start of employment. These policies clearly define expectations, obligations, and responsibilities of employees and contractors. Anthology provides security awareness training at the start of employment and refresher training on an annual basis.
4	Outline contracting processes that ensure that your employees and any subcontractors are bound by written agreement to the requirements of the Contract, at a minimum.	All employees and contractors are required to review and acknowledge the information security policies at the start of employment. These policies clearly define expectations, obligations, and responsibilities of employees and contractors. Anthology provides security awareness training at the start of employment and refresher training on an annual basis.
5	Specify how you will manage any data security and privacy incidents that implicate PII and describe any specific plans you have in place to identify breaches and/or unauthorized disclosures, and to meet your obligations to report incidents to the EA.	Anthology agrees to uphold our responsibilities under laws governing Personal Information and privacy including breach notification requirements. Anthology has a documented and tested security incident response plan to ensure we can meet our obligations under applicable breach notification laws and our contractual notification obligations. In the event of security incident, this helps ensure that we can notify clients in accordance with our contractual and statutory requirements. Anthology maintains a formal Security Incident Response (SIR) Plan to ensure that it meets its regulatory and contractual obligations to its Clients, partners and to support its internal business objectives. The SIR Plan includes a definition of roles and responsibilities, and procedures for the Incident Response Team (IRT) in handling the incident and following it through to resolution. Procedures include identifying the incident, assigning severity, responding to the incident, containment and mitigation activities, restoring service, communicating findings as needed, and performing after action review. The incident response process is tested regularly via table-top exercises, internal and external audit processes, and is regularly updated incorporating the results of these tests.
6	Describe how data will be transitioned to the EA when no longer needed by you to meet your contractual obligations, if applicable.	Data is deleted (or upon request, returned) at the completion of the contract in accordance with the contractual commitments. Clients can export or archive their courses at any time on demand via Learn SaaS's GUI-based export and archive capability, or clients may request a bulk export of course based backups up to four times per year via submission of a support case.
7	Describe your secure destruction practices and how certification will be provided to the EA.	Upon request, data is deleted from the system following standard practices and the techniques detailed in DoD 5220.22-M ("National Industrial Security Program Operating Manual ") and/or NIST 800-88 ("Guidelines for Media Sanitization") to destroy all customer data. A certificate will be provided upon request.
8	Outline how your data security and privacy program/practices align with the EA's applicable policies.	Providing services to thousands of clients, we cannot accommodate individual clients' policies. Security commitments are addressed in Anthology's Master Services Agreements. Anthology has a longstanding and strong commitment to providing secure products and services to clients. In our continuing efforts to improve the security of its solutions, Anthology deploys security controls aligned with industry best practices, such as the International Organization for Standardization (ISO) International Electrotechnical Commission (IEC) 27001, Open Web Application Security Project (OWASP), and National Institute of Standards and Technology (NIST) 800 frameworks. These controls are distilled and incorporated into an internal compliance framework that is applicable to all systems and services provided to clients.
9	Outline how your data security and privacy program/practices materially align with the NIST CSF v1.1	Anthology has a robust product security program that is aligned to NIST standards and is certified to the ISO 27001 standard for information security management systems. As a cloud service provider entrusted with the security of our clients' data, we have incorporated the ISO 27017 and ISO 27018 controls into our compliance framework. <a href="https://www.anthology.com/trust-center/security">https://www.anthology.com/trust-center/security</a>

## Western Suffolk BOCES Education Law §2-d Bill of Rights for Data Privacy and Security

Parents (including legal guardians or persons in parental relationships) and Eligible Students (students 18 years and older) can expect the following:

1. A student's personally identifiable information (PII) cannot be sold or released for any Commercial or Marketing purpose. PII, as defined by Education Law § 2-d and the Family Educational Rights and Privacy Act ("FERPA"), includes direct identifiers such as a student's name or identification number, parent's name, or address; and indirect identifiers such as a student's date of birth, which when linked to or combined with other information can be used to distinguish or trace a student's identity. Please see FERPA's regulations at 34 CFR 99.3 for a more complete definition.
2. The right to inspect and review the complete contents of the student's education record stored or maintained by an educational agency. This right may not apply to Parents of an Eligible Student.
3. State and federal laws such as Education Law § 2-d; the Commissioner of Education's Regulations at 8 NYCRR Part 121, FERPA at 12 U.S.C. 1232g (34 CFR Part 99); Children's Online Privacy Protection Act ("COPPA") at 15 U.S.C. 6501-6502 (16 CFR Part 312); Protection of Pupil Rights Amendment ("PPRA") at 20 U.S.C. 1232h (34 CFR Part 98); and the Individuals with Disabilities Education Act ("IDEA") at 20 U.S.C. 1400 et seq. (34 CFR Part 300); protect the confidentiality of a student's identifiable information.
4. Safeguards associated with industry standards and best practices including, but not limited to, encryption, firewalls and password protection must be in place when student PII is stored or transferred.
5. A complete list of all student data elements collected by NYSED is available at [www.nysed.gov/data-privacy-security/student-data-inventory](http://www.nysed.gov/data-privacy-security/student-data-inventory) and by writing to: Chief Privacy Officer, New York State Education Department, 89 Washington Avenue, Albany, NY 12234.
6. The right to have complaints about possible breaches and unauthorized disclosures of PII addressed. (i) Complaints should be submitted to: [dpo@wsboces.org](mailto:dpo@wsboces.org). (ii) Complaints may also be submitted to the NYS Education Department at [www.nysed.gov/data-privacy-security/report-improper-disclosure](http://www.nysed.gov/data-privacy-security/report-improper-disclosure), by mail to: Chief Privacy Officer, New York State Education Department, 89 Washington Avenue, Albany, NY 12234; by email to [privacy@nysed.gov](mailto:privacy@nysed.gov); or by telephone at 518-474-0937.
7. To be notified in accordance with applicable laws and regulations if a breach or unauthorized release of PII occurs.
8. Educational agency workers that handle PII will receive training on applicable state and federal laws, policies, and safeguards associated with industry standards and best practices that protect PII.
9. Educational agency contracts with vendors that receive PII will address statutory and regulatory data privacy and security requirements.

CONTRACTOR	
[Signature]	
[Printed Name]	Michael Pohorylo
[Title]	Deputy General Counsel
Date:	05/31/2023



# **Anthology Completes Merger with Blackboard, Launches Next Chapter in EdTech**



**Blackboard**

October 25, 2021

## Anthology Completes Merger with Blackboard, Launches Next Chapter in EdTech

# Anthology names new, combined leadership team

**Boca Raton, Fla. and Reston, Va. — October 25, 2021** — Anthology

(<https://www.anthology.com>), a leading provider of higher education software solutions that support the entire learner lifecycle, and Blackboard (<http://www.blackboard.com>) Inc., a leading global EdTech software and solutions company, today completed their previously announced merger.

By bringing Blackboard and Anthology together, the combination will create the most comprehensive and modern EdTech ecosystem at a global scale for education. The company is uniquely positioned to enable deeper insights about the learner so that institutions can deliver unmatched personalized experiences and outcomes across the full learner lifecycle.

The parent company of the newly combined organization will be Anthology, with the Blackboard name continuing as an integral part of its brand portfolio. The Anthology brand represents the collection of the best and signifies the continued focus on creating the next chapter in EdTech. The company will tap its leading global position -- with more than 150 million users across 80 countries -- and a comprehensive portfolio of innovative solutions, to enable institutions to remove the historical barriers between administrative and learning ecosystems and drive learner and institutional success.

Led by Chairman and Chief Executive Officer Jim Milton, a team of top-tier executives (<https://www.anthology.com/company/leadership>) has been identified across both organizations to lead the combined company. The company's headquarters will be in Boca Raton, Florida. The company also will maintain its global facility footprint including the main Blackboard office in Reston, Virginia.

"The closing of the transaction represents the next chapter for Anthology and Blackboard as our collective offerings can deliver unmatched personalized experiences and insights across the full learner lifecycle," said Milton. "Our combined broad set of capabilities – including teaching and learning, student information systems, enterprise resource planning, community engagement, student success and student engagement – will provide our clients with a full suite of enterprise-level products and services that enable institutions to not only focus on data-driven decisions but completely transform both student and institutional success."

Clients across higher education, K-12 schools, government and business sectors of the combined companies will benefit from:

- **Accelerated Investments and Innovation in Current Solutions:** Anthology will continue to support the solutions of both companies with key strategic investments and a focus on accelerating innovation. It also will ensure that the various solutions integrate to a heterogeneous EdTech ecosystem.

- **The World's Largest Modern EdTech Ecosystem and Expanded Portfolio of Solutions:** Clients will have access to an expanded product portfolio and global reach to meet institutions' learning and administrative needs.
- **A Commitment to Privacy, Security and Openness:** Ensuring the privacy and security of clients' data is a foundational principle and the combined company will continue to meet the high privacy standards globally. The combined company believes openness is a critical element for innovation and will continue to integrate and connect with other solutions.

"With this combination, Anthology is poised to accelerate the data-driven higher ed ecosystem that the market has been demanding," said Ramzi Musallam, CEO and Managing Partner of Veritas Capital. "Under the leadership of Jim Milton and the company's proven senior leadership team, Anthology will serve as an industry force to improve outcomes for students and institutions and ensure the advancement of connected knowledge."

The combined entity is majority owned by Veritas Capital ("Veritas"), a longstanding technology investor with a focus on companies operating at the intersection of technology and government. Leeds Equity Partners ("Leeds"), a private equity firm focused exclusively on partnering with companies in the Knowledge Industries, holds a minority stake in the company as well as Providence Equity Partners LLC ("Providence"), Blackboard's previous majority owner.

Milbank LLP acted as legal advisor to Anthology and Veritas. Deutsche Bank served as financial advisor to Blackboard, and Weil, Gotshal & Manges LLP acted as legal advisor to Blackboard. Debevoise & Plimpton LLP acted as legal advisor to Providence.

## For Media Inquiries

Please email Phil Johnson, Senior Public Relations Manager, North America at [phil.johnson@anthology.com](mailto:phil.johnson@anthology.com)  
(<mailto:phil.johnson@anthology.com>)



Anthology supports learners and institutions with the largest EdTech ecosystem on a global scale.

## CONTACT US

[Community and Support](#)  
(/community-and-support).

[Our Offices](#) (/our-offices).



[\(https://www.facebook.com/TheAnthologyInc/\)](https://www.facebook.com/TheAnthologyInc/).

 (https://twitter.com/AnthologyInc).



[\(https://www.linkedin.com/company/anthologyinc/\)](https://www.linkedin.com/company/anthologyinc/).



[\(https://www.instagram.com/anthology\\_inc/\)](https://www.instagram.com/anthology_inc/).

[About Us](#) (/about-us)

[Resources](#)  
(/resources)

[Client Success Stories](#)  
(/client-success-stories)

[Integration Partnerships](#)  
(/integration-partnerships)

[Channel Partnerships](#)  
(/channel-partnerships)

**Anthology Trust Center** (/trust-center)

[Privacy Statement](#)  
(/trust-center/privacy-statement)

[US State Privacy Notice](#) (/trust-center/us-state-privacy-notice)

[Modern Slavery Act Statement](#)  
(/trust-center/modern-slavery-act-statement)

[Accessibility](#)  
(/trust-center/accessibility)

[Security](#) (/trust-center/security)

[Terms of Use](#)  
(/trust-center/terms-of-use)

**What's New?**

Check out the newsroom  
(/about-us/newsroom)

**We're Hiring!**

Join our team  
(/about-us/careers)